

(4) In compliance with the rules and regulations adopted by the Board under this section.

(i) Subject to the Administrative Procedure Act, the Board may suspend or revoke the home [hemodialysis] DIALYSIS distribution permit of any home [hemodialysis] DIALYSIS distribution permit holder who fails to comply with subsection (h) of this section.

12-703.

A person may not establish or operate a pharmacy in this State OR A NONRESIDENT PHARMACY unless the person holds a pharmacy permit issued by the Board.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1997.

Approved May 22, 1997.

CHAPTER 615

(Senate Bill 664)

AN ACT concerning

State Board of Pharmacy – Disciplinary and Regulatory Authority

FOR the purpose of altering certain disciplinary and regulatory authority of the State Board of Pharmacy; authorizing the Board to adopt a certain code of conduct for licensees; requiring the Board to disclose certain information to certain governmental units under certain circumstances; authorizing the Board to initiate programs and projects necessary to inform or protect the public; altering the grounds on which the Board may take disciplinary action against certain licensees and applicants; authorizing the Board under certain circumstances to assess a certain monetary penalty instead of or in addition to taking certain other action; prohibiting a stay or challenge to the hearing of charges on the basis of a certain procedural defect; providing for the legal discovery and admissibility of certain proceedings, records, files, orders, medical or hospital records, and other exhibits; ~~prohibiting the stay of an order of the Board pending administrative or judicial review;~~ establishing a Pharmacy Review Committee to advise the Board concerning certain matters; providing for the legal discovery and admissibility of the proceedings, records, and files of the Pharmacy Review Committee and for certain civil immunity of a member of the Committee; authorizing certain injunctive action in the name of the State or the Board; specifying the nature of proof required for the injunctive action and the relationship of that action to certain other types of actions; authorizing the Board under certain circumstances and at its expense to require a pharmacy licensee to submit to an examination by a health care provider designated by the Board; providing for a certain consent to and waiver by a pharmacy licensee to a certain examination and for the evidentiary weight to be