

Introduced: 4/8/75
Referred: Commerce and
Finance

1 IN THE HOUSE

BY BRADLEY BY REQUEST

2 HOUSE BILL NO. 396

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the sale of prepackaged non-
7 narcotic, nonprescription medicines and drugs."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 08.80.040(6) is amended to read:

10 (6) issue a list of potentially dangerous medicinal ingredi-
11 ents or preparations that may be sold only under the direct supervision
12 of a licensed pharmacist; however, nothing in this chapter may apply to
13 or interfere with the vending or retailing by shopkeepers of non-
14 narcotic, nonprescription medicine or drugs not otherwise prohibited
15 by statute which is prepackaged, fully prepared by the manufacturer or
16 producer for use by the consumer, and labeled in accordance with the
17 requirements of state and federal food, drug and cosmetic acts; the
18 failure to include an ingredient or preparation in this list does not
19 affect any law or regulation which prohibits or restricts the sale of
20 the ingredient or preparation; and

21 * Sec. 2. AS 08.80.280 is amended to read:

22 Sec. 08.80.280. RESPONSIBILITY FOR GOODS SOLD. An owner, or, if
23 the owner is not a licensed pharmacist, a manager of a pharmacy, is
24 responsible for the quality of drugs, chemicals and other medicines
25 sold or dispensed by him, except those nonnarcotic, nonprescription
26 medicines or drugs which are prepackaged, fully prepared by the manu-
27 facturer or producer for use by the consumer, and labeled in accordance
28 with the requirements of state and federal food, drug and cosmetic acts
29 [SOLD IN THE ORIGINAL PACKAGES OF THE MANUFACTURER, AND EXCEPT THOSE

1 ARTICLES AND PREPARATIONS KNOWN AS PATENT OR PROPRIETARY MEDICINES].

2 * Sec. 3. AS 08.80.380 is amended to read:

3 Sec. 08.80.380. ISSUANCE OF SHOPKEEPERS PERMITS. The board shall,
4 upon proper application and payment of the required fee, issue a
5 shopkeepers permit to sell nonnarcotic, nonprescription medicines or
6 drugs which are prepackaged, fully prepared by the manufacturer or
7 producer for use by the consumer, and labeled in accordance with the
8 requirements of state and federal food, drug and cosmetic acts [SUB-
9 STANCES OR PREPARATIONS NOT OF A POISONOUS NATURE, IN THE ORIGINAL
10 UNBROKEN PACKAGES ONLY. THESE REMEDIES SHALL BE SOLD UNDER RESTRIC-
11 TIONS AND REGULATIONS AS THE BOARD MAY ADOPT]. The board may include
12 in shopkeeper permits permission to sell other remedies not prohibited
13 by law.
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