

65-4167. Trafficking in counterfeit drugs. (a) Trafficking in counterfeit drugs is intentionally manufacturing, distributing, dispensing, selling or delivering for consumption purposes, or holding or offering for sale, any counterfeit drug.

(b) Trafficking in counterfeit drugs which have a retail value of less than \$500 is a class A nonperson misdemeanor, trafficking in counterfeit drugs which have a retail value of at least \$500 but less than \$25,000 is a severity level 9, nonperson felony and trafficking in counterfeit drugs which have a retail value of \$25,000 or more is a severity level 7, nonperson felony.

(c) A pharmacy which is inadvertently in possession of counterfeit drugs may return those drugs to the supplier who provided the drugs to the pharmacy.

History: L. 2006, ch. 177, § 1; July 1.