

## Further Thoughts

- The single ingredient necessary to make crystal (*d*-meth) is ephedrine/pseudoephedrine.

- In addition to abuse and use to make meth, pseudoephedrine has “undesirable side effects, including central nervous system stimulation, lightheadedness, nervousness, anxiety, paranoia, heart arrhythmia, atrial fibrillations and premature ventricular contractions.”

- United States Patent 6,495,529 (Booth, *et al*) (Warner-Lambert, nka Pfizer) (December 17, 2002), column 1, lines 57 *et seq*, citing 95 American Hospital Formulary Service 847-48.

- In states that have moved pseudoephedrine to full Schedule V (behind the pharmacy counter) or Schedule III (prescription only), nearly all of the former pseudoephedrine products have been reformulated with phenylephrine and are back on regular retail shelves.

- The real impact on legitimate consumers has therefore been almost nonexistent.



INTRODUCING  
NEW REFORMULATED SINE-OFF.  
Works to fight colds, flu, sinus congestion,  
and the devastating effects of Meth abuse.

- There has been almost no public outcry in Oregon regarding moving pseudoephedrine to prescription (which happened on July 1, 2006).

## Questions?

**Rob Bovett, Legal Counsel**  
Oregon Narcotics Enforcement Association  
[rbovett@co.lincoln.or.us](mailto:rbovett@co.lincoln.or.us)  
(541) 265-4108



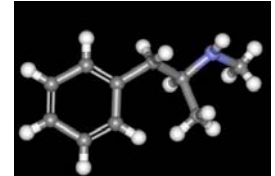
## More Info

Questions? Comments? Feel free to contact me at the e-mail addresses or phone number listed above.

In addition, most of the studies, data, and legislation that form the basis for this pamphlet are posted at [www.oregondec.org](http://www.oregondec.org)



## The Case for Moving Pseudoephedrine



## to Schedule III (prescription only)

Presented at the annual conference of the



Bal Harbour, Florida  
May 23-24, 2007

# The Case for Moving Pseudoephedrine to Schedule III (prescription only)

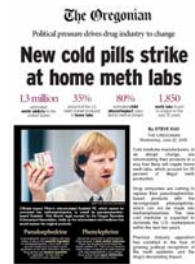
## A

### Small Toxic Labs

- Local small toxic meth labs account for about 20% of the meth on our streets.



- Moving pseudoephedrine (PSE) to Schedule V lite (behind the counter, but not pharmacy only) results in a 40-60% reduction in small toxic meth labs.



- Moving PSE to Schedule V (behind the pharmacy counter) results in a 70-90% reduction.

- After moving PSE to Schedule V, the remaining small toxic meth labs are driven by (a) interstate smurfing; and (b) intrastate group smurfing.

- To address interstate smurfing, Subtitle A of the Combat Meth Epidemic Act (CMEA) moved the entire Nation to Schedule V lite (but not Schedule VI!).

- To address group smurfing, Oregon moved PSE to Schedule III (prescription only).

- The result is the elimination (not just reduction) of small toxic meth lab incidents in Oregon. Oregon hasn't had an EPIC category 1 meth lab incident for over 7 months (we used to average 40 per month).

## B

### Super Labs

- Super labs account for about 80% of the meth on our streets.

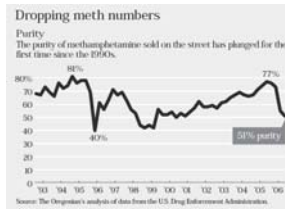


- Subtitle B of the CMEA provides for international tracking and control of PSE feeding the super labs.



- Coupled with strong action by Mexico and the United Nations, there has been mounting pressure on PSE source nations to track and report shipments of PSE to prevent diversion to the super labs.

- The initial results have been positive: Declining meth purity and increasing meth price in some parts of the U.S.



- However, there are still gaping holes that need to be plugged, primarily in China.



## C

### Conclusion

- If the current efforts to control the PSE feeding the super labs continues and is ultimately successful, individual states that have not moved PSE to Schedule III (or at least full Schedule V) may experience a resurgence of smurfing and local small toxic meth labs to fill the resulting gap in supply.



- This is potentially very bad news for public safety, the environment, and drug endangered children.

- In light of recent events, leaving any PSE products in convenience stores is a recipe for disaster.

- S 1276, the Meth Production Prevention Act, which would enable and fund the electronic monitoring of PSE sales, is an excellent approach to end smurfing.

- However, in Oregon we eliminated smurfing without all of that trouble and expense, simply by returning PSE to a prescription drug, as it was prior to 1976.

**SENATE CONSIDERS  
Meth Prevention Act S. 1276**

To establish a grant program to facilitate the creation of methamphetamine precursor electronic tracking systems, and for other purposes.

IN THE SENATE OF THE UNITED STATES  
May 5, 2007

Mr. DeWine (for himself, Mr. Stabenow, Mr. Coons, Mr. Vitter, Mr. Blumenthal, and Mr. White) introduced the following bill, which was read twice and referred to the Committee on Judiciary:

**A BILL**

To establish a grant program to facilitate the creation of methamphetamine precursor electronic tracking systems, and for other purposes.

- Be it enacted by the Senate and House of Representatives in Congress assembled,
- That all laws of the United States of America in Congress assembled,
- SECTION 1. SHORT TITLE.
- This Act may be cited as the "Methamphetamine Production Prevention Act of 2007".