[(i)] 1. Were not subject to premarketing approval for safety and effectiveness under the Federal Food, Drug, and Cosmetic Act;

[(ii)] 2. Are manufactured by firms meeting the requirements of that act;

[(iii)] 3. Are subject to pharmacopoeial standards that are adequate to assure product quality; and

[(iv)] 4. Have been determined by the Commissioner of Food and Drugs to meet any other requirements necessary to assure therapeutic equivalence; and

[(3)] (III) May list any additional drug products that are determined by the Department to meet requirements that are adequate to assure product quality and therapeutic equivalence.

(2) THE DEPARTMENT MAY REMOVE A DRUG PRODUCT FROM THE FORMULARY, AFTER OPPORTUNITY FOR PUBLIC COMMENT, THAT THE DEPARTMENT DETERMINES IS THERAPEUTICALLY NONEQUIVALENT OR HAS A NEGATIVE PHYSICAL OR BIOLOGICAL EFFECT ON THE CONSUMER OF THAT DRUG PRODUCT.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 2, 1988.

CHAPTER 127

(Senate Bill 188)

AN ACT concerning

Respiratory Care Practitioners

FOR the purpose of requiring the State Board of Medical Examiners to adopt regulations concerning the training, qualifications, certification, and regulation of respiratory care practitioners; requiring the Board to define certain terms; providing for qualification requirements for certification by the Board; requiring that after a certain date a person must be certified by the Board before the person may practice respiratory care; providing for the continuation of the right of certain persons to practice respiratory care; providing that this Act does not limit the right of an individual to practice certain health