



*Fighting the methamphetamine problem in Kansas one community at a time*

# Record

Number 4

November 2004

## Project Responds to Oklahoma Legislation



**T**he Kansas Methamphetamine Prevention Project will soon undertake a major initiative to combat the effects of recent anti-meth legislation in nearby Oklahoma.

In April 2004 Oklahoma governor Brad Henry signed into law the strictest methamphetamine legislation in the country, and Kansas communities have experienced the consequences.

The bill is known as the “Trooper Nik Green Act” in memory of an Oklahoma state trooper killed by a man who was allegedly operating a mobile meth lab out of his car. The law regulates pseudoephedrine, a common cold and allergy medicine ingredient used in the illegal manufacture of methamphetamine.

The legislation makes pseudoephedrine-containing medications Schedule V, which means that consumers still can buy the drug without a prescription, but they must buy the drug from a licensed pharmacist, show photo identification and provide a signature.

The law applies to tablets containing pseudoephedrine, but doesn’t apply to liquids, liquid capsules or gel caps in which pseudoephedrine is not the only active ingredient.

As a result of this legislation,

many Kansas counties near the Oklahoma border have seen an increase in meth-related activity.

Numerous media reports have documented and many Kansas law enforcement officers have told the KMPP that they have seen an increase in Oklahoma residents coming to Kansas to steal large quantities of pseudoephedrine for the sole purpose of manufacturing methamphetamine.

Kansas has no law similar to the Oklahoma legislation, but it might in the future (see “2005 Kansas Legislation Forecast” on page four).

The KMPP is working to respond to the Oklahoma legislation.

Funded by the Consumer Healthcare Products Association, the KMPP will undertake its “Border County Initiative,” a

See **Oklahoma Legislation**, page 3

See **Related:**

See **Border County Initiative Map**,  
Page 5

See **Border County Initiative Facts**,  
Page 6

### Inside

- Project Information . . . 2
- Oklahoma Law . . . . . 3
- Missouri Law . . . . . 3
- Kansas Child Endangerment Bill . . . . . 4
- Kansas Legislation Forecast . . . . . 4
- Drug Endangered Children . . . . . 5
- Border County Initiative Info . . . . . 6-7
- Funding Update . . . . . 8
- Partner of the Year . . . 9
- Kansas Retailer Meth Watch Expansion . . . 10



**PARTNER AGENCIES:**

**Kansas Regional Prevention Centers**

**Shawnee Regional Prevention and Recovery Services**

**K-State Research and Extension**

**Kansas Bureau of Investigation**

**Kansas Department of Health and Environment**

**Midwest HIDTA**

**Kansas Social and Rehabilitation Services—Addiction & Prevention Services & Children and Family Policy Division**

**Kansas National Guard**

**Safe Streets**

**Kansas Family Partnership/RADAR Network**

**Kansas Farm Bureau**

**Sedgwick County District Attorney's Office**

**United States Attorney's Office -Wichita**

**Community Systems Group**

**University of Kansas**

**PROJECT STAFF:**

**Cristi Cain, Coordinator**

**Loretta Wyrick, Assistant Coordinator**

For information regarding copies of the Record, contact the Kansas Methamphetamine Prevention Project, 2209 SW 29th St.,

Topeka, KS 66611

Tel. (785) 266-8666

Fax (785) 266-3833

Loretta Wyrick,

lwyrick@parstopeka.com

www.ksmethpreventionproject.org

**Kansas Regional Prevention Center System**

*Regional Prevention Centers provide drug and alcohol prevention education and technical assistance to communities across the state of Kansas.*

South Central	Newton, KS	316-283-6743
Wichita/Sedgwick	Wichita	316-262-2421
Flint Hills	Emporia Office	620-343-2211
Flint Hills	El Dorado Office	316-321-6628
Southeast KS	Girard	620-724-6281
North Central KS	Salina	785-825-6224
Northwest	Hays	785-625-5521
Northwest	Colby	785-462-8152
Northwest	Goodland	785-899-3848
Southwest Kansas	Garden City	620-276-9624
East Central	Lawrence Office	785-830-8238
Johnson/Leavenworth/Miami	Olathe	913-715-7880
Wyandotte County	Kansas City	913-288-7685
Northeast KS	Manhattan	785-587-4372
Shawnee County	Topeka	785-266-8666

This Project is funded by the Federal Edward Byrne Memorial State and Local Law Enforcement Assistance Program as administered by the Kansas Criminal Justice Coordinating Council. The opinions, findings and conclusions, or recommendations expressed in this publication are those of the author and do not necessarily reflect the views of the Kansas Criminal Justice Coordinating Council or the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.

