

John D. Rockefeller IV
Governor



George E. Pickett, M.D., M.P.H.
Director

State of West Virginia

DEPARTMENT OF HEALTH
CHARLESTON 25305

August 15, 1979

FILED IN THE OFFICE OF
SECRETARY OF STATE OF
WEST VIRGINIA

THIS DATE 8-17-79

The Honorable A. James Manchin
Secretary of State
State Capitol
Charleston, W. Va.

Dear Mr. Manchin:


Enclosed are proposed amendments to the Department of Health's Regulations for Licensing Psychiatric and Other Related Facilities and Programs *** Methadone Use Program ***, Chapter 27-1A, Series II (1971).

The purpose of these amendments is to bring into compliance with 42 C.F.R. §310.505 the description of the purpose of Food and Drug Administration Form 2636 (the form is no longer required for hospital methadone use for analgesia and severe pain), to include reference to Drug Enforcement Administration Form DEA-363, to change references to the "Department of Mental Health" to the "Department of Health," and to delete reference to an appointment by the former Governor as the Authority for the regulations.

NOTICE OF PUBLIC HEARING

A public hearing is scheduled for October 1, 1979 at 9 a.m. in the State Capitol Complex, Conference Room A-B at which time interested parties may appear and be heard regarding the proposed regulatory amendments mentioned above.

Sincerely,


Harry R. Lynch

cc: Governor's Office

West Virginia Administrative Regulations
West Virginia Department of Health
Chapter 27-1A
Series II
(1971; 1979 amendments)

Subject: Proposed Amendments to the Regulations for Licensing
Psychiatric and Other Related Facilities and Programs
*** Methadone Use Program ***

"METHADONE USE PROGRAM"

Section 3.13.6 Methadone Treatment Programs. All methadone treatment programs including those administered by a centralized organizational structure consisting of a primary facility and other outpatient facilities, private practitioners, wherever such facilities are located, shall be subject to these Regulations, which are promulgated by the Department of ~~Mental~~ Health by the Director, by virtue of appointment as the West Virginia Authority by the Governor, Arch A. Moore, Jr., June 19, 1972.

Section 3.13.6.3 Applications and Required Report Forms. The following applications and other forms shall be filed simulatneously with both the Food and Drug Administration and West Virginia Department of ~~Mental~~ Health.

. . .

(f) Form FD 2636 "~~Hospital Request for Methadone For Analgesia Severe Pain and~~ For Detoxification and Temporary Maintenance Treatment," to be filed in triplicate with the Food and Drug Administration and the West Virginia Department of ~~Mental~~ Health and approved by the Food and Drug Administration before a hospital pharmacy may lawfully receive shipments of methadone for use ~~as an analgesic for severe pain and~~ for detoxification or temporary maintenance treatment. This form shall be completed, signed, and filed by a responsible hospital official. If shipments of methadone are to be used for emergency treatment of withdrawal symptoms exceeding three days or for inpatient detoxification, the hospital must also complete and file with the Drug Enforcement Administration the Application for Registration under the Narcotic Addict Treatment Act of 1974 (Form DEA-363) and obtain approval thereof from the Drug Enforcement Administration.

Bulletin No. 2

Any reference herein to the "Department of Mental Health" should be read as the "Department of Health."