

revocation of a permit holder's permit or a prescriber's license; defining certain terms; requiring the Department, prior to issuing orders of impoundment, to adopt certain regulations; and generally relating to the impounding and disposing of drugs and prescription records of certain permit holders and license holders.

BY adding to

Article - Health - General
Section 21-1113
Annotated Code of Maryland
(2000 Replacement Volume)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Health - General

21-1113.

(A) (1) IN THIS SECTION THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

(2) "AUTHORIZED PRESCRIBER" MEANS A LICENSED DENTIST, LICENSED PHYSICIAN, LICENSED PODIATRIST, LICENSED VETERINARIAN, CERTIFIED NURSE MIDWIFE TO THE EXTENT PERMITTED UNDER § 8-601 OF THE HEALTH OCCUPATIONS ARTICLE, CERTIFIED NURSE PRACTITIONER TO THE EXTENT PERMITTED UNDER § 8-508 OF THE HEALTH OCCUPATIONS ARTICLE, OR OTHER INDIVIDUAL AUTHORIZED BY LAW TO PRESCRIBE PRESCRIPTION OR NONPRESCRIPTION DRUGS OR DEVICES.

(3) "BOARD" MEANS A HEALTH OCCUPATION LICENSING BOARD AUTHORIZED TO ISSUE A PERMIT, LICENSE, OR CERTIFICATE UNDER THE HEALTH OCCUPATIONS ARTICLE.

(4) (I) "CONTROLLED DANGEROUS SUBSTANCE" MEANS A DRUG, SUBSTANCE, OR IMMEDIATE PRECURSOR LISTED IN SCHEDULES I THROUGH V OF ARTICLE 27 OF THE CODE.

(II) "CONTROLLED DANGEROUS SUBSTANCE" DOES NOT INCLUDE TOBACCO OR A DISTILLED SPIRIT, WINE, OR MALT BEVERAGE REGULATED UNDER ARTICLE 2B OF THE CODE.

(5) "DRUG" MEANS A PRESCRIPTION OR NONPRESCRIPTION DRUG.

(6) "NONPRESCRIPTION DRUG" MEANS A DRUG WHICH MAY BE SOLD WITHOUT A PRESCRIPTION AND WHICH IS LABELED FOR CONSUMER USE IN ACCORDANCE WITH THE REQUIREMENTS OF THE LAWS AND REGULATIONS OF THIS STATE AND THE FEDERAL GOVERNMENT.

(7) "PERMIT HOLDER" MEANS A HOLDER OF, OR APPLICANT FOR: