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**STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND
ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS,
BUSINESS & PROFESSIONAL LICENSING**

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**BOARD OF PHARMACY
MINUTES OF MEETING
AUGUST 18-19, 2016**

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These minutes were prepared by the staff of the Division of Corporations, Business and Professional Licensing. These minutes have not been reviewed or approved by the Board.

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23

By authority of AS 08.01.070(2) and in compliance with the provisions of Article 6 of AS 44.62, a scheduled meeting of the Board of Pharmacy was held Thursday, August 18th and Friday, August 19th, 2016 at the Atwood Building 550 W. 7th, Suite 1270, Anchorage, AK.

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27

The meeting was called to order by Chair, John Cotter at 9:04 a.m.

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32

Call to Order/Roll Call

33
34
35
36
37

Board Members Present constituting a quorum:

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39
40
41
42
43
44
45
46

John Cotter RPh, Fairbanks - Chair
Leif Holm, PharmD, North Pole - Vice Chair
Anne Gruening, Public Member, Juneau - Secretary
Rich Holt, PharmD, Wasilla
Phil Sanders, RPh, Soldotna
Taryl Giessel, Public Member, Eagle River

Not Present: Lana Bell, RPh, Anchorage

Attending from the Division of Corporations, Business and Professional Licensing were:

Donna Bellino, Licensing Examiner – Juneau
Brian Howes, Investigator – Anchorage

Visitors Present –

Dennis McAllister – Express Scripts
Greg Estep, PharmD – Walgreens
Ben Roland, PharmD – Walgreens
Angela Birt – Chief Investigator
Byron Jones, PharmD – La Maestra Community Health Center

47 Adam Chesler, PharmD – Cardinal Health
48 Paula Korn - Anchorage
49 CJ Kim, RPh – Anchorage
50 Molly Gray, Director – Alaska Pharmacist Association
51

52 **Agenda Item 1- Review Agenda**
53

54 The board reviewed the agenda and made changes for Thursday August 18th, 2016
55 and Friday August 19th, 2016.
56

57 **On a motion duly made by Ms. Gruening, seconded by Mr. Holt and approved**
58 **unanimously, it was**
59

60 **RESOLVED to approve the agenda with amendments for Thursday**
61 **August 18th.**
62

63 **Agenda Item 2- Review/Adopt Meeting Minutes**
64

65 The Board reviewed the minutes from the May 5-6, 2016 meeting.
66

67 **On a motion duly made by Ms. Giessel, seconded by Ms. Gruening and**
68 **approved unanimously, it was**
69

70 **RESOLVED to approve the minutes from the May meeting with one**
71 **correction on line 352.**
72

73 **Agenda Item 3- Ethics**
74

75 Mr. Cotter called for any ethics disclosures to be made. No ethics disclosures or
76 violations to report by board or staff.
77

78 **Agenda Item 4 – Investigative Report – Investigator Howes**
79

80 Investigator Howes presented the Investigative Report for the period of May 1, 2016
81 through August 10th, 2016. Including cases, complaints, and intake matters, since
82 the last report, the Division opened forty (40) files and closed twenty-three (23)
83 Pharmacy Board matters. A total of ten (10) matters remain on-going and under
84 active investigation or are pending litigation. A total of four pharmacy inspections
85 were conducted since the May meeting.
86

87 Investigator Howes advised the Board that he had a case to review/discuss with the
88 Board:

89

90 It was decided the Board go into executive session to review/discuss investigative
91 matters.

92

93 **On a motion duly made by Ms. Gruening, seconded by Ms. Giessel and**
94 **approved unanimously, it was**

95

96 **RESOLVED to go into executive session in accordance with AS44.62.301(c),**
97 **for purposes of discussing investigative matters.**

98

99 Case No. 2016-000502

100

101 Board staff to remain

102

103 Off the record at: 9:24 am

104 On the record at 9:50 am

105

106 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
107 **approved with six yay and one nay votes, it was**

