

STATE OF NEW YORK

9425

IN ASSEMBLY

March 7, 2022

Introduced by M. of A. STIRPE -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to supervising the refilling of medical oxygen

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Section 6808 of the education law is amended by adding a
2 new subdivision 9 to read as follows:

3 9. Supervision. a. A pharmacy, wholesaler, manufacturer or outsourcing
4 facility registered under this section who refills medical oxygen shall
5 ensure any person responsible for supervising the refilling of medical
6 oxygen has the necessary education, training, and experience, or any
7 combination thereof to perform assigned functions in such a manner as to
8 provide assurance that the medical oxygen has the safety, identity,
9 strength, quality, and purity that it purports or is represented to
10 possess.

11 b. A supervisor shall undergo training for each particular operation
12 that the supervisor supervises and shall maintain good manufacturing
13 practices including current good manufacturing practice regulations
14 found in title 21 of the code of federal regulations and written proce-
15 dures required by such federal regulations as they relate to a supervi-
16 sor of the processing and repacking of medical oxygen functions. As
17 determined by the board of pharmacy, training on current good manufac-
18 turing practice shall be conducted by qualified individuals on a contin-
19 uing basis and with sufficient frequency to assure that supervisors
20 remain familiar with current good manufacturing practice requirements
21 applicable to them.

22 § 2. This act shall take effect on the thirtieth day after it shall
23 have become a law. Effective immediately, the addition, amendment and/or
24 repeal of any rule or regulation necessary for the implementation of
25 this act on its effective date are authorized to be made and completed
26 on or before such effective date.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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