

ALABAMA CONTROLLED SUBSTANCES REGISTRATION

RULE PROMULGATED BY THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS PURSUANT TO ACT NO. 699, REGULAR SESSION OF THE ALABAMA LEGISLATURE.

Pursuant to the Alabama Uniform Controlled Substance Act, Act No. 1407 and Amendment Act No. 699, thereto passed by the Alabama Legislature in the 1976 Regular Session, it shall be necessary for all licensed veterinarians who dispense, administer, prescribe, maintain or otherwise have in their possession controlled substances, to annually register with the Alabama State Board of Veterinary Medical Examiners for a State Controlled Substance Registration Number.

This State Controlled Substance Registration Number must appear on *prescription* blanks as well as the Federal Bureau of Narcotics and Dangerous Drugs Number. (It is recommended that the State and Federal Number be written in as necessary and not preprinted on prescription forms) When you receive your DEA Registration Certificate you are required to post this for inspection by the DEA and this Board. It is recommended that you post this in or around the safe area where you store your controlled substances and other drugs, out of public view)

After April 15, 1978, registration under this rule by the State Board of Veterinary Medical Examiners will be due upon initial application and each year after during annual license renewal to practice veterinary medicine.

The fee for registration and the issuance of the State Controlled Substance Number shall not exceed fifty (\$50) dollars and will be due annually.

**A licensed veterinarian dispensing, administering, prescribing, maintaining or possessing controlled substances that has not registered or obtained a State Controlled Substance Registration Number will be deemed in violation of the Uniform Controlled Substances Act and will be subject to the penalties subscribed by law. (Rule 930-X-1-.11. and Rule 930-X-1-.13.) (*A licensed veterinarian may dispense and administer as an authorized agent under the auspice of another licensed veterinarian's DEA and SCSR Registration, (at the registered location only), but shall prescribe controlled medications only under their own registration.)*

RULE 930-X-1-.11. PRESCRIBING AND DISPENSING DRUGS.

- (1) A licensed veterinarian shall not prescribe or dispense, deliver or order delivered:
 - (a) Any drug or medicinal agent carrying the legend "Federal (USFDA) law restricts this drug to the use by or on the order of a licensed veterinarian" to be administered to animals with which he or she has not established a patient-veterinarian relationship, or as defined by the United States Food and Drug Administration.
 - (b) Any controlled substance as defined by the U.S. Food and Drug Administration without first having established a patient-veterinarian relationship by having personally examined the individual animal, herd or representative segment or consignment lot thereof and determined that such controlled substance is therapeutically indicated following said examination.

(2) Patient-veterinarian relationship as used in this rule shall be defined as a relationship created by actual examination by the veterinarian of the animal or a representative segment of a consignment or herd.

(3) Any veterinarian who violates this rule shall be guilty of unprofessional conduct within the meaning of this section.

(4) Veterinarians retiring from or otherwise discontinuing the practice of veterinary medicine shall voluntarily surrender their Alabama State Controlled Substance Registration Number immediately and shall notify the Federal Drug Enforcement Agency of license status change, retirement or discontinuance of practice for instructions regarding their federal DEA Registration.

(5) To protect children from serious personal injury or serious illness resulting from handling, using, or ingesting controlled substances, legend drugs and other potentially harmful medicinal agents dispensed for animal use that is in a dosage form intended for oral administration shall be dispensed in childproof containers by all practitioners of veterinary medicine. The containers are to be designed and constructed to be significantly difficult for children under 5 years of age to open or obtain a toxic or harmful amount of the substance contained therein.

If the substance is dispensed to elderly or handicapped clients in households where young children are not present, containers must be of impervious nature and must contain the following additional labeling statement, "This Package for Households Without Young Children".

Author: Alabama State Board of Veterinary Medical Examiners

Statutory Authority: Code of Ala. 1975, §34-29-69.

RULE 930-X-1-.13. CONTROLLED SUBSTANCES.

(1) All licensed veterinarians who handle controlled substances must register annually with the State Board and get a state controlled substance number from the Board. In addition,:

- (a) Such number must be on all of his or her prescriptions.
- (b) A controlled substance fee is due at the time of the annual license renewal.
- (c) The controlled substance fee will not exceed \$50.00 annually.
- (d) Controlled substance violations will be prosecuted as prescribed by law.

(2) This Rule is promulgated by the State Board of Veterinary Medical Examiners pursuant to Alabama Act No. 699 and Alabama Act No. 1407, the Controlled Substances Act of 1976, as amended.

