

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

ALASKA STATE BOARD OF PHARMACY

MINUTES OF TELECONFERENCE MEETING
August 20, 2010

By authority of AS 08.01.070(1) and in compliance with the provision of AS 44.62, Article 6, a teleconference meeting of the Board of Pharmacy was held on August 20, 2010. The purpose of the meeting was to discuss a regulation project and other board business.

The meeting was called to order by Dick Holm, Chair at 1:20 p.m.

Those present constituting a quorum of the board, were:

Anne Gruening, Public Member
Leah Handley, Public Member
Richard Holm, R. Ph.
Dirk White, R. Ph.

Mary Mundell, Christopher Kim and Steven Johnson were not present.

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

Brian Howes, Chief Investigator
Mary Kay Vellucci, Licensing Examiner

Agenda Item 1 Licensing

During the May 2010 board meeting the Pharmacy Technician License Application of Laura Brown was discussed in Executive Session. Afterwards a motion was made to deny her license in accordance with AS 46.62.310 (c) (2). The motion did not state on the record how Ms. Brown's specific history correlated to the statute. Therefore her pharmacy technician license application was revisited during the teleconference and the following motion was made:

On a motion duly made by Ms. Handley, seconded by Mr. White, and approved unanimously, it was

RESOLVED to deny the pharmacy technician license application for Laura Brown under 12 AAC 52.140 (2) "certifies that the applicant has not been convicted of a felony or other crime that affects the applicant's ability to perform the duties of a pharmacy technician safely and competently."

Ms. Brown has multiple counts of prior felony convictions in Louisiana regarding controlled dangerous substances and burglary of vehicles. The board also noted Ms. Brown, in her letter of self explanation, took no responsibility for her actions.

Agenda Item 2 Regulation

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Prescription Drug Monitoring Program: The participating board members reviewed and discussed the 5/18/10 and 8/11/10 drafts of Article 9: Controlled Substance Prescription Database. The following changes were made to the existing regulation:

12 AAC 52.860 Conditions for access to and use of database. (2) Use of the information obtained from the controlled substance prescription database shall comply with HIPPA requirements. Item (3) was deleted.

12 AAC 52.865 Requirement for dispensers. (c) The Release number was deleted from ASAP Standard for Prescription-Monitoring Programs 2007 Version 004.

12 AAC 52.875 Solicited profile requests. (a) This sentence was reworded to make the intent clearer.

12 AAC 52.895 Evaluation, data analysis and reporting. (c) Rewritten to state The board will reevaluate after December 31, 2013 to determine the continuance of the controlled substance prescription database.

Mr. Holm asked how the requirements would be met for veterinarians, dentists or other low-volume prescribers. Mr. Howes said this would be done manually on a brief form.

Mr. Howes read the revised regulation on the record and stated he would route the revised text to Ms. Vellucci so it could be distributed to the board.

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

RESOLVED to send out for public comment the revised proposed regulations in Article 9 Controlled Substance Prescription Database to 1) all Alaska licensed pharmacists; 2) all in-state pharmacies; 3) all Alaska licensed out of state pharmacies; 4) other boards with DEA prescribing authority and 5) the respective board associations for # 4 in addition to the legal minimum requirements.

It was noted the cost of the public comment mailing would be covered by the grant funding the PDMP. Also, Mr. Howes informed the group he would have a finalized contract with Relay Health. He also stated there will be a link set up on the Board of Pharmacy web page to educate prescribers and interested parties about the Prescription Drug Monitoring Program as the program inception nears.

On a motion duly made by Mr. White and seconded by Ms. Handley, it was resolved to adjourn the teleconference.

Adjourned at 2:32 p.m.

Respectfully Submitted:

Mary Kay Vellucci, Licensing Examiner

Approved:

Dick Holm, Chair
Alaska Board of Pharmacy

Date: _____