108

109 **RESOLVED to accept the Imposition of a Civil Fine regarding Case**
110 **#2016-000502 for out-of-state pharmacy, Strohecker's Pharmacy, in**
111 **the amount of \$3,000.**

112

113 Noted for the record Taryl Giessel was the nay vote.

114

115 Mr. Holm brought up for discussion with Investigator Howes an item that was
116 recapped in the May minutes regarding a pharmacy inspection that was done in
117 Juneau by the Marine Pilot Coordinator. Mr. Holm sought further clarification from
118 Investigator Howes on what a Marine Pilot Coordinator is, and why the MPC is being
119 asked to do pharmacy inspections. Investigator Howes explained to Mr. Holm that
120 the position is cross trained to perform investigative duties and since the position is
121 located in Juneau can cover SE Alaska when needed. The pharmacy inspection
122 report is a check list that the investigator uses to gain requested information. The
123 Board's concern is if a person is going to do a pharmacy inspection that they are
124 trained appropriately to conduct a pharmacy inspection and the Board is consulted
125 on guidelines regarding inspections. Investigator Howes will share the Board's
126 concerns with his superior.

127

128 **Break:**

129 Off the record 10:20 am

130 On the record at 10:30 am

131

132 **Agenda Item 5 –Division Update**

133

134 Sara Chambers joined the meeting telephonically and reviewed with the Board the
135 most recent information regarding the latest grant award for the AKPDPM (Alaska
136 Prescription Drug Monitoring Program) through the SAMHSHA Prevention in Action
137 Program. CBPL will receive \$42,000 each year for three years to support the new
138 PDMP Coordinators work in these areas.

139

140 Ms. Chambers also reviewed the AK Budget Narrative for the grant with the Board
141 and discussed short and long term goals and its impact to the division and the
142 Board.

143

144 Ms. Chambers provided an update on the hiring of the PDMP Coordinator position.
145 There are several steps needed to get this position created and once it is created and
146 authorization is received from the governor's office it will go to the Division of
147 Personnel. At this point a position description is provided along with other
148 pertinent details regarding the position as to where the position will be located, and
149 if it will have supervisory authority and the requirements of the position. Once
150 Classification has completed its review and authorization to hire is received the
151 recruitment process can begin. Once the position is posted there will be a ten day
152 cruitment period for Alaska residents only which is standard. Ms. Chambers is
153 hopeful that all this could be accomplished before the end of the year.

154

155 Ms. Chambers asked the Board to email her directly if they have any thoughts,
156 considerations, specifics about the characteristics and experience regarding the
157 position that Board would like to see. Any feedback that the Board may have on
158 knowledge, skills, abilities regarding the position, Ms. Chambers would very much
159 like to add that to her consideration. The Board is not part of the hiring process, but
160 the Boards input would be instructive and useful. If the Board has any interview
161 questions and answers they would like to see please include those as well.

162

163 Lastly, Ms. Chambers spoke to the Board about the Division purchasing tablets or
164 laptops for board use. Director Hovenden is having ongoing discussions with her
165 counterpart the Director of the Division Administrative Services where IT and
166 procurement teams are housed under to narrow things to get to a purchase. In
167 these discussions they are trying to get on the same page in terms of price and
168 functionality of the devices. Board Management software is being looked at as well.

169 This software would help the examiner and the board members pull together the
170 meeting in a more automated and efficient way. This software would have the
171 capability to put together an agenda, board packets and facilitate on line voting if a
172 board does mail ballots. The software would be a cloud based comprehensive
173 meeting management software that would work for all 21 boards, but also be cost
174 effective as well as provide security and privacy. Ms. Gruening asked if something
175 would be in place by the next Board of Pharmacy meeting in November. Ms.
176 Chambers advised she did not believe these solutions would be in place by then.
177

