

**MINUTES OF THE
IDAHO STATE BOARD OF PHARMACY
January 19, 2021**

Board Meeting & Conference Call

**Board of Pharmacy Office
1199 Shoreline Ln
Boise, Idaho**

This meeting of the Board was held to conduct regular Board business. The telephone conference line information was published on the agenda and posted to the Board's website. The conference line was open for the duration of the meeting.

Chairman Kris Jonas, PharmD, called the meeting to order at 8:30 a.m. Those in attendance telephonically included Rich de Blaquiére, PharmD; Andy Snook, DAG; Fred Collings, Chief Investigator; Jaime Thompson, Amy Hickerson, and Wendy Shiell, Compliance Officers, and members of the public.

Those in the Board office included Dr. Jonas, PharmD; Justin Messenger, PharmD; Kevin Ellis, PharmD; Berk Fraser, RPh, Deputy Executive Director; Theresa Arnold, Management Assistant; Svetlana Chornyí, ISU Student Pharmacist, and Ellen Mitchell, Program Information Coordinator; and members of the public.

Ed Sperry, Public Member, was unable to attend the meeting. Nicki Chopski, PharmD, Executive Director, and Tim Frost, Health Professions Legislation and Regulatory Affairs Manager for DOPL, joined the meeting at 10:30 following presentation of agency legislation to the House Health & Welfare Committee at the Statehouse.

Dr. Messenger motioned to approve the minutes of October 22, 2020 as written. Dr. Ellis seconded. Hearing no discussion, the motion carried unanimously by roll call vote.

Mr. Fraser presented the Consent Agenda, highlighting the Performance Dashboard. Licensing processing times have improved, though there are still a high number of applications that receive deficiency letters. Ms. Mitchell explained the Prescriber Searches section was populated using the new Mandatory Use Compliance tool from Appriss. The numbers presented reflect the percentage of prescribers meeting the criteria of Idaho Code 37-2722, which requires prescribers to search the PDMP each time they prescribe an opioid or benzodiazepine, for more than a three-day supply. A demonstration of the tool will be scheduled for the Board members in the future. Mr. Fraser explained the Complaint Resolution section shows Board staff was able to resolve an average of 97.1% of the complaints using methods other than Administrative Hearings.

At 9:00 a.m. the Board paused the meeting to attend the remote presentation of DOPL Health Professions section rules, specifically including the pharmacy omnibus rules, by Dr. Frost, to the Idaho House Health and Welfare Committee.

Steve Olsen, DAG, Drs. Chopski and Frost joined the meeting at 10:25 a.m.

The Administrative Hearing regarding Ladd's Family Pharmacy (Ladd's) was called to order at 10:30 a.m. Following determination that there were no representatives of Ladd's in attendance in the room or telephonically, Mr. Olsen presented a Proposed Default Order and asked the Board for authorization to send the proposed order to the agent for Ladd's. Dr. Ellis motioned to send the Proposed Default Order, and grant Dr. Chopski delegated authority to act on behalf of the Board in this matter. Dr. Messenger seconded, and the motion carried by roll call vote.

Mr. Olsen introduced Steve Herring, who attended the meeting telephonically. Mr. Herring is new to the DAG's office and will be the Prosecuting Attorney for the Boards of Nursing and Pharmacy. Dr. Jonas welcomed Mr. Herring, and all look forward to working with him.

The Board took up the matter of Cottonwood Family Medicine. Dr. Messenger motioned to accept the Stipulation and Consent Order as written. Dr. Ellis seconded, and the motion carried by roll call vote.

Dr. Frost updated the Board on the DOPL legislation as well as the agency legislation that he will present this session and answered questions from the Board. He then asked the board for input relating to future statute or rules changes for the coming year. Dr. Jonas expressed her gratitude in having Dr. Frost on board.

Following the lunch break, the Board returned to the Consent Agenda to review the remaining documents. Following a brief discussion, Dr. Ellis motioned to accept the Consent Agenda. Dr. de Blaquiere seconded, and the motion carried by roll call vote.

The Board took up the application approval request of Sheree Reed, PharmD. Dr. Reed was unable to attend the meeting and was not represented by counsel. Dr. Reed applied for an Idaho Pharmacist license by reciprocity. Board staff determined the application was outside their purview as Dr. Reed's license is on probation in California. Following a brief discussion, Dr. Ellis motioned to grant Dr. Reed's application. Dr. Messenger seconded, and the motion carried by roll call vote.

Dr. Chopski updated the Board on pharmacy based COVID-19 point of care testing and vaccination roll-out in Idaho.

Mr. Fraser requested the Board waive the home state inspection requirement for the out-of-state legend medical device wholesale registration applicants if their state does not inspect these facilities and/or does not license/register them. This is similar to the request the board granted for non-resident OTC wholesalers in February 2020. Dr. de Blaquiere motioned to grant Mr. Fraser's request. Dr. Ellis seconded, and the motion carried by roll call vote.

Mrs. Arnold presented the Board Financial Report. The report reflected the expected trends with birth month renewals, and grant funding. The FY22 budget will be presented to JFAC January 21, 2021.

Dr. Messenger motioned to adjourn. Dr. Ellis seconded, and the motion carried by roll call vote. Adjourned at 2:59.

Kris Jonas, Chairman

Rich de Blaquiere, Vice Chairman

Member

Member

Member

Nicki Chopski, Executive Director