This newsletter is available to download in Adobe Acrobat (PDF) format from the Kansas Methamphetamine Prevention Project website, [www.ksmethpreventionproject.org](http://www.ksmethpreventionproject.org). Follow the "Project Materials" link to find this and other newsletters.

## Oklahoma Legislation

*Continued from page 1*

multi-county response to the Oklahoma legislation.

The initiative will target all Kansas counties bordering Oklahoma, plus the counties of Sedgwick, Allen, and Crawford.

T.J. Ciaffone, Kansas Retailer Meth Watch Program Coordinator with the Kansas Department of Health and Environment, will visit all the counties bordering Oklahoma to participate in town hall meetings in partnership with the Regional Prevention Centers serving border counties.

The KMPP will also be providing small amounts of funding to communities for implementation of methamphetamine prevention efforts.

For more information, see pages six and seven.

### **Quick Facts** about the Oklahoma law

- Signed into law: April 7, 2004
- House Bill 2176
- Regulates pseudoephedrine in tablet form
- Strictest in the nation
- Only licensed pharmacies can sell the product
- Consumers must show identification to buy the product
- Consumers must provide a signature to buy the product

---

## Legislation on the books in Missouri, too

**M**issouri passed one of the more stringent pieces of meth-related legislation last year.

Effective August 28, 2003, products containing ephedrine and pseudoephedrine as their sole active ingredient were limited to two packages per purchase, or no more than six grams, in the state of Missouri. Before the legislation the limit was three packages per purchase.

Also, these products now have to be kept behind the checkout counter, or within ten feet of a cashier, or in clear view of a cashier, or would have to include an electronic anti-theft device.

Medicines containing ephedrine and pseudoephedrine and other active ingredients were limited to three packages per purchase.

### **Quick Facts** about the Missouri law

- Effective August 28, 2003
- House Bill 470
- Limits the display and sale of some ephedrine and pseudoephedrine products
- Limits medicines containing pseudoephedrine as the sole active ingredient:
  - must be stored behind a counter
  - or within 10 feet of a cashier
  - or in clear view of a cashier
  - or must include an electronic anti-theft device
- Two package limit per purchase for products with pseudoephedrine as the sole active ingredient
- Three package limit for multiple active ingredients, including pseudoephedrine

# Kansas Child Endangerment Law Passes

Even though Kansas does not have laws regulating the sale and display of over-the-counter medicines like Missouri and Oklahoma, other laws exist which address the methamphetamine problem.

In May 2004, House Bill 2730 passed, which expanded the definition of endangering a child to include methamphetamine-related activities.

Endangering a child now includes allowing a child under 18 years of age to be present where someone is selling, offering for sale or possessing with the intent to sell, deliver, distribute, prescribe, administer, dispense, manufacture or attempt to manufacture methamphetamine.

In addition, endangering a child includes having a child under 18 years of age be present around drug paraphernalia or toxic or flammable chemicals stored for the purpose of manufacturing or attempting to manufacture methamphetamine.

The law increased the penalty for endangering a child in this manner from a Class A misdemeanor to a Level 9 felony.



## **Quick Facts** about the Kansas law

It is a Level 9 felony to:

- Manufacture and sell, or attempt to manufacture and sell, meth in the presence of a child under 18 years old
- Have the volatile, toxic or flammable chemicals needed to make meth in the presence of a child under 18 years old

# 2005 Kansas Legislation Forecast

Kansas Bureau of Investigation (KBI) will be introducing legislation which limits the availability of pseudoephedrine in pill form during the next legislative session.

The proposed law will be similar to the recently passed Oklahoma legislation (see page one story, "Project Responds to Oklahoma Legislation").

The Oklahoma legislation strictly limits the sale of products in pill form which contain the ingredient pseudoephedrine (see page three, "Quick Facts about the Oklahoma Law").

Currently, Kansas has no law limiting the sale of pseudoephedrine, however many communities participate in the voluntary Retailer Meth Watch program.

Retailer Meth Watch is a program designed to reduce the theft

and suspicious sale of pseudoephedrine products and other common household products which are used in the meth manufacturing process.

