

Alabama State Board of Veterinary Medical Examiners

NOTICE OF INTENDED ACTION

RULE NUMBER: 930-X-1-.11

TITLE OF RULE: PRESCRIBING AND DISPENSING DRUGS.

- (1) A licensed veterinarian shall not prescribe or dispense, deliver or ordered 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~~ veterinary-client-patient 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~~ veterinary-client-patient relationship by having personally established 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~~ Veterinary-client-patient 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".
- (6) All veterinarians must comply with Prescription Drug Monitoring Program (PDMP) requirements.
- (7) All veterinarians providing veterinary drugs and medicines for resale to veterinary practitioners and other veterinary wholesalers must obtain an Alabama Board of Pharmacy's Wholesale Veterinary Drug Distributor's Permit.

Author: Alabama State Board of Veterinary Medical Examiners
Statutory Authority: Code of Alabama 1975, §34-29-69