

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT  
 DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING

# BOARD OF PHARMACY

CONDENSED MINUTES OF THE MEETING HELD (NOVEMBER 17-18, 2022)

Date:	November 17-18, 2022
Time:	Scheduled 9:00 a.m.
Location:	Zoom & Anchorage – Robert Atwood Building, Suite 1550, 500 W. 7 <sup>th</sup> Ave, Anchorage, AK 99501
Attending:	Board Members: Justin Ruffridge, Ashley Schaber, Ramsey Bell, Leif Holm, James Henderson (joined at 2:05 p.m.) Staff: Laura Carrillo, Lisa Sherrell, Maura Faller, Michael Bowles, Erika Prieksat, Carmen Pora, Alison Osborne, Sara Chambers
Absent:	

<b>Topic: Roll Call Day 1</b>	
Brief Discussion:	N/A
Motion:	N/A
Recorded as Present:	<i>Justin Ruffridge</i> <i>James Henderson</i>
	<i>Ashley Schaber</i>
	<i>Ramsey Bell</i>
	<i>Leif Holm</i>
Action Items:	N/A
<b>Topic: Approve Agenda</b>	
Brief Discussion:	<i>The board reviews the agenda for November 17 – day 1.</i>
Motion:	<ul style="list-style-type: none"> <li><i>Ashley Schaber motions to approve the agenda as written, seconded by Ramsey Bell, and approved unanimously. It is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to approve November 17, 2022 agenda as written.</i></p>
Recorded Votes:	<i>Justin Ruffridge</i> <i>Ashley Schaber</i>
	<i>Leif Holm</i> <i>Ramsey Bell</i>
Action Items:	N/A
<b>Topic: Ethics Disclosures</b>	
Brief Discussion:	<i>Ashley Schaber: member of the AKPhA and legislative committee.</i> <i>Justin Ruffridge: representative-elect for district 7 state house</i>
Motion:	N/A

Recorded Votes:	N/A	
Action Items:	N/A	
<b>Topic: Draft minutes</b>		
Brief Discussion:	<i>The board reviews the draft minutes from September 22-23 and October 21, 2022.</i>	
Motion:	<ul style="list-style-type: none"> <li><i>Ashley Schaber motions to approve the minutes as written, seconded by Ramsey Bell, and approved unanimously. It is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to approve the September 22-23 and October 21 minutes as final.</i></p>	
Recorded Votes:	<i>Justin Ruffridge</i>	<i>James Henderson</i>
	<i>Ashley Schaber</i>	
	<i>Ramsey Bell</i>	
	<i>Leif Holm</i>	
Action Items:	<ul style="list-style-type: none"> <li><i>Ms. Carrillo will request the final September and October minutes be posted on the board's website.</i></li> </ul>	
<b>Topic: INV Update</b>		
Brief Discussion:	<p><i>Investigator Bowles provides the board's investigative report, which includes matters from September 9, 2022 through November 3, 2022. In this timeframe, 36 matters remained open and 35 matters were closed.</i></p> <p><i>Dr. Schaber and Dr. Ruffridge express concern about there being a significant amount of time that elapses between the date the division is made aware of a complaint to the date the board can take action and inquired whether there is temporary action the board can take on a license during an investigation if public safety is possibly at risk. Lead Investigator, Erika Prieksat, explained the level of evidence needed to move forward with formal complaints and clarified the board cannot take temporary action on a license during an investigation.</i></p> <p><i>The board reviews cases related to imposition of civil fine.</i></p>	
Motion:	<p><i>On a motion duly made by Ashley Schaber in accordance with AS 44.62.310(c)(2) and seconded by Ramsey Bell, the board unanimously moves to enter executive session for the purpose of discussing subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion. No request was made for public discussion. It is:</i></p> <p style="text-align: center;"><i>RESOLVED to enter into executive session in accordance with AS 44.62.310(c)(2). Staff, Laura Carrillo and Michael Bowles are authorized to remain in the room.</i></p> <p><i>Off record for executive session at 9:48 a.m.</i>  <i>On record from executive session at 9:58 a.m.</i></p> <p><i>No motions were made in executive session.</i></p> <ul style="list-style-type: none"> <li><i>Ashley Schaber motions to accept the imposition of civil fine for 2022-000213 in the amount of \$500, seconded by Ramsey Bell with one abstention from Justin Ruffridge, it is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to accept the imposition of civil fine for 2022-000213.</i></p>	