The voluntary program provides materials and tips on how retailers can help deter theft and cooperate with law enforcement.

Even though the legislation limiting the sale of pseudoephedrine will be proposed, KBI and other KMPP partner agencies support the continued adoption of the Retailer Meth Watch program across the state.

KBI and KDHE, in cooperation with retailers, started the nationally-recognized Retailer Meth Watch program in 1999.

For a related article on the success of the Kansas Retailer Meth Watch Program, see the page ten story, "KMPP Partner Program Goes Nationwide."

Contact information for the Kansas Retailer Meth Watch Program can be found on page ten.

## **Information on Similar Legislation**

National Alliance for Model State Drug Laws  
[www.natlalliance.org](http://www.natlalliance.org)

*Includes information on state alcohol and drug laws and policies*



## Drug Endangered Children Efforts Expand in Kansas and Across the Nation

In June, KMPP staff attended the inaugural conference of the National Alliance for Drug Endangered Children in Denver.

The conference brought together more than 500 attendees from the United States in an effort to address on a national scale the issues and challenges accompanying the identification, rescue and treatment of drug endangered children.

Drug endangered children are children residing in homes where drugs are manufactured, distrib-

uted, and abused.

The KMPP has been very involved in DEC issues since 2003. In September of that year, it provided small amounts of funding—mini-grants—to 16 communities in Kansas to implement or continue their DEC efforts.

In 2003, the KMPP also started a statewide DEC Committee which meets quarterly in Wichita to discuss DEC issues affecting Kansas communities.

The KMPP provides technical assistance to Kansas communities who

are implementing, or want to implement, DEC efforts.

The Denver conference provided all attendees, including the KMPP, with the right to use the National Alliance for DEC logo for individ-

ual states, seen above.

You can adapt the Kansas Alliance for DEC logo for your particular county's DEC efforts. Contact the KMPP for details.

### *DEC Resources*

Office of National Drug Control Policy's Drug Endangered Children

[www.whitehousedrugpolicy.gov/enforce/dr\\_endangered\\_child.html](http://www.whitehousedrugpolicy.gov/enforce/dr_endangered_child.html)

*Includes links to DEC conferences, programs, and protocols nationwide*

## Drug Endangered Communities Conference

Two nationally-recognized experts on maternal drug use during pregnancy and substance abuse prevention and treatment were featured at the "Drug Endangered Communities Conference" August 18-19 in Topeka. Over 280 people were in attendance.

Ira Chasnoff, M.D. and Dennis Embry, Ph.D provided information about fetal alcohol syndrome,

drugs, pregnancy and parenting, and cost-effective prevention, intervention, and treatment strategies for mother and child from pregnancy through adolescence.

The conference was held in cooperation with the Shawnee County Drug Endangered Children Community Planning Team, of which KMPP is a member.

*For a list of conference sponsors, see page nine.*

### *Quick Info*

Dr. Ira Chasnoff's Children's Research Triangle:

[www.cr-triangle.org/crt/](http://www.cr-triangle.org/crt/)

Dr. Dennis Embry's PAXIS Institute:

[www.paxis.org](http://www.paxis.org)



# Border County Initiative County Facts

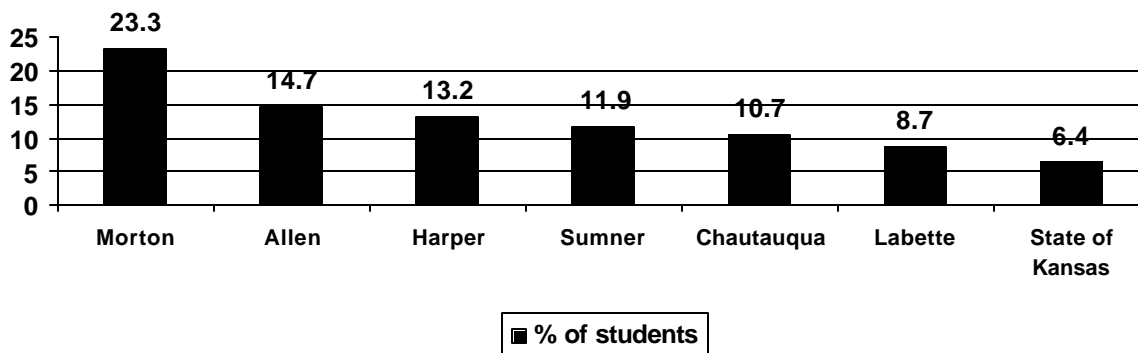
<u>County</u>	<u>Population size</u>	<u>Number of reported meth labs in 2004</u>
Cherokee	22,605	60
Labette	22,835	9
Montgomery	36,252	3
Chautauqua	4,359	None reported
Cowley	36,291	41
Sumner	25,946	3
Harper	6,536	1
Barber	5,307	1
Commanche	1,967	None reported
Clark	2,390	1
Meade	4,631	None reported
Seward	2,510	1
Stevens	5,463	None reported
Morton	3,496	None reported

