

MINUTES

UTAH STATE BOARD OF PHARMACY

March 26, 2024 | 8:30 A.M. Room

474, 4th Floor

160 E 300 S Salt Lake City UT

Hybrid Meeting- In Person and Electronic

Electronic attendance was available.

CONVENED: 8:32 A.M.

ADJOURNED: 11:53 A.M.

DOPL STAFF PRESENT:

Bureau Manager: Lisa Martin

Board Secretary: Maree Christensen

Pharmacy Specialist: Jim Garfield

Legal Analyst: Matt Johnson

CSD Admin: Jeff Henrie

Investigator: Alicia Moran

Investigator: Silmara Charlesworth

Investigator: Jo Evans

Compliance Specialist: Bernice Palama

BOARD MEMBERS PRESENT:

Chair: Christopher Sheard, Pharm-D

Vice Chair: Gary Hale, R.Ph

Shaun Curran, PA CS, Public Member

Karen Gunning, Pharm-D

Autumn Hawks, Pharmacy Technician

BOARD MEMBERS NOT PRESENT:

Carrie Dunford, Pharm-D

GUESTS IN ATTENDANCE ELECTRONICALLY:

Adam Jones-Utah Pharmacy Association

Brandon Strickhouser-Monzon- Smith's
Pharmacy

Brock Bates

Chris Christensen – Stapley Pharmacy

Cliff Holt – Utah Family Pharmacies

Donelle Perez - Peterson's Fresh Market

Greg Jones – Harmons

Huy Hoang – Kaiser Permanente

Kathy Varley-MedQuest Pharmacy

Kathryn Simpson – Intermountain Health

LeAnn Nguyen – University of Utah

Rey Alonzo- Utah Medical Association

Sara Watson – Cardinal Health

Alice Bui-University of Southern California

Mark Johnston, CVS

Note: Other guests may have been in attendance electronically but were not identified.

ADMINISTRATIVE BUSINESS:

CALL MEETING TO ORDER

Dr. Sheard called the meeting to order at 8:32 A.M.

REVIEW AND APPROVE FEBRUARY 27, 2023 MINUTES (Audio 00:03:36)

Mr. Hale made a motion to approve the minutes, with corrections as discussed.

Mr. Curran seconded the motion.

The Board motion passed with four in favor and one abstention.

INVESTIGATIVE REPORT—Alicia Moran (Audio 00:04:54)

Ms. Moran stated for the month of February there were six new cases received, 36 cases closed, 23 inspections were completed, and issued four citations for pharmacy violations and an unlicensed practice.

CSD UPDATE—JEFF HENRIE (*Audio 00:06:12*)

Mr. Henrie stated the Controlled Substance Database (CSD) has updated the universal claim form. Mr. Henrie stated the CSD is moving forward in updating the National Drug Codes (NDC) into a standardized format.

DISCUSSION ITEMS:

SCHEDULE 2 CHANGES CLARIFICATION LETTER (*Audio 00:14:26*)

Dr. Sheard referred the Board to a drafted letter proposed to provide parameters for Utah pharmacists.

Mr. Hale made a motion to approve the drafted Schedule 2 changes clarification letter with revisions as discussed and submit the letter to the Drug Enforcement Administration (DEA) for review.

Dr. Gunning seconded the motion.

The Board motion passed unanimously.

ELECTRONIC PRESCRIBING (*Audio 00:11:41*)

Dr. Sheard stated the e-prescribing newsletter article included a statement that the pharmacy must document the exemption on the prescriptions hard copy; which is not clearly stated. If the pharmacy receives a hard copy, controlled substance prescription the prescriber should include the reason for the hard copy; however, it is not the responsibility of the pharmacy to chase down the exemption if not included on the provided prescription; there should not be a delay in care when receiving a hard copy controlled substance prescription.

Ms. Martin suggested running an edited version of the electronic prescribing article in the next newsletter.

PHARMACY TECHNICIAN TRAINING PROGRAMS (*Audio 00:25:15*) & (*Audio 00:56*)

Dr. Sheard stated the Board has been reviewing section R156-17b-303a of the rule concerning Pharmacy Technician training programs. Dr. Sheard stated Pharmacy Technician University trainee program (PTU) is not and accredited and will no longer be an accepted program as of 2025 with the current rule.

Discussion resumed at 00:56:11 of audio

Dr. Sheard stated there has been feedback from the pharmacy community voicing concerns about the impact the current rule will have within pharmacies.

Ms. Martin stated the Division is looking into requirements in other states and is working on a

report concerning Utah technician training license history.

Dr. Sheard reviewed comments from the chat box option of the meeting including suggestions of input from the pharmacy community about the potential impact to staffing as well as returning to a Board approved system for training programs.

Mr. Johnston reviewed requirements from several other states concerning technician training.

Ms. Hawks stated the scope of technicians continues to expand as such the required education for technicians should also continue to expand. Ms. Hawks stated when determining any changes to the rule the Board must consider how to maintain a robust standard to ensure solid foundational education for the individuals pursuing the pharmacy technician license.

Dr. Sheard stated this discussion will continue at future meetings. Dr. Sheard requested any input from the community be submitted prior to the next Board meeting to continue the discussion.