Recorded Votes:	<i>Justin Ruffridge (abstain)</i>	<i>James Henderson (absent)</i>
	<i>Ashley Schaber</i>	
	<i>Ramsey Bell</i>	
	<i>Leif Holm</i>	
Action Items:	<ul style="list-style-type: none"> <li>• <i>Justin Ruffridge will submit the signed imposition of civil fine for case #2022-000213 to Investigator Bowles.</i></li> </ul>	
<b>Topic: Board Business</b>		
Brief Discussion:	<p><i>The board reviews reports of lost or stolen prescriptions and correspondence relating to District 7 &amp; 8's resolution to support a standardized renewal date. The board expresses their support for this resolution.</i></p> <p><i>The board then reviews correspondence from G.L.O. Associates related to clinical drug trials, from Kelly DiBattista related to virtual manufacturers engaged in title models with 3PLs, and from Ashley Bolyard related to tech-to-tech and final check requirements for pharmacy technicians in the institutional setting under 12 AAC 52.235. Dr. Schaber states the gap is specifically with (a)(1)(C), which refers to use of an image to verify a prescription and the process existing within retail pharmacies only. Dr. Schaber believes this should be amended to be more inclusive of other practice settings, such as in a hospital, which relies on a bar code scanning and verification system. Mr. Henderson inquires whether the regulations allow a final check by the technician without the image or if it requires a final check by the pharmacist. The board agrees the regulation should be clarified and wishes to discuss this further during its regulations agenda item.</i></p> <p><i>The board reviews the draft letter to the State Medical Board prepared by Ms. Carrillo, which requests they consider amending 12 AAC 40.983(c)(11) and (d) to better align with the board's corresponding collaborative practice regulations and improve patient care access. Dr. Ruffridge requests deleting the reference to (c)(11) since pharmacists only dispense per a physician's order. He further suggests providing an example of patient care services, e.g.: test-to-treat programs.</i></p> <p><i>Gerald Brown requests clarification relating to a surgery center owned by a physician who leases time to other physicians for its use and whether this scenario necessitates licensure. Dr. Ruffridge refers to the definition of "institutional facility" in 12 AAC 52.995(a)(15) and believes the scenario described could not fall under drug room licensure since it is not included in the definition. Dr. Ruffridge suggests the licensee contact the State Medical Board since his concerns lie primarily with physicians. Ms. Carrillo adds there are likely more sites practicing as drug rooms that are not licensed as such, referring to the NABP Model Act, which includes, for example, extended care facilities and assisted living facilities, but which are absent from the board's definition. The board wishes to discuss this further during its regulations item.</i></p> <p><i>Cassandra Sanborn inquires to the board whether immunization draw-up is permitted for pharmacy technicians. Dr. Schaber initially comments this may fall under the definition of compounding. Dr. Ruffridge states that 12 AAC 52.230 allows technicians to engage in manipulative, non-discretionary functions. Mr. Henderson agrees technicians may perform this duty as the responsibility ultimately falls to the pharmacist-in-charge to ensure technicians are properly trained on these functions.</i></p> <p><i>With nothing further on correspondence, the board reviews applications.</i></p>	

