

The State of Texas  
Texas House of Representatives



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**LEO BERMAN**  
STATE REPRESENTATIVE  
DISTRICT 6 ★ SMITH COUNTY

May 30, 2005

Eduardo J Sanchez, M.D., M.P.H.  
Commissioner, Texas Department of State Health Services  
1100 West 49<sup>th</sup> Street  
Austin, Texas 78756-3199

RE: CSHB 164, Methamphetamine Bill

Dear Commissioner Sanchez:

This letter is to inform the Department of State Health Services the intent of the language concerning "Over-the-counter sales," in CSHB 164.

In Sub-chapter B, Section 486.014 "prerequisite to sale," sub-section (3)(A) and (B) of CSHB 164 states that no more than two packages of product or six grams of ephedrine, pseudoephedrine, norpseudoephedrine, or a combination of these products, shall be purchased in a single transaction.

The intent of this language concerning over-the-counter sales, was to make sure that the sum of two packages of product could not contain more than six grams of pseudoephedrine base.

I hope this clarification helps in the Department's rule making process. Thank you very much for your time in this matter.

Sincerely,

A handwritten signature in black ink that reads "Leo Berman".

Leo Berman  
State Representative  
District 6

cc: Karen Tannert, Chief Pharmacist  
Drugs and Medical Devices Division, DSHS