



# EXPEDITED RULE MAKING

**CR-105 (June 2004)**  
(Implements RCW 34.05.353)  
**EXPEDITED RULE MAKING ONLY**

**Agency:** Department of Health- Board of Pharmacy

**Title of rule and other identifying information:** (Describe Subject)  
WAC 246-856-030 Repeal - Delegation of authority to initiate investigations.

### NOTICE

**THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO**

Name: Doreen E. Beebe  
Agency: Department of Health  
Address: Board of Pharmacy  
PO Box 47863  
Olympia WA 98504-7863

**AND RECEIVED BY** (Date) 12/20/2010

**Purpose of the proposal and its anticipated effects, including any changes in existing rules:**

The Board of Pharmacy (board) intends to repeal WAC 246-856-030 as these rules are not necessary because the board has statutory authority to delegate the decision to initiate investigations to a panel.

**Reasons supporting proposal:**

RCW 18.130.050(18) authorizes the disciplining authority to establish panels with three or more members to perform any duty or authority within its jurisdiction. The board delegates authority to initiate investigations to a panel based upon this statute. For this reason, these rules are not required. The board believes the expedited rulemaking process is appropriate because the rules only pertain to internal governmental actions.

**Statutory authority for adoption:** RCW 18.130.050 & RCW 18.64.005

**Statute being implemented:** RCW 18.130.080 & RCW 18.130.050

**Is rule necessary because of a:**

Federal Law?  Yes  No  
Federal Court Decision?  Yes  No  
State Court Decision?  Yes  No

If yes, CITATION:

**DATE** 10/19/2010

**NAME** (TYPE OR PRINT)  
Gary G. Harris

**SIGNATURE**

**TITLE**  
Chair, Board of Pharmacy

### CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE:** October 20, 2010  
**TIME:** 11:52 AM

**WSR 10-21-121**

**Name of proponent:** (person or organization) Department of Health, Board of Pharmacy

- Private
- Public
- Governmental

**Name of agency personnel responsible for:**

	Name	Office Location	Phone
Drafting.....	Doreen E. Beebe	310 Israel Rd SE, Tumwater WA 98501	(360) 236-4834
Implementation....	Susan Teil Boyer	310 Israel Rd SE, Tumwater WA 98501	(360) 236-4853
Enforcement.....	Susan Teil Boyer	310 Israel Rd SE, Tumwater WA 98501	(360) 236-4853

**Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:**

None.

REPEALER

The following section of the Washington Administrative Code  
is repealed:

WAC 246-856-030

Delegation of authority to initiate  
investigations.