



State of Rhode Island and Providence Plantations
Department of State | Office of the Secretary of State
Nellie M. Gorbea, Secretary of State

Rules and Regulations Filing Form

1. Agency Name and Address

Health, Department of
 Cannon Building

2. Title of Rule

Rules and Regulations Pertaining to Pharmacists, Pharmacies and Manufacturers, Wholesalers and Distributors [R5-19.1-PHAR]

3. Statutory Source of Authority

§5-19.1-5 of the Rhode Island General Laws, as amended

4. Concise Explanatory Statement - §42-35-2.6

Addition of new §21.10. See Brief Statement of Reason for Finding Imminent Peril for additional details

5. Type of Filing

Emergency Rules

- A1. Emergency 120-day initial - §42-35-2.10
 Adoption
 Amendment of ERLID:
 Repeal of ERLID:

- A2. Emergency 60-day renewal - §42-35-2.10
 Adoption
 Amendment
 Repeal

Indicate ERLID of 120-day initial: 5763

Brief Statement of Reason for Finding Imminent Peril §42-35-2.10:

The Department's contingency plans for pandemic flu response have been recently modified to utilize practitioners at community-based health centers for dispensing antivirals and other pharmaceuticals to the public, a practice not specifically authorized under the current regulations. Immediate filing will protect the health, safety and welfare of the public by ensuring that a sufficient number of geographically separate locations are available to ensure prompt and efficient dispensing of antivirals and other pharmaceuticals (on a state-wide basis) as part of the Department's response to pandemic flu or a similar emergency situation

Agency Head Signature: _____

Governor/Governor's Designee Signature: _____

Date: _____

Date: _____

Final Rules

- B1. Amendment - §42-35-3(a) B2. Adoption - §42-35-3(a) B3. Repeal - §42-35-3(a)
 C. Technical Revision D. Direct Final Rule - §42-35-2.11

If B1 or C, please indicate new, amended, deleted, or revised sections:

6. Notice and Hearing Information

Date of Public Notice - §42-35-2.8: Notice Not Required
 Date of Public Hearing - §42-35-2.8: Hearing Not Required
 End of Comment Period - §42-35-2.8 :

7. Agency Additional Information - Web Page

http://

8. Certification

I hereby certify that the attached rules and regulations were adopted in accordance with the Administrative Procedures Act (42-35) and that they are true copies of this Department, attest,

 Name

 Notary Public

Title

Subscribed and sworn before me
this _____ day of _____, _____

ERLID#: 5886