178 Mr. Cotter thanked Ms. Chambers for her time and information shared with the
179 Board.
180

181 **Agenda Item 6 – Adam Chelser, PharmD – Regulatory Affairs, Telepharm.com**
182

183 Mr. Chesler presented to the Board a PowerPoint presentation on Patient Care
184 through Telepharmacy. The reason for the presentation to the Board is to educate
185 and inform how technology is impacting and changing how pharmacies can deliver
186 patient care. Mr. Chesler also discussed with the Board the current Alaska
187 regulations regarding telepharmacy and what part of the regulations that would
188 require updates to make them more current.
189

190 **Agenda Item 7 – Byron Jones, PharmD –Pharmacy Director, La Maestra**
191 **Community Health Center Located in San Diego, CA**
192

193 La Maestra Community Health Center is a fully licensed, non-profit, Federally
194 Qualified Health Center (FQHC) that operates a small network of clinics aimed at
195 delivering a full array of health care services in communities that are under served.
196 Services include primary medical services in family medicine, pediatrics, mental
197 health and obstetrics, as well as dental services, digital imaging, and pharmacy
198 services. Their pharmacy operates under the OPA guidelines exclusively as a 340B
199 pharmacy and provides the full spectrum of pharmacy services to their patient's
200 everyday across their entire network.
201

202 In September they will be rolling out and offering these services to the residents of
203 Seldovia, Alaska their newest site, The La Maestra Seldovia Clinic. La Maestra has
204 partnered with Telepharm to help design and implement a telepharmacy pilot
205 program that would provide ultra-low cost medications to the residents of Seldovia,
206 a town currently with no pharmacy.
207

208 This would be a new type of service offered in the State of Alaska, and Mr. Jones was
209 appreciative to present their pilot program to the Board of Pharmacy.

210 Mr. Jones then reviewed the Telepharmacy Pilot Project Proposal and business
211 model with the board and requested the Board consider the following waivers to
212 support the business model as presented:
213

214 **Waivers Required:**

215
216 **Regulation Purpose**

217 52.423(b)(2) Remove 10 mile limitations
218
219
220
221
222

Passage

(b)(2) there is no access
To a non-remote pharmacy
within 10 road miles of the
proposed remote pharmacy
site unless the non-remote
pharmacy is prevented by
federal law from providing
pharmacy services to all the
individuals within ten road
miles.

223
224
225
226
227
228 52.423(c) Remove necessity of closing if a
229 non-remote pharmacy opens for
230 business within ten road miles of a
231 remote pharmacy site.
232
233
234
235
236
237
238

A remote pharmacy license
may not be renewed if a
non-remote pharmacy
opens for business within
ten road miles of the
remote pharmacy site
unless the non-remote
pharmacy is prevented by
federal law from providing
pharmacy services to all the
individuals within the ten
road miles.

239
240
241 52.425(a) To provide verification services
242 From a central pharmacy located
243 out of state
244
245
246
247

(a) Only a central pharmacy
located in this state may
provide pharmacy services
to a remote pharmacy
through a telepharmacy
system

248 52.425(e) To allow drugs to be shipped directly
249 To the telepharmacy for filling
250

(e) Drugs may be shipped
to a remote pharmacy only
from the central pharmacy.

251 Drugs must be shipped in a
252 Sealed container with an
253 itemized list of drugs
254 list of drugs shipped must
255 be kept on file at both the
256 central pharmacy and the
257 remote pharmacy for at
258 least two years from the
259 date that the drugs are
260 shipped.
261

262 A discussion ensued if the Board could grant waivers without changing the
263 regulations and if it had been done in the past. Mr. Cotter, Board Chair advised that
264 he was not aware of the Board of Pharmacy in the past granting waivers.
265

266 The Board will review the information presented from Mr. Chesler and Mr. Jones
267 and confirm if they have statutory authority to grant waivers. Mr. Cotter
268 requested that Ms. Bellino check with her superiors on this and advise back. It is the
269 Board's belief that even without the ability to grant waivers or determining if the
270 regulations are in need of being updated the pharmacy could still open, but it would
271 be under a different business model than the one presented.
272

