



Eric Milstead
Director

Legislative Services Office Idaho State Legislature

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MEMORANDUM

TO: Senators HEIDER, Nuxoll, Schmidt and,
Representatives WOOD, Packer, Rusche

FROM: Elizabeth Bowen - Senior Legislative Research Analyst

DATE: September 08, 2016

SUBJECT: Temporary Rule

IDAPA 27.01.01 - Rules of the Idaho State Board of Pharmacy - Adoption of Temporary Rule - Docket
No. 27-0101-1605

We are forwarding this temporary rule to you for your information only. No analysis was done by LSO. This rule is posted on our web site. If you have any questions, please call Elizabeth Bowen at the Legislative Services Office at (208) 334-4834. Thank you.

Attachment: Temporary Rule

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IDAPA 27 - BOARD OF PHARMACY

27.01.01 - RULES OF THE IDAHO STATE BOARD OF PHARMACY

DOCKET NO. 27-0101-1605

NOTICE OF RULEMAKING - ADOPTION OF TEMPORARY RULE

EFFECTIVE DATE: The effective date of the temporary rule is August 3, 2016.

AUTHORITY: In compliance with Sections 67-5226, Idaho Code, notice is hereby given this agency has adopted a temporary rule. The action is authorized pursuant to Sections 37-2702 and 37-2715, Idaho Code.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule

The substance U-47700 listed within this temporary rule is being abused in Idaho and is reportedly linked to at least two deaths in the state. The substance's inclusion into the list of Schedule I controlled substances is necessary to protect the public health, safety, and welfare. The substances listed within this temporary rule pass the Schedule I test found in Section 37-2704, Idaho Code, and this temporary rule would render the substances found within it Schedule I substances.

TEMPORARY RULE JUSTIFICATION: Pursuant to Section 67-5226(1)(a), Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons:

The substance U-47700 listed within this temporary rule is being abused in Idaho and is reportedly linked to at least two deaths in the state. The substance's inclusion into the list of Schedule I controlled substances is necessary to protect the public health, safety, and welfare.

FEE SUMMARY: Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein: N/A

ASSISTANCE ON TECHNICAL QUESTIONS: For assistance on technical questions concerning the temporary rule, contact Alex Adams, Executive Director, at (208) 334-2356.

DATED this 16th Day of August, 2016.

Alex Adams, Pharm D, MPH
Executive Director
Board of Pharmacy
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**THE FOLLOWING IS THE TEMPORARY RULE AND THE PROPOSED TEXT
OF DOCKET NO. 27-0101-1605
(Only Those Sections With Amendments Are Shown.)**

211. CONTROLLED SUBSTANCES: SCHEDULE I.

Unless specifically excepted or unless listed in another schedule, U-47700 (3,4-dichloro-N-[2-(dimethylamino)cyclohexyl]-N-methyl-benzamide), its derivatives, salts, isomers, and salts of isomers with similar chemical structure shall be listed in Schedule I, under Article II, Title 37, Chapter 27, Idaho Code. (8-3-16)T

214.2. -- 219. (RESERVED)