<p>Motion:</p>	<ul style="list-style-type: none"> <li>On a motion duly made by Ashley Schaber in accordance with AS 44.62.310(c)(2) and seconded by Justin Ruffridge, the board unanimously moves to enter executive session for the purpose of discussing subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion. No request was made for public discussion. It is: <p style="text-align: center;"><i>RESOLVED to enter into executive session in accordance with AS 44.62.310(c)(2). Staff, Laura Carrillo and Michael Bowles are authorized to remain in the room.</i></p> <p><i>Off record for executive session at 11:16 a.m.</i> <i>On record from executive session at 12:00 p.m.</i></p> <p><i>No motions were made in executive session.</i></p> </li> <li>Ashley Schaber motions to table the out-of-state pharmacy application for case #2022-000992 pending further direction from the Department of Law, seconded by Justin Ruffridge, and approved unanimously with a quorum of 3 per AS 08.80.070, it was: <p style="text-align: center;"><i>RESOLVED to table the out-of-state pharmacy application.</i></p> </li> </ul>	
<p>Recorded Votes:</p>	<p><i>Justin Ruffridge</i></p>	<p><i>James Henderson (absent)</i></p>
	<p><i>Ashley Schaber</i></p>	
	<p><i>Ramsey Bell</i></p>	
	<p><i>Leif Holm (absent)</i></p>	
<p>Action Items:</p>	<ul style="list-style-type: none"> <li><i>Laura Carrillo will request guidance from LAW when there are actions taken by out-of-state jurisdictions. The new EA will provide an update to the board at its February 2023 meeting.</i></li> <li><i>Laura Carrillo will inform the out-of-state pharmacy applicant for case #2022-000992 of the board's table vote.</i></li> <li><i>The new EA will reach out to Kelly DiBattista to inform her when regulations related to virtual manufacturers are released for public comment.</i></li> <li><i>Laura Carrillo will follow-up with Ashley Bolyard to inform her the board is working to clarify 12 AAC 52.235 related to nationally certified technicians performing a final check.</i></li> <li><i>Laura Carrillo will amend the board's collaborative practice letter addressed to the State Medical Board with Dr. Ruffridge's edits for the board's review/approval and will forward the final letter to EA Natalie Norberg.</i></li> <li><i>Laura Carrillo will reply to Gerald Brown related to surgery sites and its inclusion in 12 AAC 52.995(a)(15), drug room licensure.</i></li> <li><i>Laura Carrillo will provide a response to Cassandra Brown related to immunization draw up per 12 AAC 52.230, pharmacy technician duties.</i></li> </ul>	
<p><b>Topic: Industry Updates</b></p>		
<p>Brief Discussion:</p>	<p><u>AKPhA</u>  <i>Dr. Brandy Seignemartin, Executive Director and Dr. Daniel Nelson, pharmacist-in-charge at Chief Andrew Isaac provide an update on the AKPhA's legislative efforts related to Patient Choice and PBMs. Their PBM bill aims to:</i></p> <ul style="list-style-type: none"> <li><i>guarantee freedom of patient choice in deciding where to receive their medications</i></li> <li><i>guarantees patient safety and efficient access to clinician-administered drugs by eliminating the practice of white and brown bagging</i></li> </ul>	

	<ul style="list-style-type: none"> <li>strengthen procedures for pharmacies to receive full reimbursement from PBMs.</li> </ul> <p>The AKPhA also informs the board and the public of its February 17-18, 2023 Annual Convention.</p> <p>Ms. Carrillo suggests a joint presentation by Lisa Sherrell and Dr. Schaber as Ms. Sherrell previously provided a presentation with Chair Ruffridge in 2021. Ms. Sherrell and Dr. Schaber agree. Ms. Carrillo suggests they receive board approval on topics that will be discussed at the convention since the presentation will be on behalf of the board.</p>	
Motion:	N/A	
Recorded Votes:	Justin Ruffridge	James Henderson (joined at 2:05 p.m.)
	Ashley Schaber	
	Ramsey Bell	
	Leif Holm	
Action Items:	<ul style="list-style-type: none"> <li>Ashley Schaber and Lisa Sherrell will put together bullet points of goals and objectives to be discussed at the AKPhA Annual Convention for board review/approval</li> </ul>	
<b>Topic: Subcommittee Updates</b>		
Brief Discussion:	<ul style="list-style-type: none"> <li><u>Controlled Substance Advisory Committee</u>: no updates</li> <li><u>Well-Being</u>: The board reviews the District 7 Well-Being Index, which includes measures on pharmacists' stress and resiliency, relationships and work-life balance, fatigue, health behavior, and career development. Dr. Schaber states there has not yet been another meeting but expresses support in continuing to encourage pharmacists and employers to have open dialogue around these areas.</li> <li><u>42 CFR Part II</u>: Lisa Sherrell provides the update that she is working the PDMP vendor and DOH stakeholders to progress this forward, adding that there could be a checkmark in the patient's record when that patient is receiving treatment.</li> <li><u>Compounding</u>: no updates</li> <li><u>Statutes</u>: see next section</li> </ul>	
Motion:	N/A	
Recorded Votes:	N/A	
Action Items:	N/A	
<b>Topic: Statutes</b>		
Brief Discussion:	<p>Dr. Schaber presents the board's statute chart, previously discussed at its September 22-23, 2022 meeting and developed by the statutes subcommittee. Ms. Carrillo addressed AS 08.80.159(b)(16), which states that the board may inspect wholesale drug distributors, outsourcing facilities, and third-party logistics providers outside of the state, adding that the board could delegate this to the NABP through its Supply Chain Inspection. James Henderson requests more information before moving forward.</p> <p>The board continues to deliberate proposed changes. James Henderson suggests removing the proposal related to automated prescription drug machines installed outside the premise of</p>	

