

STATE OF NEW HAMPSHIRE

Inter-Board Communication

DATE: June 14, 2022

FROM: Michael A. Morrell
Acting Administrative Rules Director

AT (OFFICE): Legislative Services

SUBJECT: Emergency Rule Document #13388 Compounding Procedures

To: File

Attached is an emergency rule amending Ph 404.08 from the N.H. Pharmacy Board (Board) on compounding procedures (Document # 13388, effective 5-25-22). Pursuant to RSA 318:5-a, XIII, the Board is authorized to establish standards for operation of central prescription processing.

Item #8 of the Cover Sheet states that the emergency rule is necessary because of imminent peril to public health and safety. Item #8 goes on to explain that there is a severe, global shortage of the intravenous contrast media that is used in CT imaging, and New Hampshire hospitals are actively implementing conservation measures to deal with the shortage. To that end, the Board is using the emergency rules to use single-dose vials for more than one patient. Additionally, the Board noted that without the rules, patients could be placed in jeopardy through prioritization of care or the unavailability of the contrast media.

Please note that the JLCAR may not object to an emergency rule, but it may petition pursuant to RSA 541-A:18, IV for repeal if the grounds for an emergency rule are not met. Unless readopted, the emergency rule will expire on November 11, 2022.