

1 State of Alaska
2 Department of Commerce, Community and Economic Development
3 Division of Corporations, Business and Professional Licensing

4
5 Alaska Board of Pharmacy

6
7 MOTION LIST

8
9 March 25, 2022 Special Teleconference

10
11 By authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62,
12 Article 6, a scheduled meeting of the Board of Pharmacy was held via
13 videoconference on March 25, 2022. Included in this document are a list of motions
14 made during this special teleconference only; these are not meeting minutes. You
15 may request a copy of the recording by emailing boardofpharmacy@alaska.gov.

16
17 Agenda Item 1 Call to Order/Roll Call Time: 9:04 a.m.

18
19
20 No motions.

21
22 Agenda Item 2 Review/Approve Agenda Time: 9:05 a.m.

23
24 On a motion duly made by Ashley Schaber to add public comment as Agenda Item #7
25 and to shift other items downward, seconded by James Henderson, and approved
26 unanimously, it was:

27
28 **RESOLVED** to approve the March 25, 2022 agenda as amended.

29

	APPROVE	DENY	ABSTAIN	ABSENT
30 Justin Ruffridge	x			
31 Tammy Lindemuth				x
32 James Henderson	x			
33 Ashley Schaber	x			
34 Leif Holm				x
35 Ramsey Bell	x			

36
37 The motion passed with no further discussion.

38
39 Agenda Item 3 Ethics Disclosures Time: 9:05 a.m.

40
41 No motions.

44 On a motion duly made by Ashley Schaber to amend 12 AAC 52.300(a) regarding renewal
 45 to include, “remote pharmacy”, “pharmacist” and “pharmacy technician” and to add
 46 “unless extended due to an emergency or extenuating circumstance as determined by the
 47 board, seconded by James Henderson and approved unanimously, it was:

48
 49 **RESOLVED** to amend 12 AAC 52.300(a) as proposed.

	APPROVE	DENY	ABSTAIN	ABSENT
51 Justin Ruffridge	x			
52 Tammy Lindemuth				x
53 James Henderson	x			
54 Ashley Schaber	x			
55 Leif Holm				x
56 Ramsey Bell	x			

57
 58 The motion passed with further discussion. Ms. Carrillo stated the changes are not substantive per
 59 Department of Law and do not need to be re-released for public comment.

60
 61 On a motion duly made by Justin Ruffridge to amend 12 AAC 52.110(a)(3) to read,
 62 “submits primary source verification that the applicant is currently licensing in another
 63 licensing jurisdiction and the applicant’s license in the other jurisdiction is not suspended,
 64 revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain
 65 the required continuing education requirement;” seconded by James Henderson and
 66 approved unanimously, it was:

67
 68 **RESOLVED** to amend 12 AAC 52.110(a)(3) as proposed.

	APPROVE	DENY	ABSTAIN	ABSENT
70 Justin Ruffridge	x			
71 Tammy Lindemuth				x
72 James Henderson	x			
73 Ashley Schaber	x			
74 Leif Holm				x
75 Ramsey Bell	x			

76
 77 The motion passed with no further discussion.

78
 79 On a motion duly made by Ashley Schaber to approve 12 AAC 52.105 related to military
 80 licensing as proposed, 12 AAC 52.110 related to emergency permits as amended, 12 AAC
 81 52.300 related to renewal as amended, and 12 AAC 52.993 related to executive

82 administrator duties as proposed, seconded by James Henderson and approved
83 unanimately, it was:

84
85 **RESOLVED** to amend 12 AAC 52.105, 12 AAC 52.110, 12 AAC 52.300, and 12 AAC
86 52.993 as proposed.
87

	APPROVE	DENY	ABSTAIN	ABSENT
88 Justin Ruffridge	x			
89 Tammy Lindemuth				x
90 James Henderson	x			
91 Ashley Schaber	x			
92 Leif Holm				x
93 Ramsey Bell	x			

94 The motion passed with no further discussion.
95
96
97

98 **Agenda Item 5** **Review/Approve Pending Regulations** **Time: 9:51 a.m.**
99

100 **On a motion duly made by James Henderson to repeal 12 AAC 52.200(b)(7), seconded by**
101 **Ramsey Bell and approved unanimately, it was:**

