

CHAPTER 6
VENEREAL DISEASE PROPHYLACTICS
[Prior to 7/29/87, Health Department[470]]

641—6.1(135) Definitions.

“*Department*” means the Iowa department of public health;

“*Person*” means an individual, corporation, partnership, firm or association;

“*Sell*” means a sale by a manufacturer, wholesale dealer, distributor or jobber to a person who sells, or intends to sell, direct to the user; and also a sale to the ultimate user in person or by a vending machine;

“*Venereal disease prophylactic*” for the purpose of these rules means a condom, a prophylactic consisting of a sheath designed to be placed over the penis to prevent conception or venereal disease during coitus.

641—6.2(135) Application for permit. Any person seeking a permit to sell venereal disease control prophylactics shall file with the division of disease prevention of the department a completed application on a form furnished by the department. A permit shall be valid for a period of two years from the date of issuance. These rules shall not apply to a physician licensed under Iowa Code chapter 148, 150, or 150A or a pharmacist licensed under chapter 147.

641—6.3(135) Permit number and decal to be displayed. The holder of any permit for the sale of venereal disease prophylactics shall have a copy of the numbered permit available where the prophylactics are sold. Any vending machine used for dispensing venereal disease prophylactics shall have permanently attached to the machine a tag or decal listing the name and address of the permit holder and the current permit number designated by the department. The permit holder shall have attached to each vending machine a decal supplied by the department containing venereal disease control information.

641—6.4(135) Compliance. All state statutes, rules and local ordinances shall be complied with by the permit holder.

641—6.5(135) Standards. No condoms shall be sold in this state unless the following conditions are met:

6.5(1) The condoms shall be in compliance with United States Food and Drug Administration standards and regulations for condoms; all condoms shall be manufactured in the United States;

6.5(2) All condoms shall be individually sealed in plastic, foil or a comparable type seal to protect the product from deterioration from exposure to air;

6.5(3) Individual condoms or individual condom containers shall bear the date of manufacture in uncoded form and the name of the manufacturer and trademark;

6.5(4) No condoms shall be sold if they are three years or older from date of manufacture.

These rules are intended to implement Iowa Code chapter 135.

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