	<p><i>institutional facilities as it was unclear as to what the public need for this change would be. The board decides that changes of interest include: removing the affidavit of moral character requirement for pharmacist applicants; repealing the 1,500 internship hour requirement for interns as this is a national standard; replacing one public member board seat with a nationally certified technician seat; clarifying the regulation of manufacturers as separate entities; clarifying the PDMP registration requirement for pharmacists; limit/restrict the practice of white/brown bagging; recognize retired pharmacists; expanding the list of prohibited terms in advertising by non-licensed entities; licensing versus registering out-of-state pharmacies; regulating Internet pharmacies; removing the salary range for its executive administrator; and requiring a national background check for pharmacists and pharmacy technicians.</i></p> <p><i>The board discusses which board members would lead efforts to support the board's intended changes. Dr. Schaber volunteers as the board's legislative lead and Dr. Bell volunteers as the secondary lead.</i></p>	
Motion:	N/A	
Recorded Votes:	N/A	
Action Items:	<ul style="list-style-type: none"> <li>• <i>Laura Carrillo will reach out to the NABP for more information regarding its Supply Chain Inspection. The new EA will provide an update at the board's February 2023 meeting.</i></li> <li>• <i>Ashley Schaber will share the statutes chart with the AKPhA and will work towards seeking support for the upcoming session</i></li> </ul>	
<b>Topic: Budget Report/Division Update</b>		
Brief Discussion:	<p><i>Director Chambers provides the board its budget report. The board's current expenditures for the 4<sup>th</sup> quarter is \$741,449, including \$434,500 in total direct expenditures and \$306,000 in indirect expenditures. Direct expenditures include personal services, travel, services, and investigative expenditures. The division recommends a fee analysis.</i></p>	
Motion:	N/A	
Recorded Votes:	N/A	
Action Items:	<ul style="list-style-type: none"> <li>• <i>The new EA will follow-up with Admin Officer, Melissa Dumas on the board's fee analysis</i></li> </ul>	
<b>Topic: Roll Call Day 2</b>		
Brief Discussion:	N/A	
Motion:	N/A	
Recorded as Present:	<i>Justin Ruffridge</i>	<i>James Henderson</i>
	<i>Ashley Schaber</i>	
	<i>Ramsey Bell</i>	
	<i>Leif Holm</i>	
Action Items:	N/A	
<b>Topic: Review/Approve Agenda</b>		
Brief Discussion:	<p><i>The board reviews the agenda for November 18 – day 2. Ms. Carrillo revisits board approval for Dr. Schaber and Ms. Sherrell's list of goals and objectives for the board's AKPhA presentation.</i></p>	