LEGISLATIVE SUMMARY – PRESENTED BY LINDSEY KISIELEWSKI (*Audio 00:26:32*)

Ms. Kisielewski shared a presentation on the 2024 legislative session, as provided.

APPOINTMENT ITEMS:

COMPLIANCE REPORT—BERNICE PALAMA (*Audio 01:27:38*)

Ms. Palama presented the compliance report.

Harmony Scheider has no missed check-ins, 3 prescription positive U/A's, received supervisor report with no concerns.

Crimson Valley has paid the fine and continuing education is due 12/19/2024.

Shaunna Rechsteiner has submitted the corrective action plan received and a work release form indicating Ms. Rechsteiner is able to perform her duties as a part-time pharmacist.

HARMONY SCHNEIDER, PROBATIONARY INTERVIEW (*Audio 01:29:35*)

Mr. Curran conducted the interview, asking Ms. Schneider for an update.

Ms. Schneider stated work is going well; job role and duties remain the same.

Mr. Curran made a motion that Ms. Schneider is in compliance with the Stipulation and Order.

Ms. Hawks seconded the motion.

The Board motion passed unanimously.

An appointment was made for Ms. Schneider to meet with the Board on June 25, 2024.

MARIA ALITAGTAG, INTERN LICENSE EXTENSION REQUEST (*Audio 02:01:49*)

Dr. Sheard welcomed Ms. Alitagtag and requested a summary of the license history and request.

Ms. Alitagtag stated she is short 404 intern hours as required prior to obtaining the pharmacist license. Ms. Alitagtag stated she has not completed either required exam. Ms. Alitagtag stated her extension request is to have the ability to complete the required intern hours.

Mr. Hale asked if Ms. Alitagtag has sought volunteer opportunities or unpaid internship options.

Ms. Alitagtag stated she has contacted several pharmacies offering volunteer position and has been unsuccessful in finding a facility that has accepted that option.

Ms. Gunning suggested Ms. Alitagtag pursue completing the exams while completing the required intern hours.

Ms. Hawks made a motion approving a one-year extension to Ms. Alitagtag's intern license. Ms. Gunning seconded the motion. The Board motion pass unanimously.

CRIMSON VALLEY, PROBATIONARY INTERVIEW *(Audio 01:34:55)*

Dr. Sheard conducted the interview, asking Mr. Lindhardt for an update.

Mr. Lindhardt stated the changes in the corrective action plan have been implemented; there has been a software change that will assist with reports. Mr. Lindhardt stated he continues to attend continuing education concerning compounding and the pharmacy processes have improved. Mr. Lindhardt stated there has been staffing changes that have helped with the changes and it has been very helpful.

Dr. Sheard asked if Mr. Lindhardt is receiving required support as the PIC.

Mr. Lindhardt stated a full-time pharmacist has been hired which has helped him to focus on the other areas of the pharmacy as required.

Dr. Sheard asked about a plan to obtain the required continuing education.

Mr. Lindhardt stated he has submitted courses for approval and will continue with CE courses over the summer. Mr. Lindhardt stated his focus has been on inventory and he is just about ready to shift his focus to other requirement in the stipulation.

Mr. Hale made a motion that Crimson Valley Pharmacy is in compliance with the Stipulation and Order.

Dr. Gunning seconded the motion.

The Board motion passed unanimously.

Mr. Hale made a motion that any sale of the pharmacy would result in the stipulation and

**order carrying over to the new owner.
Dr. Gunning seconded the motion.
The Board motion passed unanimously.**

An appointment was made for Crimson Valley Pharmacy to meet with the Board on September 24, 2024.

**SHAUNNA RECHSTEINER, PROBATIONARY INTERVIEW (Audio 01:45:39)
Dr. Sheard conducted the interview, asking Ms. Rechsteiner for an update.**

Ms. Rechsteiner requested a closed meeting.

Ms. Hawks made a motion to close the meeting in accordance with the Open and Public Meetings Act, 52-4-205(1)(a) to discuss the character, professional competence or physical or mental health of an individual.

**Mr. Hale seconded the motion.
The Board motion passed unanimously.**

**The meeting closed at 10:17 a.m.
The meeting opened at 11:17 a.m.**

Dr. Sheard stated the submitted fit-for-duty evaluation is not acceptable and a more robust report must be submitted. Dr. Sheard reminded Ms. Rechsteiner that both a physical and mental health evaluation are required.

Mr. Hale made a motion to amend the stipulation requiring submission of notification, a practice plan and a proposed supervisor for Board approval with any changes of employment.

**Dr. Gunning seconded the motion.
The Board motion passed unanimously.**

Dr. Sheard stated the Board will review the submitted corrective action plan at the April 23, 2024 meeting.

Mr. Hale made a motion that Ms. Rechsteiner is in compliance with her Stipulation and Order.

**Ms. Hawks seconded the motion.
The Board motion passed unanimously.**

An appointment was made for Ms. Rechsteiner to meet with the Board on April 23, 2024.

MEETING ADJOURNED: 11:53 A.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

NEXT SCHEDULED MEETING: *Tuesday April 23, 2024*

2024 Board Meeting Scheduled:

**May 28, June 25, August 27, September 24, October 15, November 19,
December 17.**



Chairperson

4/25/24

Date

Lisa Martin

Bureau Manager

4/29/2024

Date