

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 1989

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HOUSE BILL 503

Short Title: Technical Changes to Pharmacy Board. (Public)

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Sponsors: Representatives Woodard; Ligon, Cromer, Beall, and Wicker.

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Referred to: Commerce.

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March 9, 1989

A BILL TO BE ENTITLED

1 AN ACT TO MAKE TECHNICAL CHANGES TO THE PHARMACY BOARD TO  
2 EXTEND BOARD MEMBERS' TERMS FROM THREE TO FIVE YEARS.

3 The General Assembly of North Carolina enacts:

4 Section 1. G.S. 90-85.7 reads as rewritten:

5 **"§ 90-85.7. Board of Pharmacy; selection; vacancies; commission; term; removal.**

6 (a) The Board of Pharmacy shall consist of six persons. Five of the members shall be  
7 licensed as pharmacists within this State and shall be elected and commissioned by the  
8 Governor as hereinafter provided. Pharmacist members shall be chosen in an election  
9 held as hereinafter provided in which every person licensed to practice pharmacy in  
10 North Carolina and residing in North Carolina shall be entitled to vote. Each pharmacist  
11 member of said Board shall be elected for a term of ~~three~~-five years and until his  
12 successor shall be elected and shall qualify. Members chosen by election under this  
13 section shall be elected upon the expiration of the respective terms of the members of  
14 the present Board of Pharmacy. No pharmacist shall be nominated for membership on  
15 said Board, or shall be elected to membership on said Board, unless, at the time of such  
16 nomination, and at the time of such election, he is licensed to practice pharmacy in  
17 North Carolina. In case of death, resignation or removal from the State of any  
18 pharmacist member of said Board, the pharmacist members of the Board shall elect in  
19 his place a pharmacist who meets the criteria set forth in this section to fill the  
20 unexpired term.

21 One member of the Board shall be a person who is not a pharmacist and who  
22 represents the interest of the public at large. The Governor shall appoint this member.

23 All Board members serving on June 30, ~~1982~~, 1989, shall be eligible to complete  
24 their respective terms. No member appointed or elected to a term on or after July 1,  
25 ~~1982~~, 1989, shall serve more than two complete consecutive ~~three-year~~-five-year terms.  
26 The Governor may remove any member appointed by him for good cause shown and  
27 may appoint persons to fill unexpired terms of members appointed by him.  
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1 It shall be the duty of a member of the Board of Pharmacy, within 10 days after  
2 receipt of notification of his appointment and commission, to appear before the clerk of  
3 the superior court of the county in which he resides and take and subscribe an oath to  
4 properly and faithfully discharge the duties of his office according to law.

5 (b) All nominations and elections of pharmacist members of the Board shall be  
6 conducted by the Board of Pharmacy, which is hereby constituted a Board of Pharmacy  
7 Elections. Every pharmacist with a current North Carolina license residing in this State  
8 shall be eligible to vote in all elections. The list of pharmacists shall constitute the  
9 registration list for elections. The Board of Pharmacy Elections is authorized to make  
10 rules and regulations relative to the conduct of these elections, provided such rules and  
11 regulations are not in conflict with the provisions of this section and provided that  
12 notice shall be given to all pharmacists residing in North Carolina. All such rules and  
13 regulations shall be adopted subject to the procedures of Chapter ~~450A-150B~~ of the  
14 General Statutes of North Carolina. From any decision of the Board of Pharmacy  
15 Elections relative to the conduct of such elections, appeal may be taken to the courts in  
16 the manner otherwise provided by Chapter ~~450A-150B~~ of the General Statutes.

17 (c) All rules, regulations, and bylaws of the North Carolina Board of Pharmacy so  
18 far as they are not inconsistent with the provisions of this Article, shall continue in  
19 effect."

20 Sec. 2. This act shall become effective July 1, 1989.