273 **Break for lunch:**

274 Off the record at 12:10 pm

275 On the record at 1:15 pm

276

277 **Agenda Item 8 – Regulation/Bill Review**

278

279 **SB23 – Relating to the practice of Pharmacy: relating to the dispensing of opioid**
280 **overdose drugs by a pharmacist is now Law.**

281

282 Harriet Dinegar Milks, Assistant Attorney General joined the meeting telephonically
283 to discuss the "Draft" regulation for **12 AAC 52.994 Independent dispensing of**
284 **opioid overdose drugs by a pharmacist.**
285

286 Ms. Milks opened up the discussion by advising the Board of a meeting that took
287 place in Juneau the previous week that included other members from the
288 Department of Law. At that meeting the draft regulation the Board wrote was
289 reviewed and some changes were made that will help the regulation move through
290 the process. Ms. Milks also advised the Board of the option to adopt a set of

291 Emergency Regulations for this regulation, if the Board needs to get the regulation
292 out right away that would be the way to proceed.

293

294 Since the Department of Law has reviewed the regulation and it is the Board's goal
295 to approve the regulation at this meeting so it may go out for public comment within
296 a few days of being forwarded to the Regulation Specialist, it is the Board's opinion
297 since interim guidelines have been posted on the BOP website regarding the
298 independent dispensing of Naloxone that the regulation continue through the
299 regulation process without adopting a set of "Emergency Regulations".

300

301 Ms. Milks reviewed the changes that were made at the meeting in Juneau with the
302 Board and there was some language the Board wanted to add that Ms. Milks wanted
303 to verify would be accepted. The other changes were discussed and Ms. Milks will
304 get back to the Board before the Board convenes for the day if the suggested
305 language can be included. The Board will review and officially approve the
306 regulation to go out for public comment before the Board recesses on Thursday or
307 before the meeting convenes on Friday 8/19/16 at noon.

308

309 Break:

310 Off the record at 2:09 pm

311 Back on the record at 2:15 pm

312

313 Investigator Howes came back to the meeting and spoke with John Cotter, Board
314 Chair that required the Board to go into executive session to review/discuss an
315 investigative matter.

316

317 It was decided the Board go into executive session to review/discuss investigative
318 matters.

319

320 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
321 **unanimously, it was**

322

323 **RESOLVED to go into executive session in accordance with**
324 **AS44.62.301(c), for purposes of discussing investigative matters.**

325

326 Case No. 2016-000395

327

328 Board staff to remain

329

330 Off the record at 2:18 pm

331 Back on the record at 2:28 pm

332 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
333 **unanimously, it was**

334

335 **RESOLVED to accept the Consent Agreement regarding Case #2016-**
336 **000395 for out-of-state pharmacy United Apothecary, Inc. DBA: Riddle**
337 **Drugs #3.**

338

339 The Board continued with Regulation review and discussed adding the following to
340 regulation **12 AAC 52.320 Continuing Education Requirements for Pharmacists.**

341

342 *(e) Any pharmacist administering vaccines and related emergency medications under*
343 *12 AAC 52.992 shall certify having completed 1 hour of ACPE approved continuing*
344 *education specific to immunizations, vaccines or related topics as part of the general*
345 *30 total contact hours during the renewal license period.*

346

347 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
348 **unanimously, it was**

349

350 **RESOLVED to add (e) to Regulation 12 AAC 52.320 Continuing**
351 **Education Requirements for Pharmacists.**

352

353 The Board reviewed proposed changes to regulation **12 AAC 52.450 Prescription**
354 **Drug Order Records** from a previous discussion at the May BOP meeting and June
355 3rd teleconference. This question was brought to the Board through many sources
356 due to changes in technology asking if the Board would review this regulation and
357 update it. The following changes were made:

358

359 **12 AAC 52.450 Prescription Drug Order Records.** (a) A pharmacy shall maintain
360 prescription drug orders for a period of two years from the date of filling or the date
361 of the last dispensed refill. The prescription drug orders shall be maintained in a
362 manner that ensures they will remain legible for the required two-year period.

