

(1994 Replacement Volume and 1997 Supplement)

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

**Article - Health Occupations**

~~12-602.~~

~~(a) (1) In this section, the following words have the meanings indicated.~~

~~(2) "Distribution permit" means a permit issued by the Board under this section to distribute prescription drugs or devices into, out of, or within the State as a distributor, jobber, manufacturer, or wholesaler, wherever located.~~

~~(3) "Prescription drugs or devices" means any drug or device that, because of its toxicity or other potential for harmful effect, the method of its use, or the collateral measures necessary for its use, is required by federal law to bear a cautionary label warning against dispensing without a prescription or is designated by the Department as not safe for use except under the supervision of a practitioner licensed to administer drugs or devices of this nature.~~

~~(b) This section does not affect any person while distributing:~~

~~(1) Feed for livestock or poultry;~~

~~(2) Fertilizers;~~

~~(3) Fungicides;~~

~~(4) Insecticide;~~

~~(5) Land plaster;~~

~~(6) Lime;~~

~~(7) Seeds; or~~

~~(8) Devices, drugs, or supplies of any kind for the treatment, care, or cure of farm animals.~~

~~(c) A person shall hold a distribution permit issued by the Board before the person may distribute prescription drugs or devices as a distributor, jobber, manufacturer, or wholesaler.~~

~~(d) To qualify for a distribution permit, an applicant shall:~~

~~(1) Satisfy the Board that the applicant will distribute prescription drugs or devices in compliance with the restrictions specified in subsection (c) of this section; and~~

~~(2) Comply with any pertinent regulations adopted under subsection (i) of this section.~~