

WSR 24-15-075

PERMANENT RULES

DEPARTMENT OF HEALTH

(Pharmacy Quality Assurance Commission)

[Filed July 18, 2024, 7:29 a.m., effective August 18, 2024]

Effective Date of Rule: Thirty-one days after filing.

Purpose: Classifying wildlife capture drugs as approved legend drugs for the Washington state department of fish and wildlife (WDFW). The pharmacy quality assurance commission is adopting amendments to WAC 246-945-507 to add four intramammary antibiotics to the list of approved legend drugs in chapter 246-945 WAC in response to a petition request from a veterinarian at WDFW.

Citation of Rules Affected by this Order: Amending WAC 246-945-507.

Statutory Authority for Adoption: RCW 18.64.005, 69.41.075, 69.41.080, and 69.50.320.

Adopted under notice filed as WSR 24-07-066 on March 15, 2024.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at the Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: July 12, 2024.

Hawkins DeFrance, PharmD, Chair
Pharmacy Quality Assurance Commission

OTS-5140.1

AMENDATORY SECTION (Amending WSR 20-12-072, filed 6/1/20, effective 7/1/20)

WAC 246-945-507 Department of fish and wildlife chemical capture programs—Approved legend drugs and approved controlled substances.

(1) The following legend drugs are designated as "approved legend drugs" for use by registered department of fish and wildlife chemical capture programs:

- (a) Acetylpromazine;
- (b) Atipamezole;
- (c) Azaperone;
- (d) Ceftiofur hydrochloride;
- (e) Cephapirin benzathine;
- (f) Detomidine;
- ~~((e))~~ (g) Dexmedetomidine;
- ~~((f))~~ (h) Hetacillin potassium;

- (i) Isoflurane;
- ~~((g))~~ (j) Medetomidine;
- ~~((h))~~ (k) Naltrexone;
- ~~((i))~~ (l) Penicillin G procaine;
- (m) Tolazoline;
- ~~((j))~~ (n) Xylazine; and
- ~~((k))~~ (o) Yohimbine.

(2) The following controlled substances are controlled substances approved for use by registered department of fish and wildlife chemical capture programs:

- (a) Butorphanol;
- (b) Carfentanil;
- (c) Diazepam;
- ~~((e))~~ (d) Diprenorphine;
- ~~((d) Carfentanil;)~~
- (e) Fentanyl;
- (f) Ketamine;
- (g) Midazolam;
- (h) Tiletamine; and
- (i) Zolazepam.

(3) Staff of registered department of fish and wildlife chemical capture programs may administer legend drugs and controlled substances which have been prescribed by a licensed veterinarian for a specific animal or management group of animals, which have been dispensed by a pharmacy or a veterinarian and are properly labeled in accordance with either RCW 18.64.246 or 69.41.050 and WAC 246-945-015 through 246-945-017 or 246-933-340 (5) (a) and (b).