

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

FILED SENATE
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S.B. 234
PRINCIPAL CLERK

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SENATE DRS35064-MG-25 (01/26)

Short Title: Require Letter Grade Rating on Generic Drugs. (Public)

Sponsors: Senator Bingham (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT ENHANCING STANDARDS FOR PRESCRIBING EQUIVALENT DRUG
3 PRODUCTS BY REQUIRING THESE PRODUCTS TO BE LABELED WITH THE
4 UNITED STATES FOOD AND DRUG ADMINISTRATION THERAPEUTIC
5 EQUIVALENCE CODE.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 90-85.28(a) reads as rewritten:

8 "(a) A pharmacist dispensing a prescription for a drug product prescribed by its brand
9 name may select any equivalent drug product which meets all of the following standards:

- 10 (1) The manufacturer's ~~name and name;~~ the distributor's name, if different from
11 the manufacturer's ~~name;~~name; and the United States Food and Drug
12 Administration therapeutic equivalence code shall appear on the label of the
13 stock ~~package;~~package.
14 (2) It shall be manufactured in accordance with current good manufacturing
15 ~~practices;~~practices.
16 (3) ~~Effective January 1, 1982, all~~All oral solid dosage forms shall have a logo,
17 or other identification mark, or the product name to identify the
18 manufacturer or ~~distributor;~~distributor.
19 (4) The manufacturer shall have adequate provisions for drug ~~recall;~~ and recall.
20 (5) The manufacturer shall have adequate provisions for return of outdated
21 drugs, through the distributor or otherwise."

22 **SECTION 2.** This act becomes effective October 1, 2015.

