

**MINUTES OF THE
IDAHO STATE BOARD OF PHARMACY
July 27, 2015**

**Conference Call
1199 Shoreline Lane, Suite 303
Boise, Idaho**

This meeting of the Board was held to conduct regular board business.

Chairman Rich de Blaquiere, PharmD, called the meeting to order at 8:06 a.m. Dr. de Blaquiere and Board members Nicki Chopski, PharmD; and Holly Henggeler, PharmD; attended telephonically. Incoming Executive Director Alex Adams, PharmD and Andy Snook, DAG also attended telephonically. Ed Sperry, Public Member and Kris Jonas, PharmD, were present in the Board office along with Berk Fraser, RPh, Interim Executive Director and Ellen Mitchell.

Dr. Jonas motioned to approve the minutes of the May 28, 2015 meeting with minor corrections. Dr. Henggeler seconded, motion carried unanimously.

Dr. Jonas motioned to approve the minutes of the July 13, 2015 meeting. Dr. Chopski seconded, motion carried unanimously.

Dr. Henggeler motioned to approve the minutes of the June 15, June 29 and July 16, 2015 minutes with minor corrections, Dr. Jonas seconded, motion carried unanimously.

Mr. Fraser began the proposed rule review with

- Updated language to Rule 021, combining of the Retail A and B Non-Pharmacy drug outlet registrations to a single retail non-pharmacy drug outlet registration and renewal for \$35.00
- Combining all commercial lists to one fee of \$50.00 was discussed. Removing the Controlled Substance Act registrant list for \$150.00 as discussed. Mr. Sperry was concerned that the Board of Pharmacy still had requests for this list. Ms. Ellen Mitchell confirmed that those lists are not generally requested and are provided free of charge to Idaho pharmacies.

After discussion all suggested changes were approved to move forward by unanimous consent.

- New language to Rule 040, adding the option for Board staff to cancel a certified technician registration if national certification is not maintained as required was discussed. Dr. Chopski requested Mr. Fraser to look into whether basic language could be written to cover all registrants if they fail to maintain registration/licensure requirements. Unanimous consent to move forward.
- Changes to Statute 37-2720 as well as new language (Rule 210) providing for the storage of controlled substances to be in a substantially constructed cabinet if not dispersed into stock of non-controlled substances. Unanimous consent to move forward.

A note by outgoing Executive Director Mark Johnston of concerns from senators from the 2015 session were presented. Concerns included lack of specifics to the 2015 compounding docket of rules and choice of warning labels on prescriptions involving animal prescriptions. The Board directed staff to research and contact Senators if possible since specifics were not included in the note. Other suggestions from the last legislative session included:

- An increase of foreign graduates' experiential hours from 1500 to 1740 hours
- To add "at least" before the two thousand hours technician experience needed to be a technician in a remote dispensing site

After discussion the Board granted unanimous consent to move forward.

The Board discussed "own use doctrine" for Institutional facilities language, however there was concern the issue might not be complete. The Board directed Mr. Fraser to reach out to ISHP to present at the August 12th and 13th meeting on this topic as well as common canister. The Board granted unanimous consent to move forward.

The Board reviewed the updated definitions to clarify compounding rules as well as new language to Rule 239 allowing the compounding of non-sterile compounding kits provided by manufacturers. The Board instructed Mr. Fraser to add "non-hazardous" to the language as well. The Board granted unanimous consent to move forward.

An update to Rule 111 adding prescriber phone number to the requirements of prescription drug order to assist pharmacists when contacting prescribers. The Board granted unanimous consent to move forward.

The pilot program to issue pharmacy licenses before final inspection was discussed. Since the pilot pharmacy had not completed the process, the discussion on rule language was postponed to a later time. Mr. Fraser suggested that a chain pharmacy should be allowed to participate in pilot program to see if any other issues arise. The Board granted unanimous consent to have a chain pharmacy participate.

Striking of language in Rule 240 to allow an exemption for sterile compounding for wound and body cavity irrigations was postponed to a later date to allow for more information to be gathered. The Board directed staff to reach out to Dr. Rudy Deleon at Dick's Pharmacy to meet with the Board at the January meeting.

Mr. Snook left the meeting at 10:00 a.m.

The Pharmaceutical Care Services definition was updated to include ordering laboratory test. The Board instructed Mr. Fraser to add the term "interpreting" as well. The Board granted unanimous consent to move forward.

The emergency protocol language was discussed and approved to move forward with directions to staff to look at other states language that could be included. New language for remote dispensing sites was delayed until more information was received.

Mr. Fraser presented the statute changes planned for 2016 Legislative session.

- Statute 54-1734 was updated to include midwives, home health or hospice agencies to be allowed to possess legend drugs. The Board unanimously approved to move forward with a suggestion that “agents” be listed under prescribers and pharmacists.
- Addition of medical examiner or coroner was added to Statute 37-2726 Filing Prescriptions—DataBase. The Board granted unanimous consent to move forward.
- Obsolete language of Title 39 Chapter 8 required the complete striking of this statute. The Board granted unanimous consent to move forward.

Dr. Henggeler left the meeting at 10:45 a.m.

Terms of office, organization of the Board and Compensation of the Board was discussed. The Board granted unanimous consent to move forward.

The discussion of changes to clarify and update the Idaho Uniform Controlled Substances Act was postponed until later in 2016.

Hearing no further business, Dr. Jonas motioned to adjourn the meeting, Mr. Sperry seconded, motion carried unanimously. Meeting adjourned at 10:54 a.m.