

HOUSE BILL NO. HB0099

Prescription and possession of FDA approved drugs.

Sponsored by: Representative(s) Barlow, Blake, Hallinan,
Kirkbride and Miller and Senator(s) Baldwin
and Von Flatern

A BILL

for

1 AN ACT relating to controlled substances; specifying that a
2 practitioner may prescribe any FDA approved drugs;
3 authorizing possession of prescribed drugs approved by the
4 FDA; and providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 35-7-1031(c)(intro) is amended to
9 read:

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11 **35-7-1031. Unlawful manufacture or delivery;**
12 **counterfeit substance; unlawful possession.**

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14 (c) It is unlawful for any person knowingly or
15 intentionally to possess a controlled substance unless the

1 substance was obtained directly from, or pursuant to a
2 valid prescription or order of a practitioner while acting
3 in the course of his professional practice, or except as
4 otherwise authorized by this act. With the exception of any
5 drug that has received final approval from the United
6 States food and drug administration, including dronabinol
7 as listed in W.S. 35-7-1018(h), and notwithstanding any
8 other provision of this act, no practitioner shall dispense
9 or prescribe marihuana, tetrahydrocannabinol, or synthetic
10 equivalents of marihuana or tetrahydrocannabinol. ~~and~~ No
11 prescription or practitioner's order for marihuana,
12 tetrahydrocannabinol, or synthetic equivalents of marihuana
13 or tetrahydrocannabinol shall be valid, unless the
14 prescription is for a drug that has received final approval
15 from the United States food and drug administration,
16 including dronabinol. Any person who violates this
17 subsection:

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19 **Section 2.** This act is effective July 1, 2018.

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(END)