Motion:	<ul style="list-style-type: none"> <li>Ashley Schaber motions to amend the day 2 agenda by adding AKPhA presentation goals and objectives and subsection (c) under Agenda Item #8, seconded by Ramsey Bell, and approved unanimously, it is:  <i>RESOLVED to approve the day 2 agenda as amended.</i></li> </ul>	
Recorded Votes:	Justin Ruffridge	James Henderson
	Ashley Schaber	
	Ramsey Bell	
	Leif Holm	
Action Items:	<ul style="list-style-type: none"> <li>Ashley Schaber and Lisa Sherrell will present at the AKPhA on behalf of the board and will provide an update at its meeting subsequent to February 9-10, 2023.</li> </ul>	
<b>Topic: Ethics Disclosures</b>		
Brief Discussion:	<p>Ashley Schaber: member of the AKPhA and legislative committee. Justin Ruffridge: representative-elect for district 7 state house</p>	
Motion:	N/A	
Recorded Votes:	N/A	
Action Items:	<ul style="list-style-type: none"> <li>Laura Carrillo will forward the board's approved FY2023 regulations to the regulations specialist and department of law for cursory review and public comment.</li> <li>Laura Carrillo will work with AAG Dinegar-Milks on a draft definition for "ownership" and on revised professional fitness questions for the board's consideration.</li> </ul>	
<b>Topic: Regulations #1</b>		
Brief Discussion:	<p>Ms. Carrillo reviews correspondence with AAG Dinegar and Director Chambers related to the definition of "ownership" and "change of ownership." Ms. Carrillo provides the overview that while "ownership" is defined in statute, AS 08.80.480(21), as the brick and mortar place of business, this has been an area of conflict with regards to notification requirements and processing of applications resulting in ownership changes. Ms. Carrillo adds that the precedence is to operationalize a change of ownership as one that occurs at the direct parent-level, rather than the grandparent level or higher, and that it is consistent with business licensing but hasn't been codified in regulation. Ms. Carrillo states that clarifying definitions in regulations is doable and would not require changes to the authorizing statute. In survey of other states, including MN, TX, CA, and WI, Ms. Carrillo's proposed language addresses ownership at the individual, partnership, and corporate level, and establishes an employer's federal identification number (EIN) as the basis for an ownership change involving 50% or more of the beneficial interest.</p> <p>Ms. Carrillo seeks guidance from the board on the difference between beneficial interest, assets, stock, etc., which were included in other states' definitions, e.g.: 20% or less of a stock change. Dr. Ruffridge recommends removing reference to 20% since the proposed definition already references ≥50% and because an FEIN won't change in that circumstance.</p> <p>Ms. Carrillo inquires about whether the board should address in regulation the scenario in which a power of attorney is involved during an ownership transaction. Dr. Ruffridge states that while the power of attorney is what allows a business to remain operational during a 6 to 12-month transition period, it may be something that falls to the bar association since the filing of a change of ownership is typically the first step in the change of ownership process and isn't typically managed by boards of</p>	

pharmacy. Dr. Ruffridge expresses agreement with the proposed definitions but states the power of attorney topic can be left out. Dr. Schaber and Mr. Henderson also express support for the proposed definitions. Dr. Schaber suggests that power of attorney matters may be understood and written elsewhere; suggesting it may not need to be in regulation. Ms. Carrillo states it can become an FAQ, if needed.

Ms. Carrillo inquires whether the board would like to incorporate the ownership language suggested by Director Chambers: “the entity having day-to-day control over the operation within the physical space in which the pharmacy is located.” Dr. Ruffridge understands this is an attempt to tie in the statutory definition but recommends the board avoid reference to “physical space” as it can be confusing. The board believes this may be too limiting and expresses content with Ms. Carrillo’s proposed definitions.

Dr. Ruffridge inquires whether there can be a chart presented to the board so they can keep apprised of where their many regulation projects are in the regulation adoption process and requests it also be provided to the new EA. Ms. Carrillo shares her EA transition tracker, which includes a regulations section and corresponding forms update/creation section, adding that while there are 10+ steps in the adoption process, the transition tracker condenses the regulation steps into drafted, approved, public comment, adopted, and effective categories. Corresponding forms are tracked by drafted, finalized, and published categories. Ms. Carrillo states the document is hyperlinked to the corresponding regulation or form files. Dr. Schaber and Dr. Ruffridge state this is exactly what they had in mind.

The board revisits the discussion on pharmacy technicians performing a final check in the hospital setting from the previous day and discusses how the workflow differs than that of a retail setting. Ms. Schaber states there is usually a 5 rights protocol (right dose, right patient, right medication, etc.). Mr. Henderson inquires whether the tech-check-tech involves two separate technicians, citing 12 AAC 52.235, which doesn’t currently specify there must be two technicians involved. Dr. Bell states that in some pharmacies, one technician enters the order into the computer to input the prescription, and from there, it goes to a pharmacist for a pre-check to ensure the entry is correct and to perform a drug regimen review. From there, it would go to the fill station where a second technician would ensure it is correctly packaged.

