

# STATE OF NEW YORK

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5036

2023-2024 Regular Sessions

## IN SENATE

February 22, 2023

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Introduced by Sens. MAY, JACKSON, MANNION -- read twice and ordered printed, and when printed to be committed to the Committee on Higher Education

AN ACT to amend the education law, in relation to the supervision of the manufacturing and repacking of certain medical gases or wholesaling of respiratory therapy agents

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. Wholesalers who do not repack may designate as the  
4 supervisor a person who presents evidence of the completion of a minimum  
5 of two years of education beyond high school and who has at least two  
6 years of experience in the manufacturing, repacking and/or wholesaling  
7 of drugs satisfactory to the state board of pharmacy. Establishments  
8 which limit their operation to manufacturing and repacking of compressed  
9 medical gases and/or wholesaling of related respiratory therapy agents  
10 shall have each person responsible for supervising the manufacturing,  
11 processing, packing, or holding of a drug product have the education,  
12 training, and experience, or any combination thereof to perform assigned  
13 functions in such a manner as to provide assurance that the drug product  
14 has the safety, identity, strength, and purity that it purports to  
15 possess.

16 § 2. This act shall take effect immediately.

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

LBD09797-01-3