363 (b) To comply with (a) of this section, a pharmacy shall maintain the prescription
364 drug orders by:

365 (1) *keeping* the original hard copy prescription drug order presented by a patient;
366 or

367 (2) *keeping* a plain paper version of the prescription drug order received by
368 facsimile or digital electronic transmittal; or

369 (3) *keeping* a prescription drug order put into writing either manually or
370 electronically by the pharmacist; or

371 (4) *electronically storing and maintain in a readily retrievable format.*

372 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
373 **unanimously, it was**

374

375 **RESOLVED to approve changes to 12 AAC 52.450 Prescription Drug**
376 **Order Records.**

377

378 The Board reviewed proposed changes to regulation **12 AAC 52.585 Mandatory**
379 **Patient Counseling (a)** from Board member Richard Holt. Mr. Holt's intent for the
380 change is that pharmacy is quickly changing and includes MTM services,
381 Immunizations, CLIA testing, collaborative practice agreements, compounding, etc.
382 This regulation change will provide specific situations where a pharmacist must
383 counsel a patient or patient's agent. This change does not prevent the pharmacist
384 from counseling other prescriptions but prioritizes their counseling focus.

385

386 **12 AAC 52.585 Mandatory Patient Counseling.** (a) *Prior to dispensing a*
387 *prescription for the first time for a new patient of the pharmacy or a prescription for a*
388 *new medication for an existing patient of the pharmacy and/or a change in the dose,*
389 *strength, route of administration or directions for use of an existing prescription*
390 *previously dispensed for an existing patient of the pharmacy, a pharmacist or*
391 *pharmacy intern providing prescription services shall be required to personally*
392 *counsel each patient or the patient's agent on matters considered significant in the*
393 *pharmacist's professional judgement.*

394

395 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
396 **approved unanimously, it was**

397

398 **RESOLVED to accept recommended changes to 12 AAC 52.585 (a) for**
399 **Mandatory Patient Counseling.**

400

401 Continuing to update pharmacy regulations Mr. Holt reviewed with the Board a
402 suggested update to **Facility Standards for Pharmacies, February 2008** that is in
403 Alaska Statutes and Regulations and also is a question on the current pharmacy
404 inspection form.

405

406 **Facility Standards for Pharmacies 2008**

407 **Library.** A reference library is maintained which includes the following:

408

409 (1) A current copy (*hard-copy or electronic media access*) of the Alaska Pharmacy
410 Statutes and Regulations.

411 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
412 **approved unanimously, it was**

413

414 **RESOLVED to accept recommended changes to Facility Standards**
415 **for Pharmacies February 2008 (1).**

416

417 The Board reviewed current regulation **12 AAC 52.460 Prescription Drug Order**
418 **Information.** Review of this regulation was necessary due to the many questions
419 that pharmacists receive regarding what is an acceptable signature and if received
420 by a fax that doesn't identify where it came from, is it a legitimate prescription? Goal
421 is to clarify what is a signature, and if received by fax should there be something that
422 identifies where it came from. The Board made changes to what was presented. Mr.
423 Holt will make the changes and the Board will review changes at Friday's meeting.

424

425 Board reviewed **12 AAC 52.500 Transfer of a Prescription Drug Order** the
426 purpose of the review of this regulation is because questions come up a lot
427 regarding the transfer of a prescription. There has been confusion of the intent and
428 interpretation of this regulation. The goal and intent is to clarify and allow
429 transfers to include via facsimile and electronic transmission. After a spirited
430 discussion, changes were made. Mr. Holt will make the changes and the Board will
431 review the changes at Friday's meeting.