Mr. Henderson and Dr. Bell expresses concerns about a technician performing a final check, though understand the issue at hand is addressing when a technician pulls drugs in a dispensing cabinet and having another technician verify those medications are correct prior to filling.

Dr. Jennifer Adams from Idaho State University College of Pharmacy shares that this practice is included under delegation authority of the pharmacist, so is not spelled out in statute or regulation. Dr. Adams encourages the board to be thinking about language that is irrespective of setting that would apply to any health system (e.g.: remote pharmacy, institutional setting, telepharmacy setting, etc.). Lorri Walmsley, Director of Regulatory Affairs in Arizona, shares that this practice is called technology-assisted process verification; only products that are allowed to be processed by a technician are those involving a barcode scan.

Off record at 10:36 a.m. for break.  
On record from break at 10:52 a.m.



	<i>The board continued to discuss this matter, leaning in the direction of addressing the specific workflow of institutional settings, which does not typically involve an image display but does include a barcode scan.</i>	
Motion:	<ul style="list-style-type: none"> <li>• <i>Ashley Schaber motions to approve the proposed definitions of “ownership” and “change of ownership”, seconded by James Henderson, and approved unanimously, it is:</i>  <i>RESOLVED to approve the proposed definitions for incorporation into 12 AAC 52.995.</i></li> <li>• <i>Ashley Schaber motions to approve the proposed amendment to 12 AAC 52.235(a)(1)(C) by including language addressing barcode scanning, seconded by James Henderson, and approved unanimously, it is:</i>  <i>RESOLVED to approve the proposed amendment to 12 AAC 52.235(a)(1)(C).</i></li> </ul> <p>The board wishes to see the re-keyed version for re-approval at its February 9-10, 2023 meeting.</p>	
Recorded Votes:	<i>Justin Ruffridge</i>	<i>James Henderson</i>
	<i>Ashley Schaber</i>	
	<i>Ramsey Bell</i>	
	<i>Leif Holm</i>	
Action Items:	<ul style="list-style-type: none"> <li>• <i>Laura Carrillo will send the proposed language to 12 AAC 52.995 related to ownership, 12 AAC 52.235(a) related to pharmacy technicians with national certification, the regulations specialist and request the re-keyed version be presented to the board at its February 9-10, 2023 meeting before being released for public comment.</i></li> <li>• <i>Laura Carrillo/the new EA will complete the regulation FAQs for the public comment notice</i></li> <li>• <i>The new EA will provide an update on the regulations/forms tracker to the board at its February 9-10, 2023 meeting.</i></li> </ul>	
<b>Topic: Lunch</b>		
Brief Discussion:	<i>Off record at 11:53 a.m. for lunch. On record from lunch at 1:09 p.m.</i>	
Motion:	<i>N/A</i>	
Recorded Votes:	<i>N/A</i>	
Action Items:	<i>N/A</i>	
<b>Topic: Board Business</b>		
Brief Discussion:	<i>The board reviews a matter related to an imposition of civil fine.</i>	
Motion:	<ul style="list-style-type: none"> <li>• <i>On a motion duly made by Ashley Schaber in accordance with AS 44.62.310(c)(2) and seconded by James Henderson, the board unanimously moves to enter executive session for the purpose of discussing subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion. No request was made for public discussion. It is:</i>  <i>RESOLVED to enter into executive session in accordance with AS 44.62.310(c)(2). Staff, Laura Carrillo and Michael Bowles are authorized to remain in the room.</i></li> </ul> <p><i>Off record for executive session at 1:11 p.m. On record from executive session at 1:22 p.m.</i></p>	

