

CHAPTER 240. DRUGS, MEDICAL DEVICES AND COSMETICS REGULATIONS

[Authority:63 O.S., §§ 1-1119 and 1-1401 et seq.]

[Source:Codified 12-31-91]

310:240-1-1. Purpose

The rules in this Chapter implement the Drugs, Medical Devices and Cosmetics Article of the Public Health Code, 63. O.S., Sections 1-1119 and 1-1401 et seq.

310:240-1-2. Expiration of license

A license for the manufacturing, processing, packing, holding, transporting or brokering of drugs shall expire one year from the date of its issuance unless canceled or revoked prior to its expiration. For purposes of determining the expiration date of all licenses under this section, the date of issuance shall be deemed to be the date that an approved application for licensure is first issued by a duly authorized representative of the Health Department.

[Source: Amended at 8 Ok Reg 3101, eff 7-18-91 (emergency); Amended at 9 Ok Reg 1423, eff 5-1-92; Amended at 10 Ok Reg 3443, eff 7-1-93 (emergency); Amended at 11 Ok Reg 2615, eff 6-25-94]

310:240-1-3. Incorporation by reference

(a) Title 21, Parts 70, 71, 73 B through D, 74 B through D, 74 APP A, 80 through 82, 200 through 895 Code of Federal Regulations (CFR), as of April 1, 1991, issued under the Federal Food, Drug and Cosmetic Act of April 1, 1986 are hereby incorporated by reference into this Chapter, except parts 500 through 599 that relate to Animal Feeds and Related Products.

(b) For purposes of the provisions adopted by reference, references to the "Secretary" or "Commissioner" shall be deemed to mean the Commissioner of Health for the State of Oklahoma, and "Department" shall be deemed to mean the Oklahoma State Department of Health, unless the context clearly indicates otherwise.

(c) When a provision of the Code of Federal Regulations is incorporated by reference, all citations contained therein are also incorporated by reference, and the definitions contained therein shall apply.

(d) In the event that there are inconsistencies or duplications in the requirements of those provisions incorporated by reference from the CFR, and the requirements otherwise set forth in this Chapter, the provisions incorporated from the CFR shall prevail except where the regulations set forth in this Chapter are more stringent.

[Source: Added at 10 Ok Reg 3443, eff 7-1-93 (emergency); Added at 11 Ok Reg 2615, eff 6-25-94]