

**21 NCAC 46 .1604            WHEN NEW PERMIT NOT REQUIRED**

- (a) A new pharmacy, device or medical equipment permit is not required in the following situations:
- (1) the permit holder is a publicly-traded corporation and continues to hold the permit; or
  - (2) the permit holder is a corporation which is a wholly-owned subsidiary, and any change in the ownership of any corporation in the chain of ownership above the permit holder is due to the stock of such corporation being publicly-traded.
- (b) A permit which has been served with a notice of hearing for a pending disciplinary proceeding before the Board may not be surrendered.

*History Note:*     *Authority G.S. 90-85.6; 90-85.21; 90-85.22;*  
                          *Eff. May 1, 1989;*  
                          *Amended Eff. June 1, 2004; April 1, 2001; August 1, 1998; May 1, 1997; September 1, 1995;*  
                          *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. October 3,*  
                          *2017.*