

## **PHARMACY BOARD[657]**

### **Notice of Intended Action**

Pursuant to the authority of Iowa Code section 147.76, the Board of Pharmacy hereby gives Notice of Intended Action to amend Chapter 11, “Drugs in Emergency Medical Service Programs,” Iowa Administrative Code.

The amendment was approved at the \_\_\_\_\_, regular meeting of the Board of Pharmacy.

In recent rulemaking by the Board, emergency medical service programs were required to obtain registration with the Board under the Iowa Uniform Controlled Substances Act (CSA) as well as with the Drug Enforcement Administration (DEA). The Board has learned recently that DEA does not currently have a registration category for such service programs in Iowa, leaving service programs unable to comply with the Board rule as it currently exists. This proposed amendment would remove the requirement of service programs to obtain DEA registration.

Any interested person may present written comments, data, views, and arguments on the proposed amendments not later than 4:30 p.m. on \_\_\_\_\_, 201\_. Such written materials may be sent to Terry Witkowski, Executive Officer, Iowa Board of Pharmacy, 400 S.W. Eighth Street, Suite E, Des Moines, Iowa 50309-4688; or by e-mail at [terry.witkowski@iowa.gov](mailto:terry.witkowski@iowa.gov).

Requests for waiver or variance of the discretionary provisions of Board rules will be considered pursuant to 657—Chapter 34.

After review of this rulemaking, the impact on jobs cannot be determined. The cost to a service program of a DEA registration would have been in excess of \$700 for a three-year registration which will be avoided for the approximately 100 service programs to which this rule applies.

This amendment is intended to implement Iowa Code section 124.302.

The following amendment is proposed.

Amend subrule 11.3(1) as follows:

**11.3(1) *Medical director-based service program.*** In a medical director-based service program, CSA and DEA registrations shall be obtained for each primary program site in the name of the medical director. CSA and DEA registrations shall be obtained prior to procurement of any controlled substances for use in the service program. Separate registrations for program substations shall not be required. In a medical director-based service program, ~~the a~~ a CSA and DEA registration shall also be issued obtained in the name of the service program, shall secondarily name the medical director, and shall be issued for the address of the service program's primary program site.