432

433 Mr. Holt took direction from the May meeting to table the regulation project
434 regarding technician certification and reached out to Miriam Smith with PTCB
435 (Pharmacy Technician Certification Board). Per the discussion in 2020 when PTCB
436 mandated changes go into effect it will require an experiential component to
437 becoming a certified technician. Ms. Smith could not provide the percent of the
438 experiential component because currently there is no ASHP ACPE accredited
439 training programs in Alaska for technicians.

440

441 A discussion ensued regarding the pros and cons of the upcoming change to
442 becoming a certified technician and the challenges Alaska faces with the coming
443 changes. The discussion then led to the board reviewing pharmacist and technician
444 duties/responsibilities and made changes to Regulation **12 AAC 52.210**
445 **Pharmacist Duties.** Mr. Holt will write the regulation change and the Board will
446 review on Friday with the other regulations.

447

448 The Board reviewed the re-draft of new regulation **12 AAC 52.992. Administration**
449 **of vaccines and related emergency medications and 12 AAC 52.993 Emergency**
450 **Preparedness** from edits made at the May BOP meeting.

451

452 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
453 **unanimously, it was**

454
455 **RESOLVED to approve regulation 12 AAC 52.992 Administration of**
456 **vaccines and related emergency medications for public comment with**
457 **spelling corrections.**

458
459 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
460 **approved unanimously, it was**

461
462 **RESOLVED to approve regulation 12 AAC 52.993 Emergency**
463 **preparedness for public comment.**

464
465 Lastly, Mr. Holt discussed with the Board about having something put on the
466 website providing guidance on prescriptions from a prescriber who had his/her
467 license to practice suspended/revoked or becomes deceased. Currently there is
468 nothing on the website regarding this. Mr. Holt provided examples from the North
469 Carolina and West Virginia BOP websites. The Board liked the examples and was in
470 agreement to have the question/answer to this question added to the FAQ link on
471 the BOP website.

472
473 **Agenda Item 9 – Correspondence/Report of Theft or Loss**

474
475 The Board reviewed correspondence and any report of theft or loss received since
476 the Board met in May.

477
478 **On a motion duly made by Ms. Giessel, seconded by Mr. Holm and approved**
479 **unanimously, it was**

480
481 **RESOLVED to recess the meeting until Friday morning August 19th**
482 **at 9:00 am.**

483
484
485 **Off the record and 4: 48 pm**

486
487
488
489
490
491

Friday August 19th, 2016

The meeting was called to order by John Cotter, Board Chair, at 9:06 a.m.

Call to Order/Roll Call

Those present, constituting a quorum of the board, were:

John Cotter RPh, Fairbanks - Chairman
Leif Holm Pharm D, North Pole
Anne Gruening Public Member, Juneau - Secretary
Rich Holt, Pharm D, Wasilla
Phil Sanders, RPh, Soldotna
Taryl Giessel Public Member, Eagle River

Not Present: Lana Bell, RPh, Anchorage

In attendance from the Division of Corporations, Business & Professional
Licensing, Department of Commerce, Community and Economic
Development were:

Donna Bellino, Licensing Examiner - Juneau

Visitors Present -

Adam Chesler, PharmD - Telepharmacy
Byron Jones, PharmD - La Maestra Community Health Center
Ben Roland, Walgreens

Agenda Item 1- Review Agenda

The board reviewed the agenda and added some follow up items from Thursday's
meeting to the agenda.

**On a motion duly made by Ms. Gruening, seconded by Mr. Holt and approved
unanimously, it was**

**RESOLVED to accept the agenda as amended for Friday August 19th,
2016.**

533 **Agenda Item 2 – Public Comment –**

534

535 Mr. Cotter called for Public Comment at 9:13 am. No one addressed the Board for
536 public comment.

537

538 **Agenda Item 3 – Recap from NABP Annual Conference**

539

540 Ms. Giessel provided the Board with a brief recap from the NABP Annual meeting in
541 San Diego, CA she attended in May.

