

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing

NOTICE OF PUBLIC HEARING

September 9, 2021

1:00 p.m.

Location: G. Mennen Williams Building Auditorium
525 W. Ottawa Street, Lansing, Michigan

The hearing is held to receive public comments on the following administrative rules:

Pharmacy – Controlled Substances (MOAHR #2020-82 LR)

Authority: MCL 333.7106, MCL 333.7109, MCL 333.7203, MCL 333.7216, MCL 333.7301, MCL 333.7303, MCL 333.7303a, MCL 333.7321, MCL 333.7333, MCL 333.17754, MCL 333.7333a, and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1, and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030.

Overview: The proposed revisions to the rules will: adopt the federal schedule of controlled substances; clarify when a controlled substance license is required; modify the requirements for opioids and other controlled substances training; modify the licensure requirements for prescribers who provide maintenance or detoxification treatment in the course of their professional practice or who are registered with the DEA to provide such treatment; clarify when a licensee may prescribe, dispense, and administer a controlled substance to a drug dependent individual; clarify “significant” loss; clarify when an inventory of controlled substances is required; modify record retention to two years for most records and 5 years for an original prescription; provide the requirements for electronic transmission of prescriptions; provide the process for a waiver from the mandate to electronically transmit a prescription; and modify reporting to the electronic system for monitoring.

The rules will take effect immediately upon filing with the Secretary of State, unless specified otherwise in the rules. Comments on the proposed rules may be presented in person at the public hearing. Written comments will also be accepted from date of publication until **5:00 p.m. on September 9, 2021**, at the following address or e-mail address:

Department of Licensing and Regulatory Affairs
Bureau of Professional Licensing– Boards and Committees Section
P.O. Box 30670
Lansing, MI 48909-8170
Attention: Policy Analyst Email: BPL-BoardSupport@michigan.gov

A copy of the proposed rules may be obtained by contacting Board Support at (517) 241-7500 or the email address noted above. Electronic copies also may be obtained at the following link:

[Pharmacy – Controlled Substances](#)

<https://ars.apps.lara.state.mi.us/Transaction/RFRTransaction?TransactionID=1208>

Individuals attending the meeting are requested to refrain from using heavily scented personal care products, in to enhance accessibility for everyone. People with disabilities requiring additional accommodations (such as materials in alternative format) to participate in the meeting should call (517) 241-7500).