

ASSEMBLY, No. 272

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblymen BATEMAN and KAVANAUGH

1 AN ACT concerning prescriptions for hypodermic needles or syringes
2 and amending P.L.1980, c.133.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 6 of P.L.1980, c.133 (C.24:21-51) is amended to read
8 as follows:

9 6. a. No person shall sell, furnish, or give to any person or persons
10 other than a duly licensed physician, dentist, veterinarian, undertaker,
11 nurse, podiatrist, registered pharmacist, or a hospital, sanitarium,
12 clinical laboratory or any other medical institution, or a State or
13 governmental agency, or a regular dealer in medical, dental or surgical
14 supplies, or a resident physician or intern of a hospital, sanitarium or
15 other medical institution, an instrument commonly known as a
16 hypodermic syringe, hypodermic needle or any instrument adapted for
17 the use of controlled dangerous substances as defined in P.L.1970,
18 c.226 (C.24:21-1 et seq.) by subcutaneous injections without a
19 prescription of a duly licensed physician, dentist or veterinarian. Such
20 prescription shall contain the name and address of the patient, the
21 description of the instrument prescribed and the number of instruments
22 prescribed.

23 b. Every person who disposes of, or sells, or furnishes, or gives
24 away a hypodermic syringe or a hypodermic needle or an instrument
25 adapted for the use of controlled dangerous substances by
26 subcutaneous injections, upon the prescription of a duly licensed
27 physician, dentist, or veterinarian, shall record the date of the sale or
28 furnishing of the instrument. This prescription shall be retained on file
29 for a period of two years and shall be open to inspection by any public
30 officer or employee engaged in the enforcement of this section. A
31 prescription filed in accordance with this section shall be sufficient
32 authority, without the necessity of a renewal or reissuance, to permit

EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

1 subsequent sales or the furnishing of hypodermic syringes or
2 hypodermic needles or instruments adapted for the use of controlled
3 dangerous substances by subcutaneous injections to the person to
4 whom the prescription was issued, for a period of [six months] one
5 year from the date of its original issuance.

6 c. It shall be unlawful for any person or persons, except a duly
7 licensed physician, dentist, veterinarian, nurse, podiatrist, hospital,
8 sanitarium or other medical institution, or a resident physician or
9 intern of a hospital, sanitarium or other medical institution, to have
10 under control or possess a hypodermic syringe, hypodermic needle or
11 any other instrument adapted for the use of controlled dangerous
12 substances by subcutaneous injections with intent to use such syringe,
13 needle or instrument for such purpose, unless such possession be
14 obtained upon a valid prescription form, and such use be authorized or
15 directed by a duly licensed physician or veterinarian. For the purposes
16 of this subsection, no such prescription shall be valid which has been
17 outstanding for more than [six months] one year.

18 d. Any person who violates this section is guilty of a disorderly
19 persons offense.

20 (cf: P.L.1986, c.75, s.2)

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22 2. This act shall take effect immediately.

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STATEMENT

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27 This bill extends the period during which a prescription for
28 hypodermic needles or syringes is valid from six months to one year.

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33 Extends hypodermic needle and syringe prescription time from six
34 months to one year.