ALABAMA STATE CONTROLLED SUBSTANCE # _____

NAME:	AL License #:
MAILING ADDRESS:	
REGISTERED ALABAMA LOCATION ADDRESS OF DEA & SCSR (if different from mailing):	

PLEASE ANSWER THE FOLLOWING:

1. Have you been issued a Federal Bureau of Narcotics and Dangerous Drugs Number (DEA#)? Yes No Pending

If yes, give **DEA #** and **Expiration Date:** _____

(Note: If DEA# pending, Forward DEA# and expiration date immediately upon issue.)

2. Do you keep current records and maintain inventories of controlled substances in conformity with the record keeping and inventory requirements of State and Federal Law? Yes No

3. Are you in compliance with Federal, State, and/or any local laws relating to controlled substances? Yes No

4. Have you ever been convicted under any Federal or State Laws relating to controlled substances? Yes No

If your answer to Question #4 is "Yes", explain below with date of conviction and the nature of charge and punishment received. (Attach additional paper if necessary)

5. Have you ever had your Federal Registration to distribute or dispense controlled substances as authorized by Federal Law revoked or suspended? Yes No

If your answer to Question #5 is "Yes", explain below with date of conviction and the nature of charge and punishment received. (Attach additional paper is necessary)

6. Have you been voluntarily or involuntarily treated for alcohol or substance abuse in the past ten years? Yes No

If your answer to Question #6 is “Yes”, explain below with dates and nature of treatment. (Attach additional paper is necessary)

I certify that the answers to the above questions are true and correct and are given for the purpose of inducing the Alabama State Board of Veterinary Medical Examiners to issue to the undersigned a State Controlled Substance Registration Number. I understand that if my Federal Registration Number is denied, inactivated, revoked or suspended, my State Controlled Substance Registration Number will be placed in similar status and privileges to dispense, administer, prescribe, maintain or possess controlled substances will cease.

Done this _____ day of _____, 20 _____.

Applicant’s Legal Signature

Social Security Number

Attach your check in the amount of **\$35.00** payable to: (\$10 of the SCSR fee will be forwarded to the Alabama Public Health Department for the PDMP Program) (see Priority Notice attached)

Alabama State Board of Veterinary Medical Examiners (ASBVME)
8 COMMERCE STREET – SUITE 910
MONTGOMERY, AL 36130-5330
334-262-8068

*****PRIORITY NOTICE*****

PDMP – PRESCRIPTION DRUG MONITORING PROGRAM

SCSR Fees have been increased by \$10. Please review the Alabama Department of Public Health's (ADPH) rule regarding the mandate to collect this fee below*. The rules regarding the actual Reporting of Dispensed and Scripted Class II – V Controlled Substances will be disseminated as soon as they reach the final draft stage.

If you have any questions regarding this new program and/or your requirement for participation in this program, you can review the current law Act #2004-443 at the ADPH website www.adph.org. Type **PDMP** in the search engine and the Act will be provided in Adobe Reader format. Also at that site is a list of the PDMP Advisory Committee Members. We are confident that once the rules are in place that they will also be posted at that site.

The ASBVME will also be distributing Rules and Forms once received and will also be posting the Rules and any forms required at its website www.asbvme.us once they have been perfected.

Contact Information for the ADPH in Montgomery is: Alabama Department of Public Health
Prescription Drug Monitoring Program
201 Monroe Street, Suite 1010
Montgomery, AL 36130-3017
Phone: (334) 206-5226 Fax: (334) 206-5663

***420-7-2-.11 Prescription Drug Monitoring Program Collection of Fees to Support the Database**

1. Act No. 2004-443 requires that the following licensing boards shall assess a surcharge in the amount of \$10.00 per year on the controlled substance registration certificate issued or renewed each year to a licensee of the respective boards in the State of Alabama. This requirement is to be implemented effective October 1, 2004. A list of the affected licensing boards follows:

- a. Alabama State Board of Medical Examiners
- b. Alabama Board of Optometry
- c. Alabama Board of Dental Examiners
- d. Alabama State Board of Veterinary Medical Examiners
- e. Alabama State Board of Podiatry

2. By the 10th of each month, each affected licensing board shall remit payment of \$10.00 for each controlled substance registration certificate issued or renewed. The remittance shall be made payable to the Alabama Department of Public Health, Office of Professional and Support Services.

3. By October 30 of succeeding years, each affected licensing board shall certify the number of controlled substance registration certificates issued or renewed during the prior fiscal year. The certification shall be made to the Alabama Department of Public Health, Office of Professional and Support Services.

4. Funds remitted to the Alabama Department of Public Health pursuant to this section shall be deposited into the Alabama State Controlled Substance Database Trust Fund. The funds shall be used exclusively for the development, implementation, operation, and maintenance of the controlled substances prescription database.

Author: Charles C. Thomas, R. Ph., State Pharmacy Director
Statutory Authority: Code of Alabama, 1975, § 22.21-20, et. seq