

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 742  
Second Edition Engrossed 5/9/91

Short Title: Medical Device Regs.

(Public)

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Sponsors: Senator Cooper.

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Referred to: Human Resources.

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April 22, 1991

A BILL TO BE ENTITLED

AN ACT TO AMEND THE REGULATION OF MEDICAL DEVICES BY THE  
STATE BOARD OF PHARMACY.

The General Assembly of North Carolina enacts:

Section 1. G.S.90-85.3(e) reads as rewritten:

"(e) 'Device' means an instrument, apparatus, implement, machine, contrivance, implant, in vitro reagent or other similar or related article including any component part or accessory, ~~that is required by law to be dispensed only pursuant to a prescription order.~~ whose label or labeling bears the statement 'Caution: federal law requires dispensing by or on the order of a physician.' Devices used in hospitals licensed under Article 5 of Chapter 131E, and Article 4 of Chapter 122C, of the General Statutes, and devices used or provided in the lawful treatment of patients by licensed medical doctors, dentists, physical therapists, occupational therapists, speech pathologists, chiropractors, and nurses licensed under Chapter 90 are not included in this definition provided that they are not used to dispense or administer drugs."

Sec. 2. This act is effective upon ratification.