542

543 Ms. Giessel shared with the Board main concerns from the meeting. State PDMP
544 programs was a big topic and discussed the feasibility if each state's PDMP could
545 ping each other databases for more complete information, and some of the
546 roadblocks that would prevent that. NABP is looking to see if they can come up with
547 a private solution through their software.

548

549 Pharmacy Technicians was another big topic and Ms. Giessel attended a great
550 presentation on this. The presentation included Tech-check-Tech, increasing
551 standards from PTCB and the changes coming in 2020 along with trying to improve
552 the quality and mobility of pharmacy technicians. Miriam Smith from PTCB is
553 willing to come to Alaska and work with the Board to address some of the questions
554 and concerns on how to move forward with technicians.

555

556 DSCSA (Drug Supply Chain Security Act) was another area of focus at the meeting
557 and what is happening at the federal level. No new information just an overview.

558

559 Ms. Giessel brought in her binder from the meeting that had copies of the slides
560 from the presentations and encouraged the Board members to go through it. Ms.
561 Giessel also stressed the importance of attending the District meetings and the
562 networking opportunities with Washington, Oregon and Idaho Boards.

563

564 The Board was ahead of schedule for the next agenda item and reviewed the
565 feedback received from Assistant Attorney General Harriet Dinegar-Milks. The
566 language the Board wanted to add was approved and added to the regulation.

567

568 Due to the shortage of time the Board will stopped and will come back to this
569 discussion after the next agenda item is completed.

570

571

572

573

574 **Agenda Item 4 – Charles Ward, CBPL Paralegal**

575

576 Mr. Ward joined the meeting telephonically discuss a matter for Board review. The
577 matter required the Board to go into Executive Session.

578

579 **On a motion duly made by Ms. Gruening, seconded by Ms. Giessel and**
580 **approved unanimously, it was**

581

582 **RESOLVED to go into executive session in accordance with**
583 **AS44.62.301(c), for purposes of discussing an investigative matter**
584 **related to a continuing education audit.**

585

586 Case No. 2013-001222

587

588 Board staff to remain.

589

590 Of the record at 9:36 am

591 Back on the record at 9:44 am

592

593 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
594 **approved unanimously, it was**

595

596 **RESOLVED to accept the late payment of the fine for Case No. 2013-**
597 **01222, Michael Dion Jones resulting from the CE audit for the 2014-**
598 **2016 renewal period.**

599

600 **Agenda Item 5 – Application Review**

601

602 The Board reviewed two tabled applications from previous mail ballots.

603

604 **On a motion duly made by Ms. Gruening, seconded by Ms. Giessel and**
605 **approved unanimously, it was**

606

607 **RESOLVED to approve the out-of-state Pharmacy Application for Meijer**
608 **Pharmacy #463**

609

610 **On a motion duly made by Ms. Gruening, seconded by Mr. Holm and approved**
611 **unanimously, it was**

612

613 **RESOLVED to approve the Pharmacist application for Miriam Chalom**

614

615 The Board continued their previous discussion regarding regulation review and
616 approved the following regulations:

617

618 **On a motion duly made by Mr. Cotter, seconded by Ms. Gruening and approved**
619 **unanimously, it was**

620

621 **RESOLVED to approve for public comment with changes to the**
622 **"Draft" regulation for 12 AAC 52.994 Independent dispensing of opioid**
623 **overdose drugs by a pharmacist. Approved changes:**

624

625 ***(a) A pharmacist may independently dispense an opioid overdose drug***
626 ***approved for use as an opioid overdose drug***

627

628 ***(1) In accordance with 12 AAC 52.340, complete a single training session***
629 ***that consists of one hour of continuing education specific to the use of***
630 ***an opioid overdose drug.***

631

632

Deleted (c)(1) (D)

633 **On a motion duly made by Ms. Gruening, seconded by Mr. Sanders and**
634 **approved unanimously, it was**

635

636 **RESOLVED to accept changes made to Regulation 12 AAC 52.460**
637 **Prescription Drug Information,**

638

639 ***(9) if a written or hard copy prescription drug order, the prescribing***
640 ***practitioner's manual signature; and***

641

642 ***(10) if a prescription drug order is received by the pharmacy as a***
643 ***facsimile, the prescribing practitioner's manual or electronic signature,***
644 ***or authorized agent's signature; and***

645

645 ***(A) If the prescription drug order is signed by an authorized agent it shall also***
indicate the name of the prescribing practitioner.

