

**21 NCAC 46 .2605            REGISTRATION OF NON-PHARMACISTS**

(a) Registration of persons other than pharmacists dispensing devices or delivering medical equipment, pursuant to G.S. 90-85.22, shall be issued by the Board to the person in charge of the location dispensing the devices or delivering medical equipment. This person shall have responsibilities comparable to those of a pharmacist-manager pursuant to Board Rule .2502 of this Chapter, as applicable. Persons in charge shall keep on file for three years on the premises of each place where devices are dispensed or medical equipment is delivered all information related to warranties provided by manufacturers and the availability of repairs; provided, that this requirement shall not apply to disposable devices and medical equipment. A person shall be in charge of only one location.

(b) A person in charge shall not:

- (1) commit a felony;
- (2) commit any act as a principal in a business entity that causes such entity to be excluded from participation in a federal or state program.

If a person in charge commits the conduct set out in Paragraphs (b)(1) and (b)(2) of this Rule while he or she is a person in charge, he or she shall no longer serve as a person in charge for the existing permit or for any other device and medical equipment permit.

*History Note: Authority G.S. 90-85.3(e); (11), (r); 90-85.6; 90-85.22;  
Eff. October 1, 1990;  
Amended Eff. April 1, 2004; September 1, 1995;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 3, 2017.*