	<p><i>No motions were made in executive session.</i></p> <ul style="list-style-type: none"> <li><i>James Henderson motions to accept the imposition of civil fine for 2022-000424 in the amount of \$200, seconded by Ramsey Bell, and approved with one abstention by Ashley Schaber, it is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to accept the imposition of civil fine for case #2022-000424.</i></p>	
Recorded Votes:	<i>Justin Ruffridge</i>	<i>James Henderson</i>
	<i>Ashley Schaber (abstain)</i>	
	<i>Ramsey Bell</i>	
	<i>Leif Holm</i>	
Action Items:	<ul style="list-style-type: none"> <li><i>Justin Ruffridge will submit the signed imposition of civil fine for case #2022-000424 to Investigator Bowles.</i></li> </ul>	
<b>Topic: Regulations #2</b>		
Brief Discussion:	<p><i>The board resumes discussion on regulations, beginning with USP sections 795 and 797. Dr. Schaber acknowledges that the compounding subcommittee is tabled until 2023, but recommends the board keep the discussion going.</i></p> <p><i>The board then reviews proposed language related to collaborative practice agreements in 12 AAC 52.240. The board previously removed the proposed amendments from its June project due to concerns related to the physical examination requirement in the State Medical Board's corresponding regulations. Ms. Carrillo clarifies the intent of the proposed changes is to remove repetitive language already in 12 AAC 40.983 and to develop a streamlined joint application rather than having two separate applications. The board supports the proposed language.</i></p> <p><i>Ms. Carrillo inquires whether the board is interested in pursuing accreditation for board meeting attendance for licensees to use towards CE requirements. Dr. Schaber expresses support for this idea, adding it would be a great way to increase participation.</i></p> <p><i>Dr. Schaber addresses temporary licensure for uniformed service members, recalling from previous discussions that this was an area brought to the board's attention following public comment around expedited military licensure. The board supports amendments to make 12 AAC 52.105 more inclusive of other uniformed service members. Mr. Henderson suggests there are more uniformed service members other than the Coast Guard or Public Health Service. Dr. Schaber pulled a comprehensive list, which includes NOAA. Dr. Ruffridge states the Space Force is also included.</i></p>	
Motion:	<ul style="list-style-type: none"> <li><i>Ashley Schaber motions to approve the proposed amendment to 12 AAC 52.240 related to collaborative practice agreements, seconded by James Henderson, and approved unanimously, it is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to approve the proposed amendments to 12 AAC 52.240.</i></p> <ul style="list-style-type: none"> <li><i>Ashley Schaber motions to approve the proposed amendment to 12 AAC 52.105 expanding the temporary license application to include other uniformed services members, seconded by Ramsey Bell and approved unanimously, it is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to approve the proposed amendments to 12 AAC 52.105.</i></p>	

	<ul style="list-style-type: none"> <li>• Ashley Schaber motions to approve the proposed amendments to 12 AAC 52.995(15) to align with the institutional types listed in the NABP Model Act, seconded by James Henderson and approved unanimously, it is:  <i>RESOLVED to approve the proposed amendments to 12 AAC 52.995(15).</i></li> </ul>								
Action Items:	<ul style="list-style-type: none"> <li>• Laura Carrillo will send the proposed language to 12 AAC 52.240 related to collaborative practice agreements, 12 AAC 52.105 related to expanding temporary licensure, and 12 AAC 52.995(15) related to the definition of institutional facilities to the regulations specialist.</li> </ul>								
<b>Topic: Board Seat Nominations</b>									
Brief Discussion:	<i>Dr. Ruffridge states that as Representative-Elect for District 7 State House, he will be resigning effective December 15<sup>th</sup>, which will necessitate the appointment of a new chair.</i>								
Motion:	<ul style="list-style-type: none"> <li>• Leif Holm motions to nominate Ashley Schaber as Board Chair, seconded by James Henderson and approved unanimously, it is:  <i>RESOLVED to appoint Ashley Schaber as Chair.</i></li> <li>• Ashley Schaber motions to nominate James Henderson as Vice Chair, seconded by Ramsey Bell and approved unanimously, it is:  <i>RESOLVED to appoint James Henderson as Vice Chair.</i></li> <li>• James Henderson motions to nominate Ramsey Bell as Secretary, seconded by Ashley Schaber and approved unanimously, it is:  <i>RESOLVED to appoint Ramsey Bell as Secretary.</i></li> </ul> <p><i>New Subcommittee Membership:</i></p> <p><i>Ashley Schaber – CSAC, Regulations, Well-Being, 42 CFR Part 2, Statutes</i>  <i>James Henderson: Compounding, Regulations</i>  <i>Leif Holm: Compounding</i>  <i>Ramsey Bell: Statutes and Well-Being</i></p>								
Recorded Votes:	<table border="1"> <tr> <td><i>Justin Ruffridge</i></td> <td><i>James Henderson</i></td> </tr> <tr> <td><i>Ashley Schaber</i></td> <td></td> </tr> <tr> <td><i>Ramsey Bell</i></td> <td></td> </tr> <tr> <td><i>Leif Holm</i></td> <td></td> </tr> </table>	<i>Justin Ruffridge</i>	<i>James Henderson</i>	<i>Ashley Schaber</i>		<i>Ramsey Bell</i>		<i>Leif Holm</i>	
<i>Justin Ruffridge</i>	<i>James Henderson</i>								
<i>Ashley Schaber</i>									
<i>Ramsey Bell</i>									
<i>Leif Holm</i>									
Action Items:	<i>N/A</i>								
<b>Topic: Administrative Update</b>									
Brief Discussion:	<p><i>Dr. Schaber presents the list of goals and objectives she and Ms. Sherrell plan to present on behalf of the board at the AKPhA Annual Meeting:</i></p> <ul style="list-style-type: none"> <li>• <i>To review the current composition and strategic plan of the Board of Pharmacy.</i></li> <li>• <i>To review potential legislative action this year.</i></li> </ul>								

