

LEGISLATIVE REFERENCE BUREAU

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No. _____

Legislative Reference Bureau

An Act amending the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act, further providing for definitions and for misbranding.

INTRODUCED _____

By Cappelletti, Amanda M. District NO. _____

By _____ District NO. _____

By _____ District NO. _____

By _____ District NO. _____

See next page for additional co-sponsors.

Prior Session _____

Referred to Committee on

Date _____

Reported _____

As Committed-Amended

Recomendation

By Hon. _____

AN ACT

1 Amending the act of April 14, 1972 (P.L.233, No.64), entitled
2 "An act relating to the manufacture, sale and possession of
3 controlled substances, other drugs, devices and cosmetics;
4 conferring powers on the courts and the secretary and
5 Department of Health, and a newly created Pennsylvania Drug,
6 Device and Cosmetic Board; establishing schedules of
7 controlled substances; providing penalties; requiring
8 registration of persons engaged in the drug trade and for the
9 revocation or suspension of certain licenses and
10 registrations; and repealing an act," further providing for
11 definitions and for misbranding.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 2(b) of the act of April 14, 1972
15 (P.L.233, No.64), known as The Controlled Substance, Drug,
16 Device and Cosmetic Act, is amended by adding a definition to
17 read:

18 Section 2. Definitions.--* * *

19 (b) As used in this act:

20 * * *

21 "Gluten-containing grain." Any of the following grains or a
22 crossbred hybrid of any of the following grains:

1 (1) wheat, including any species belonging to the genus
2 Triticum;

3 (2) rye, including any species belonging to the genus
4 Secale;

5 (3) barley, including any species belonging to the genus
6 Hordeum; or

7 (4) oat, including any species belonging to the genus Avena
8 sativa.

9 * * *

10 Section 2. Section 8 of the act is amended by adding a
11 clause to read:

12 Section 8. Misbranding.--A controlled substance, other drug
13 or device or cosmetic shall be deemed to be misbranded:

14 * * *

15 (13) If it is an oral controlled substance or other oral
16 drug containing an ingredient derived directly or indirectly
17 from a gluten-containing grain, unless its label bears a
18 statement that the drug contains the ingredient and identifies
19 the ingredient and type of gluten-containing grain from which
20 the ingredient is derived.

21 Section 3. This act shall take effect in two years.