In subsection (c) of this section, references to the "United States Pharmacopeia and National Formulary" are substituted for the language that refers to the "United States Pharmacopeia". These publications have merged since former Article 43, § 189B was enacted.

As to the reference to the Federal Act in subsection (b)(12) of this section, see 21 U. S. C. 357 (c) and (d).

For 2 additional conditions under which a drug is misbranded, see § 4-220(d) and (e) of this subtitle.

4-219. EXEMPTIONS FROM LABELING AND PACKAGING REQUIREMENTS FOR DRUGS AND DEVICES SUBJECT TO ADDITIONAL PROCESSING, LABELING, OR PACKING.

(A) APPLICATION OF SECTION.

A DRUG OR DEVICE IS NOT SUBJECT TO THE LABELING OR PACKAGING REQUIREMENTS OF THIS SUBTITLE IF A RULE OR REGULATION IS ADOPTED UNDER THE FEDERAL ACT OR AS PROVIDED UNDER THIS SECTION TO EXEMPT IT.

(B) RULES AND REGULATIONS ADOPTED BY SECRETARY.

THE SECRETARY SHALL ADOPT RULES AND REGULATIONS TO EXEMPT FROM THE LABELING REQUIREMENTS OF THIS SUBTITLE ANY DRUG OR DEVICE THAT IS TO BE TRANSPORTED IN SUBSTANTIAL QUANTITIES FROM ONE ESTABLISHMENT TO ANOTHER, IF IN ACCORDANCE WITH THE PRACTICE OF THE TRADE, THE DRUG OR DEVICE IS TO BE PROCESSED, LABELED, OR REPACKED AT THE SECOND ESTABLISHMENT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 189B(17).

4-220. PRESCRIPTION REQUIREMENTS.

(A) IN GENERAL.

A DRUG THAT IS INTENDED FOR USE BY HUMAN BEINGS AND IS IN ANY OF THE FOLLOWING CLASSIFICATIONS MAY BE DISPENSED BY A PHARMACIST ONLY ON A WRITTEN OR ORAL PRESCRIPTION FROM A HEALTH PRACTITIONER AUTHORIZED BY LAW TO PRESCRIBE THE DRUG:

(1) A HABIT-FORMING DRUG TO WHICH § 4-218(B)(1) OF THIS SUBTITLE APPLIES.

(2) A DRUG THAT BECAUSE OF ITS TOXICITY OR OTHER POTENTIALITY FOR HARMFUL EFFECT, THE METHOD OF ITS USE, OR