



SENATE BILL No. 448

April 19, 1995, Introduced by Senator YOUNG and referred to the Committee on Health Policy and Senior Citizens.

A bill to amend section 17763 of Act No. 368 of the Public Acts of 1978, entitled as amended

"Public health code,"

as amended by Act No. 79 of the Public Acts of 1993, being section 333.17763 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 17763 of Act No. 368 of the Public Acts
2 of 1978, as amended by Act No. 79 of the Public Acts of 1993,
3 being section 333.17763 of the Michigan Compiled Laws, is amended
4 to read as follows:

5 Sec. 17763. In addition to the grounds set forth in part
6 161, the disciplinary subcommittee may fine, reprimand, or place
7 a pharmacist ~~licensee~~ OR OTHER HOLDER OF A LICENSE UNDER THIS
8 PART on probation, or deny, limit, suspend, or revoke the license
9 of a pharmacist OR OTHER HOLDER OF A LICENSE UNDER THIS PART or

1 order restitution or community service for a violation or AIDING
2 OR abetting in a violation of this part or rules promulgated
3 under this part, or for ~~any~~ 1 OR MORE of the following
4 grounds:

5 ~~(a) Employing the mail to sell, distribute, or deliver a~~
6 ~~drug which requires a prescription when the prescription for the~~
7 ~~drug is received by mail.~~

8 (A) ~~(b)~~ Adulterating, misbranding, or substituting a drug
9 or device knowing or intending that it ~~shall~~ WILL be used.

10 (B) ~~(c)~~ Permitting the dispensing of prescriptions by an
11 individual who is not a pharmacist, pharmacist intern, or dis-
12 pensing prescriber.

13 (C) ~~(d)~~ Permitting the dispensing of prescriptions by a
14 pharmacist intern, except in the presence and under the personal
15 charge of a pharmacist.

16 (D) ~~(e)~~ Selling at auction drugs in bulk or in open pack-
17 ages unless the sale has been approved in accordance with rules
18 of the board.

19 (E) ~~(f)~~ Promoting A PRESCRIPTION DRUG to the public in any
20 manner. ~~a prescription drug.~~