

105 CMR 701.000

Regulations Adopted Jointly by the Department of Public Health and the Board of Registration in Pharmacy

Final Regulatory Rescission Presentation

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**Public Health Council
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- The purpose of this presentation is to request final approval by the Public Health Council of the rescission of 105 CMR 701.000, *Regulations Adopted Jointly by the Department of Public Health and the Board of Registration in Pharmacy.*
- The rescission of this regulation is proposed as part of the regulatory review process, mandated by Executive Order 562.
- 105 CMR 701.000 sets forth standards for the scheduling of certain controlled substances and the practice of pharmacy procedures regarding the dispensing of certain controlled substances.

- As a reminder, on May 11, 2016, the Department presented to the Public Health Council the proposed rescission of 105 CMR 701, *Regulations Adopted Jointly by the Department of Public Health and the Board of Registration in Pharmacy*.
- The presentation highlighted that all of the sections of this regulation are unnecessary and outdated, or have been moved to more appropriate sections of the Code of Massachusetts Regulations, including 105 CMR 700 and 105 CMR 721. Therefore, this regulation is not necessary and should be rescinded.

No public comments were received during the public comment period, which included a public hearing on August 3, 2016.

- Staff requests the Public Health Council approve the final rescission of 105 CMR 701.
- Following final action by the Public Health Council, the Department will file the final rescission with the Secretary of the Commonwealth.

- Thank you for the opportunity to present this information today.
- For more information on standards for the scheduling of certain controlled substances and the practice of pharmacy procedures regarding the dispensing of certain controlled substances please find the full current regulation here:
<http://www.mass.gov/courts/docs/lawlib/104-105cmr/105cmr701.pdf>