

(DRAFT/UNAPPROVED)

VIRGINIA BOARD OF PHARMACY

PUBLIC HEARINGS FOR: SCHEDULING CERTAIN SUBSTANCES; EMERGENCY REGULATIONS FOR PERMITTING FACILITIES FOR PRACTITIONERS OF THE HEALING ARTS TO SELL CONTROLLED SUBSTANCES; EMERGENCY REGULATIONS FOR PERMITTING OUTSOURCING FACILITIES; AND, REGULATIONS FOR PROHIBITION AGAINST INCENTIVE TO TRANSFER PRESCRIPTIONS

December 12, 2016
Second Floor
Board Room 2

Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233-1463

CALL TO ORDER: The public hearings were called to order at 9:11 a.m.

PRESIDING: Ryan Logan, Vice Chairman

MEMBERS PRESENT: Melvin L. Boone, Sr.
Freeda Cathcart (arrived at 9:18 am)
Rafael Saenz
Cynthia Warriner
Sheila K. W. Elliott

STAFF PRESENT: Caroline D. Juran, Executive Director
J. Samuel Johnson, Jr., Deputy Executive Director
Cathy Reiniers-Day, Deputy Executive Director
David E. Brown, D.C., Director, DHP
James Rutkowski, Assistant Attorney General
Elaine J. Yeatts, Senior Policy Analyst, DHP
Beth O'Halloran, Individual Licensing Manager
Heather Hurley, Licensing Specialist

PUBLIC HEARING FOR THE SCHEDULING OF CERTAIN CHEMICALS

CALL FOR PUBLIC
COMMENT:

Mr. Logan called for comment to consider placement of the following chemical substances into Schedule I:

- 1-(1,3-benzodioxol-5-yl)-2-(dimethylamino)-1-pentanone (other names: N,N-Dimethylpentylone, Dipentylone),
- 4-chloro-alpha-Pyrrolidinavalero-phenone (other name: 4-chloro-alpha-PVP),
- 4-methyl-alpha-Pyrrolidinohexiophenone (other name: MPHP)
- 4-fluoro-alpha-Pyrrolidinoheptiophenone (other name: 4-fluoro-PV8),
- 1-(4-methoxyphenyl)-2-(pyrrolidin-1-yl)octan-1-one

- (other name: 4-methoxy-PV9), 4-allyloxy-3,
- 5-dimethoxyphenethylamine (other name: Allylescaline),
 - 4-methyl-alpha-ethylaminopentiophenone,
 - N-(4-fluorophenyl)-2-methyl-N-[1-(2-phenylethyl) piperidinyl]-propanamide (other name: para-fluoroisoputyryl fentanyl).

If approved by the Board of Pharmacy, the placement of these substances in Schedule I in the Virginia Drug Control Act shall go into effect 30 days following publication of the proposed regulation and remain in effect for a period of 18 months. The chemicals will then be de-scheduled unless a general law is passed by the General Assembly placing the chemicals into Schedule I.

PUBLIC COMMENT:

Scott May, Chemical Program Manager at the Department of Forensic Science provided information regarding the 8 chemicals it has identified for the Board's consideration to place into Schedule I. Seven of the chemicals are research chemicals and one is a powerful synthetic opioid.

EMERGENCY
REGULATIONS FOR
PERMITTING FACILITIES
FOR PRACTITIONERS OF
THE HEALING ARTS TO
SELL CONTROLLED
SUBSTANCES

CALL FOR PUBLIC
COMMENT:

Mr. Logan called for comment to consider the proposed regulations for permitting facilities for practitioners of the healing arts to sell controlled substances. No public comment was offered.

The comment period ends on December 12, 2016 and final adoption will be on the agenda for the Board to consider at the March full Board meeting.

EMERGENCY
REGULATIONS FOR
PERMITTING
OUTSOURCING
FACILITIES

CALL FOR PUBLIC
COMMENT:

Mr. Logan called for comment to consider the proposed regulations for the permitting of outsourcing facilities. No public comment was offered.

The comment period ends on December 30, 2016 and final adoption will be on the agenda for the board to consider at the

March full board meeting.

REGULATIONS FOR
PROHIBITION AGAINST
INCENTIVES TO
TRANSFER
PRESCRIPTIONS

CALL FOR PUBLIC
COMMENT:

Mr. Logan called for comment to consider proposed regulations to prohibit incentives to transfer prescriptions. No public comment was offered.

The comment period ends on February 10, 2016 and the final regulations will be on the agenda for the board to consider for adoption at the March full board meeting.

ADJOURN:

The public hearings adjourned at 9:19am.

Ryan Logan, Vice-Chairman

Caroline D. Juran, Executive Director

Date

Date