## Additional Counties in the Border County Initiative

*The following counties have had a high number of reported labs or a high number of reported thefts and/or sales of precursor products since the Oklahoma legislation passed.*

<u>County</u>	<u>Population size</u>	<u>Number of reported meth labs in 2004</u>
Allen	14,385	39
Crawford	38,242	71 (borders Missouri)
Sedgwick	452,869	14

## 2004 Lifetime Meth Usage for 12th Graders in Target Counties



*Many of the target communities are experiencing usage of meth by youth at a much higher rate than the state average.*

# KMPP Receives Additional Funding

The KMPP recently received funds from three different sources. The Project received a second year of funding starting July 1, 2004 from the Edward Byrne Memorial State and Local Law Enforcement Assistance Grant.

The Byrne money is from the Edward Byrne Memorial State and Local Law Enforcement

Assistance Grant.

The Byrne money is from the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, and is administered by the Kansas Criminal Justice Coordinating Council.

The Project also received funding from the Office of Community Oriented Policing

Services (COPS) through a collaboration with the Kansas Bureau of Investigation and the Kansas Department of Health and Environment.

Finally, the Consumer Healthcare Products Association provided the KMPP with the funding for the "Border County Initiative" (see page one story).

## Funding Information

**Edward Byrne Memorial State and Local Law Enforcement Assistance Grant**  
[www.ks governor.org/kcjcc\\_byrne.html](http://www.ks governor.org/kcjcc_byrne.html)

**Office of Community Oriented Policing Services**  
[www.cops.usdoj.gov/default.asp?Item=46](http://www.cops.usdoj.gov/default.asp?Item=46)

**Consumer Healthcare Products Association**  
[www.chpa-info.org/Web/index.aspx](http://www.chpa-info.org/Web/index.aspx)

# Partner of the Year: Sandy Charbonneau

In September, KMPP partner Sandy Charbonneau was awarded one of Prevention and Recovery Services' Partner of the Year Awards (Prevention and Recovery Services in Topeka is home to the offices of the KMPP).

Charbonneau was nominated because of her dedication and support of the Project during the previous year.

Charbonneau helped the KMPP

with nine trainings and conferences between 2003 and 2004. She also is an active member of the Kansas Alliance for Drug Endangered Children and the KMPP Advisory Committee.

Charbonneau is an assistant district attorney in the Office of District Attorney Nola T. Foulston for the 18<sup>th</sup> Judicial District of Kansas in Sedgwick County. She is assigned to the Child in Need of

Care Department of the Juvenile Division and handles a full spectrum of cases from sexual abuse to truancy.

Charbonneau graduated from Washburn University School of Law in 1997. She is a member of the Wichita Bar Association, National District Attorneys Association, and the Kansas County and District Attorneys Association.

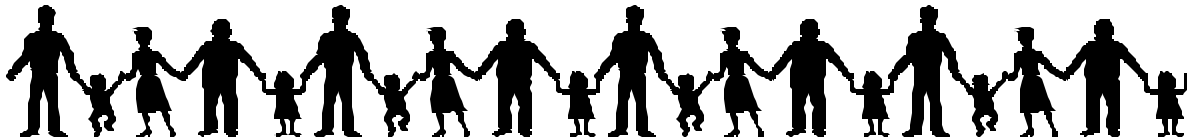
# Congratulations, Sandy!

