

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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SENATE BILL 473*

Short Title: Delivery of Devices/Medical Equipment. (Public)

Sponsors: Senators Swindell; Foxx, Garrou, Metcalf, Purcell, and Thomas.

Referred to: Commerce.

March 15, 2001

A BILL TO BE ENTITLED

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2 AN ACT TO CLARIFY THAT ANY PLACE, WHETHER LOCATED IN THIS
3 STATE OR OUT-OF-STATE, DELIVERING OR DISPENSING DEVICES OR
4 MEDICAL EQUIPMENT TO A USER IN THIS STATE SHALL COMPLY WITH
5 THE REGISTRATION REQUIREMENTS OF THE BOARD OF PHARMACY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 90-85.22 reads as rewritten:

8 "**§ 90-85.22. Device and medical equipment permits.**

9 (a) Devices. – Each ~~place~~place, whether located in this State or out-of-state,
10 where devices are dispensed or delivered to the user in this State shall register annually
11 with the Board on a form provided by the Board and obtain a device permit. A business
12 that has a current pharmacy permit does not have to register and obtain a device permit.
13 Records of devices dispensed in pharmacies or other places shall be kept in accordance
14 with rules adopted by the Board.

15 (b) Medical Equipment. – Each ~~place~~place, whether located in this State or out-
16 of-state, that delivers medical equipment to the user of the equipment in this State shall
17 register annually with the Board on a form provided by the Board and obtain a medical
18 equipment permit. A business that has a current pharmacy permit or a current device
19 permit does not have to register and obtain a medical equipment permit. Medical
20 equipment shall be delivered only in accordance with requirements established by rules
21 adopted by the Board."

22 **SECTION 2.** This act is effective when it becomes law.