	<ul style="list-style-type: none"> <li>• <i>To review regulatory changes made this year.</i></li> <li>• <i>To review regulatory projects that the board is currently working on.</i></li> <li>• <i>PDMP Updates</i></li> <li>• <i>Inspection changes</i></li> <li>• <i>Describing how regulations have moved forward to align with best practices and to align with efficiency</i></li> <li>• <i>Questions &amp; Answer</i></li> </ul> <p><i>Ms. Carrillo provides the board an update on the renewal rate, sharing that as of 11/10/2022, 80% of the board’s licensees have renewed. Approximately 112 licensees have been randomly selected for audit of continuing education activity.</i></p> <p><i>Ms. Carrillo also shares the opportunity to integrate the licensing system, Portal, with the NABP’s e-Profile, stating the integration would result in document retrieval efficiencies for continuing education certificates, inspection reports, examination scores, etc. This is an ongoing project which has support from division leadership but may take time as the Office of Information Technology (OIT) works on other priority projects.</i></p> <p><i>Dr. Schaber inquires about the status of online initial applications for pharmacists. Ms. Carrillo shares that the publications unit is beginning to prioritize these, beginning with programs fully staffed and not in renewal. Since the Board of Pharmacy is no longer in renewal, Ms. Carrillo is hopeful they will be worked on in the coming weeks or months.</i></p>								
Motion:	<ul style="list-style-type: none"> <li>• <i>Ashley Schaber motions to approve the topics for presentation at the AKPhA Annual Meeting, seconded by James Henderson and approved unanimously, it is:</i></li> </ul> <p style="text-align: center;"><i>RESOLVED to approve the topics for presentation at the AKPhA.</i></p>								
Recorded Votes:	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; text-align: center;"><i>Justin Ruffridge</i></td> <td style="width: 50%; text-align: center;"><i>James Henderson</i></td> </tr> <tr> <td style="text-align: center;"><i>Ashley Schaber</i></td> <td></td> </tr> <tr> <td style="text-align: center;"><i>Ramsey Bell</i></td> <td></td> </tr> <tr> <td style="text-align: center;"><i>Leif Holm</i></td> <td></td> </tr> </table>	<i>Justin Ruffridge</i>	<i>James Henderson</i>	<i>Ashley Schaber</i>		<i>Ramsey Bell</i>		<i>Leif Holm</i>	
<i>Justin Ruffridge</i>	<i>James Henderson</i>								
<i>Ashley Schaber</i>									
<i>Ramsey Bell</i>									
<i>Leif Holm</i>									
Action Items:	<ul style="list-style-type: none"> <li>• <i>Ashley Schaber and Lisa Sherrell will work on presentation slides for the AKPhA Annual Meeting.</i></li> </ul>								

Public Comments:	HB 145 authority for flu, COVID-19, and CLIA-waived tests; pharmacy technician fee reduction and any remaining barriers to licensure
Next Meeting:	February 9-10, 2023
Adjournment:	4:32 p.m.