102
103 **RESOLVED** to repeal 12 AAC 52.200(b)(7).
104

	APPROVE	DENY	ABSTAIN	ABSENT
105 Justin Ruffridge	x			
106 Tammy Lindemuth				x
107 James Henderson	x			
108 Ashley Schaber	x			
109 Leif Holm				x
110 Ramsey Bell	x			

111 The motion passed with no further discussion.
112
113

114 **On a motion duly made by Ashley Schaber to approve 12 AAC 52.140 related to pharmacy**
115 **technician licensure as proposed, seconded by James Henderson and approved**
116 **unanimately, it was:**

117
118 **RESOLVED** to amend 12 AAC 52.140 as proposed.
119

	APPROVE	DENY	ABSTAIN	ABSENT
120 Justin Ruffridge	x			

162	Ramsey Bell	x			
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163 The motion passed with no further discussion.

164
 165 **On a motion duly made by Ashley Schaber to approve 12 AAC 52.200 related to**
 166 **pharmacist-in-charge requirements as proposed, seconded by Ramsey Bell and approved**
 167 **unanimously, it was:**

168
 169 **RESOLVED to approve 12 AAC 52.200 as proposed.**

171		APPROVE	DENY	ABSTAIN	ABSENT
172	Justin Ruffridge	x			
173	Tammy Lindemuth				x
174	James Henderson	x			
175	Ashley Schaber	x			
176	Leif Holm				x
177	Ramsey Bell	x			

178 The motion passed with no further discussion.

179
 180 **On a motion duly made by James Henderson to add 12 AAC 52.200(d) to read,**
 181 **“Notwithstanding 12 AAC 52.425(a), a pharmacist may not serve as pharmacist in-charge**
 182 **unless he or she is physically present in the pharmacy for a sufficient amount of time to**
 183 **provide supervision and control. A pharmacist may not serve as pharmacist-in-charge for**
 184 **more than one pharmacy at any one time except upon obtaining written permission from**
 185 **the board.”, seconded by Ramsey Bell and approved unanimously, it was:**

186
 187 **RESOLVED to amend 12 AAC 52.200(d) as proposed.**

189		APPROVE	DENY	ABSTAIN	ABSENT
190	Justin Ruffridge	x			
191	Tammy Lindemuth				x
192	James Henderson	x			
193	Ashley Schaber	x			
194	Leif Holm				x
195	Ramsey Bell	x			

196 The motion passed with no further discussion.

197
 198 **On a motion duly made by Ashley Schaber to amend 12 AAC 52.230 related to pharmacy**
 199 **technician duties, seconded by James Henderson and approved unanimously, it was:**

200
 201 **RESOLVED to amend 12 AAC 52.230 as proposed.**

202

	APPROVE	DENY	ABSTAIN	ABSENT
203				
204	Justin Ruffridge	x		
205	Tammy Lindemuth			x
206	James Henderson	x		
207	Ashley Schaber	x		
208	Leif Holm			x
209	Ramsey Bell	x		

210 The motion passed with no further discussion.

211
 212 **On a motion duly made by Ashley Schaber to amend 12 AAC 52.430 related to pharmacy**
 213 **technician duties, seconded by James Henderson and approved unanimously, it was:**

214
 215 **RESOLVED to amend 12 AAC 52.240 as proposed.**

	APPROVE	DENY	ABSTAIN	ABSENT
217				
218	Justin Ruffridge	x		
219	Tammy Lindemuth			x
220	James Henderson	x		
221	Ashley Schaber	x		
222	Leif Holm			x
223	Ramsey Bell	x		

224 The motion passed with no further discussion.

225
 226 **On a motion duly made by James Henderson to amend 12 AAC 52.470(d) to read, “A**
 227 **pharmacist or pharmacist intern may dispense any quantity of a prescription drug order so**
 228 **long as the total quantity of dosage units dispensed does not exceed the total quantity of**
 229 **dosage units authorized by the prescriber, including refills.” and to strike (d)(2), seconded**
 230 **by Ramsey Bell and approved unanimously, it was:**