## Drug Endangered Communities Conference

# Sponsors

**Shawnee County Drug Endangered Children Community Planning Team; Topeka Area SRS Office; TAF Solutions Case Management; Safe Streets Topeka-Shawnee County; Kansas Association of Addiction Professionals; Kansas Children's Service League; Head Start State Collaboration Office; Valeo Recovery Center; Topeka-Shawnee County Alcohol and Drug Advisory Council; Shawnee Regional Prevention and Recovery Services, Inc.; Kansas Methamphetamine Prevention Project; Kansas SRS-Addiction and Prevention Services; Topeka Community Foundation—Boss Hawg's Charitable Giving Fund; Stormont-Vail Health Care/Pozez Education Center; Shawnee County Health Agency.**

*For the story about the conference, see page five.*



## Farewell to a Project Staff Member

Laurie Harrison, the Kansas Methamphetamine Prevention Project Assistant Coordinator, has accepted a position with the Kansas Coalition Against Sexual and Domestic Violence as the Public Relations and Media Relations Coordinator.

The KCSDV is a statewide coalition which provides assistance to all battered women's shelters across Kansas. Her last day with the Project was October 29<sup>th</sup>.

During her two years with

the KMPP, Laurie created and maintained the Project website and email newsletters, planned the Project's first state conference in September 2003, coordinated the mini-grant program, and provided technical assistance to communities in Kansas and throughout the country.

Laurie spoke at the National Prevention Network Conference, the 28<sup>th</sup> Annual Governor's Conference for the Prevention of Child Abuse and Neglect, and the Meth Watch State Leadership Training in Washington D.C. Laurie also

## KMPP Welcomes New Staff Member

Loretta Wyrick joined the KMPP staff as Assistant Coordinator on November 15<sup>th</sup>. She has previous experience working as a case manager at Big Brothers Big Sisters of Topeka and Heartland Works. Loretta has a degree in English and Women's Studies from the University of Kansas. She resides in Lawrence and is an avid KU basketball fan. Loretta will become a familiar face to those of you who work with the Project. She is looking forward to the tasks and challenges that are part of working on the KMPP and we are very delighted that she has joined the Project.

Welcome, Loretta!

# KMPP Partner Program Goes Nationwide

The Kansas Retailer Meth Watch Program (RMW) has been adopted as a national model to reduce or eliminate methamphetamine labs in more than 20 states.

The Kansas Retailer Meth Watch Program is coordinated by the Kansas Department of Health and Environment. The Kansas Bureau of Investigation (KBI) and retailers also assisted with the development of Retailer Meth Watch.

Both the KDHE and the KBI are partner agencies of the Kansas Meth Prevention Project (see page four "2005 Kansas Legislation Forecast" for RMW program information).

The Consumer Healthcare

Products Association (CHPA) adopted the Retailer Meth Watch as a national model for other states and retailers and invited representatives from many states to a training held July 8-9, 2004.

KMPP staff members, Cristi Cain and Laurie Harrison, KDHE



staff T.J. Ciaffone, and KMPP partners Steve Bundy, Rice County Sheriff; Currie Myers, Johnson County Sheriff; and Paul Evensen, KMPP Evaluator, were co-trainers at the July training in Washington D.C.

Attendees of the training represented 22 states, and six additional states have asked RMW for assistance in implementing their state's Meth Watch Programs.

All of the states working on RMW implementation have agreed to, or will agree to, use the logo that the Kansas Retailer Meth Watch Program members designed and KDHE trademarked three years ago.

Each state must agree to make only one change to the logo—to replace Kansas with their particular state name—so that the logo remains consistent for nationwide recognition.

CHPA has received permission from KDHE to distribute the Retailer Meth Watch logo and program information on its behalf.

## States Adopting or Interested in Adopting Kansas Retailer Meth Watch

Alabama	North Dakota
Alaska	New York
Arkansas	Oklahoma
Arizona	Oregon
California	Pennsylvania
Georgia	Rhode Island
Iowa	South Carolina
Illinois	Tennessee
Louisiana	Texas
Michigan	Utah
Minnesota	Virginia
Missouri	Washington
Montana	Wyoming
North Carolina	

## For More Information

### Kansas Retailer Meth Watch Program

- [www.kdhe.state.ks.us/methwatch](http://www.kdhe.state.ks.us/methwatch)
- (785) 368-7301
- T.J. Ciaffone  
TCiaffone@Kdhe.state.ks.us

### Meth Watch Program (national website)

- [www.methwatch.com](http://www.methwatch.com)
- (202) 429-9260
- Virginia Cox,  
vcox@chpa-info.org
- Elizabeth Assey  
eassey@chpa-info.org