

1 21 NCAC 46 .1207 is adopted with changes as published in 34:12 NCR 1146 as follows:

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3 **21 NCAC 46 .1207 DEVICE AND MEDICAL EQUIPMENT COMMITTEE**

4 (a) The device and medical equipment committee shall consist of the following:

- 5 (1) a representative of the medical equipment suppliers;
- 6 (2) a representative of the medical oxygen suppliers;
- 7 (3) a representative of the rehabilitation technology suppliers; and
- 8 (4) two Board members.

9 (b) Each of the members of the device and medical equipment committee shall be appointed by the ~~Board and serve at its~~
10 ~~pleasure. The Board may seek the input of device Board.~~ Device and medical equipment permit holders may provide input
11 in these appointments. The representative must practice in the ~~particular~~ area for which he or she is nominated, but need not
12 practice exclusively in that area. In case of death, ~~resignation~~ resignation, or removal from the committee, the Board shall fill
13 the vacancy with a representative who meets the criteria for the position.

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15 *History Note:* *Authority G.S. 90-85.6; 90-85.22;*

16 *Eff. April 1, 2020.*

1 21 NCAC 46 .2102 is amended as published in 34:12 NCR 1146 as follows:

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3 **21 NCAC 46 .2102 ELIGIBILITY TO VOTE**

4 ~~(a)~~ Eligible voters for Board members shall be the pharmacists licensed in North Carolina and residing in North Carolina on
5 October 31 of the year the election begins.

6 ~~(b) Eligible voters for the device and medical equipment subcommittee shall be all device and medical equipment permit
7 holders in North Carolina and residing in North Carolina on October 31 of the year the election begins.~~

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9 *History Note: Authority G.S. 90-85.7; 90-85.22;*

10 *Eff. April 1, 1983;*

11 *Amended Eff. May 1, 2017; September 1, 1995; May 1, 1989;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 3, 2017;*

13 *2017.*

14 *Amended Eff. April 1, 2020.*

1 21 NCAC 46 .2104 is amended **with changes** as published in 34:12 NCR 1146 as follows:

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3 **21 NCAC 46 .2104 COMMITTEE ON NOMINATIONS**

4 **The** ~~In the event that no eligible candidates have petitioned for nomination, the~~ Board may appoint an advisory committee on
5 nominations in September of each year that an election for Board position(s) begins. Members of this committee shall submit
6 at least two names of eligible candidates for each position to be filled on the Board ~~and on the device and medical equipment~~
7 ~~subcommittee~~ by October 1 for the next election.

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9 *History Note: Authority G.S. 90-85.7;*

10 *Eff. April 1, 1983;*

11 *Amended Eff. May 1, 2017; July 1, 1996; May 1, 1989;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 3, 2017;*

13 *2017.*

14 *Amended Eff. April 1, 2020.*

1 21 NCAC 46 .2109 is repealed as published in 34:12 NCR 1146 as follows:

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3 **21 NCAC 46 .2109 DEVICE AND MEDICAL EQUIPMENT COMMITTEE REPRESENTATIVES**

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5 *History Note: Authority G.S. 90-85.6; 90-85.22;*

6 *Eff. September 1, 1995;*

7 *Amended Eff. April 1, 2003;*

8 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 3, 2017;*

9 *~~2017.~~*

10 *Repealed Eff. April 1, 2020.*