

## PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

## CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER STATE OF WASHINGTON FILED

DATE: August 22, 2024

TIME: 8:57 AM

WSR 24-18-005

Agency: Department of Health – Pharmacy Quality Ass	surance Commission
Assurance Commission (commission) is considering am	kratom to the list of Schedule I substances. The Pharmacy Quality nending WAC 246-945-051 and adding new sections to chapter to the list of Schedule I substances in response to a petition
Statutes authorizing the agency to adopt rules on th	is subject: RCW 18.64.005, 69.50.201 and 69.50.203
Reasons why rules on this subject may be needed a	and what they might accomplish: The department received a
petition from an interested party on June 15, 2024, requalkaloid compounds, mitragynine and 7-hydroxymitragyr	esting that the commission classify kratom and its two active nine, as Schedule I substances. The petition claimed the potential lth risks associated with use of kratom as justifications for listing
stimulant or sedative effect. It is not included in the list o	m a tree of the same name and can reportedly give users a of controlled substances at the federal level, though the Drugug and Chemical of Concern." As of December 2023, sixteen egrees.
Kratom is not currently listed as a controlled substance i Washington Administrative Code (WAC).	in either the Revised Code of Washington (RCW) or the
these agencies: Both the Federal Drug Administration (kratom projects. The commission would not rely on coor	te this subject and the process coordinating the rule with (FDA) and the DEA have regulatory authority over kratom and rdination with either the FDA or DEA for the placement of kratom ald inform both agencies should it schedule kratom as a Schedule I
Process for developing new rule (check all that appl  ☐ Negotiated rule making ☐ Pilot rule making ☐ Agency study ☐ Other (describe) Collaborative rulemaking	y):
Other (describe) Collaborative rule making	
Interested parties can participate in the decision to a before publication by contacting:	adopt the new rule and formulation of the proposed rule
	(If necessary)
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Web site:	Web site:
Other:	Other:
a series of rules workshops. Rulemaking notices will b to: https://public.govdelivery.com/accounts/WADOH/su "Health Systems Quality Assurance." Next click open t	e in the drafting of the proposed rules. The commission will conduct be delivered via the GovDelivery list. To receive notices, please go ubscriber/new. After signing in, please click open the box labeled the box labeled "Health Professions" and then click again on teck the box next to one or more of the other professions or facilities ic.
Deta: 9/24/2024	Signature:
Date: 8/21/2024	
Name: Hawkins DeFrance, PharmD	hushi Hague
Title: Pharmacy Quality Assurance Commission Chair	r Manual Carl