231
 232 **RESOLVED to amend 12 AAC 52.470(d) as proposed.**

	APPROVE	DENY	ABSTAIN	ABSENT
234				
235	Justin Ruffridge	x		
236	Tammy Lindemuth			x
237	James Henderson	x		
238	Ashley Schaber	x		
239	Leif Holm			x
240	Ramsey Bell	x		

241 The motion passed with no further discussion.

242

243 On a motion duly made by Ashley Schaber to amend 12 AAC 52.585 related to patient
 244 counseling, seconded by Ramsey Bell and approved unanimously, it was:
 245 **RESOLVED** to amend 12 AAC 52.585 as proposed.
 246

	APPROVE	DENY	ABSTAIN	ABSENT
247 Justin Ruffridge	x			
248 Tammy Lindemuth				x
250 James Henderson	x			
251 Ashley Schaber	x			
252 Leif Holm				x
253 Ramsey Bell	x			

254 The motion passed with no further discussion.
 255

256 On a motion duly made by Ashley Schaber to amend 12 AAC 52.620 related to wholesale
 257 drug distributor licensure, seconded by James Henderson and approved unanimously, it
 258 was:

259
 260 **RESOLVED** to amend 12 AAC 52.620 as proposed.
 261

	APPROVE	DENY	ABSTAIN	ABSENT
262 Justin Ruffridge	x			
263 Tammy Lindemuth				x
265 James Henderson	x			
266 Ashley Schaber	x			
267 Leif Holm				x
268 Ramsey Bell	x			

269 The motion passed with no further discussion.
 270

271 On a motion duly made by Ashley Schaber to amend 12 AAC 52.696 related to outsourcing
 272 facility licensure, seconded by James Henderson and approved unanimously, it was:

273
 274 **RESOLVED** to amend 12 AAC 52.696 as proposed.
 275

	APPROVE	DENY	ABSTAIN	ABSENT
276 Justin Ruffridge	x			
277 Tammy Lindemuth				x
279 James Henderson	x			
280 Ashley Schaber	x			
281 Leif Holm				x
282 Ramsey Bell	x			

283 The motion passed with no further discussion.

284
285 **On a motion duly made by Ashley Schaber to amend 12 AAC 52.697 related to third-party**
286 **logistic provider licensure, seconded by James Henderson and approved unanimously, it**
287 **was:**

288
289 **RESOLVED to amend 12 AAC 52.697 as proposed.**

	APPROVE	DENY	ABSTAIN	ABSENT
291 Justin Ruffridge	x			
292 Tammy Lindemuth				x
293 James Henderson	x			
294 Ashley Schaber	x			
295 Leif Holm				x
296 Ramsey Bell	x			

297 The motion passed with no further discussion.

298
299
300 **On a motion duly made by Ashley Schaber to create a new regulation section titled.**
301 **“Facility Manager’ to read, “(a) A facility manager of a wholesale drug distributor,**
302 **outsourcing facility, or third-party logistics provider designated to replace the facility**
303 **manager of a facility shall notify the board within 10 days of that designation, by**
304 **submitting a completed change of facility manager notice on a form provided by the**
305 **department. The outgoing facility manager shall also notify the board within 10 days on a**
306 **form provided by the department. (b) A facility manager may be in charge of more than**
307 **one location and may be designated as the facility manager for multiple facilities**
308 **simultaneously.”, seconded by Ramsey Bell and approved unanimously, it was:**

309
310 **RESOLVED to create a new regulation related for facility managers.**

	APPROVE	DENY	ABSTAIN	ABSENT
311 Justin Ruffridge	x			
312 Tammy Lindemuth				x
313 James Henderson	x			
314 Ashley Schaber	x			
315 Leif Holm				x
316 Ramsey Bell	x			

317 The motion passed with no further discussion.

318
319
320
321 *Off record for break at 12:30 p.m.*
322 *On record from break at 12:44 p.m.*

323

324	Agenda Item 7	<u>Public Comment</u>	Time: 12:45 p.m.
325			
326	No motions.		
327			
328	Agenda Item 6	<u>Legislation</u>	Time: 12:48 p.m.
329			
330	No motions.		
331			
332	Agenda Item 14	<u>Adjourn</u>	Time: 1:08 p.m.