646

12 AAC 52.210 Pharmacist Duties.

647

(1) receiving an oral prescription drug order.

648

12 AAC 52.500 Transfer of Prescription Drug Order.

649

(b) added: The transfer shall be communicated directly between two
650 ***licensed pharmacists.***

650

651

(c) added: verbally, electronically or via facsimile

652

(d) (1) added: if transferred verbally,

653 *Added: (g) when a prescription drug order is transferred, the transferring*
654 *pharmacy may not issue any further refills.*
655

656 **Break:**

657 Off the record at 10:15 am

658 On the record at 10:26 am

659

660 **Agenda Item 6 New/Old Business**

661

662 The Board reviewed and made updates to the Project Tracking Spreadsheet. The
663 Board discussed adding dates to the spreadsheet and reformatting for ease of use.
664 Mr. Holt has a format that he put together and will forward. Ms. Bellino will update
665 and make requested changes.
666

667 Ms. Bellino reviewed the final FY '16 Annual Report with the Board that was
668 completed and submitted on 7/1/16.
669

670 Ms. Bellino also reviewed updates to P&P 28 "Yes" Answers to Professional Fitness
671 Questions on License applications. The update now allows supervisors to determine
672 if an application with a "yes" answer should go to investigation. If a supervisor
673 determines an application does not need to be forwarded to investigations when
674 Board members will see the following verbiage: **Supervisor review is sufficient**
675 **per P&P 28. No further review by the investigations Unit is**
676 **required. Adequate information is in the file for board review.**
677

678

679

680 The Board chose Mr. Leif home to represent the Board of Pharmacy to participate in
681 the Prescriptive Guidelines meeting with other state boards as required in SB74.
682 The Board of Pharmacy will meet with representatives from the Dental, Medical,
683 Nursing, and Optometry Board. These Boards must jointly present a report to the
684 legislature with recommended guidelines. The first meeting will be sometime in
685 October and the details are still to be determined. Mr. Holt was also designated the
686 secondary back to Mr. Holm in case Mr. Holm is unavailable.
687

688 The last topic the Board discussed was the remaining FY '17 Board meetings.
689 Current travel restrictions now only allow for the Board to meet face to face two
690 times per year.
691

692 The Board discussed a variety of options as it is not their first desire to have the
693 Board meeting become a day and a half teleconference. The Board instructed Ms.

694 Bellino to find out the parameters on meeting options. Could the Board hold
695 monthly teleconferences, or extend the meeting to two full days. Ms. Bellino will
696 discuss the options with her Supervisor and get back to the Board.
697

698 Mr. Holt updated the Board on MPJE Exam questions and the need to go through the
699 1411 questions by September. The Board will split the questions between the five
700 pharmacists for review to meet the deadline. Ms. Bellino will email the Board the
701 contact information for NABP so they can obtain access to the MPJE exam questions.
702

703 Wall certificates were signed by Board Chair, John Cotter and Anne Gruening,
704 Secretary.
705

706 **On a motion duly made by Mr. Holm, seconded by Mr. Sanders and approved**
707 **unanimously, it was**

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709 **RESOLVED to adjourn the meeting.**

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711 The board adjourned at 12:00 pm.
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Respectfully Submitted:



Donna Bellino
Licensing Examiner

Approved:



John Cotter, RPh., Chair

Date: Nov 17, 2016