

MINUTES
UTAH STATE BOARD OF PHARMACY
September 26, 2023 | 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 8:34 A.M.

ADJOURNED: 11:47 A.M.

DOPL STAFF PRESENT:

Bureau Manager: Lisa Martin
Board Secretary: Maree Christensen
Division Analyst: Randall Rees
Lead Investigator: Camille Farley
Pharmacy Specialist: Jim Garfield
Investigator: Kaila Silcox
Board Secretary: Jennifer Boshard

Investigator: Jo Evans
Investigator: Silmara Charlesworth
Investigator: Alicia Moran
Investigator: Travis Drebing
CSD Admin: Jeff Henrie

BOARD MEMBERS PRESENT:

Chair: Carrie Dunford, Pharm-D
Vice Chair: Christopher Sheard, Pharm-D
Sepidah Daery, Pharm-D

Shaun Curran, PA CS, Public Member
Gary Hale, R.Ph.
Autumn Hawks, Pharmacy Technician

BOARD MEMBERS NOT PRESENT:

Karen Gunning, Pharm-D

GUESTS IN ATTENDANCE ELECTRONICALLY

Adam Gee -Walgreens
Brandon Strickhouser-Monzon – Smith’s
Food & Drug
Cindy Wynette - Department of Health and
Human Services
Cliff Holt – Utah Family Pharmacists
Chris Christensen – Stapley Pharmacy
Christina Stephens – Ogden Tech College
Erin Johanson – Roseman University
Jaime Montuoro – Smith’s Pharmacy
Jennifer Healey
Kathy Varley – MedQuest Pharmacy
Lisa Dimick – UpScript Pharmacy
Leisha Nolen – Department of Health and
Human Services
Maimuna Bruce – Outcomes

Madison Nalder
Mark Johnston – CVS Health
Michelle Hofmann - Department of Health
and Human Services
Melissa Stevens Dimond - Department of
Health and Human Services
Nick Colson – Roseman Student
Rey Alonzo- Utah Medical Association
Ryker Blair – MedQuest Pharmacy
Ryan Young – MedQuest Pharmacy
Ryan Spencer- Intermountain Health
Sarah Watson – Cardinal Health
Sang Hoon Oh – Redstone Pharmacy
Samantha Chessie – Animal Policy Group
Kelly Barland – Redstone Pharmacy
Warren Young

Tricia Bishop – Department of Health and
Human Services

Vanessa Nielsen - University of Utah
Victoria Kroeger – Walgreens

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 8:34 A.M.

REVIEW AND APPROVE AUGUST 22, 2023 MINUTES (Audio 00:03:40)

Ms. Hawks made a motion to approve the minutes, as written.

Mr. Hale seconded the motion.

The Board motion passed unanimously.

VOTE CHAIR & VICE CHAIR (Audio 00:05:36)

Mr. Hale made the motion to nominate Dr. Sheard as Chair.

Ms. Hawks seconded the motion.

Dr. Sheard accepted the nomination.

The Board motion passed unanimously.

Dr. Dunford made the motion to nominate Mr. Hale as Vice Chair.

Ms. Hawks seconded the motion.

Mr. Hale accepted the nomination.

The Board motion passed unanimously.

INVESTIGATIVE REPORT—CAMILLE FARLEY (Audio 00:09:23)

Ms. Farley presented the investigation report for August 2023, as provided.

Ms. Farley stated there were 3 new cases received, 57 cases closed, 51 inspections which consisted of new and random, along with 7 citations issued for inspection violations: mostly due to violations in pharmacy unlicensed practices. Ms. Farley stated an alert would be sent out to pharmacies as a reminder that pharmacy technician trainees must be licensed.

CSD UPDATE—JEFF HENRIE (Audio 00:15:42)

Mr. Henrie presented the Controlled Substance Database (CSD) trends for August with 80% prescriptions electronically received and 10% written, as provided. Mr. Henrie stated electronic transfers had increased.

Dr. Dunford asked if the CSD has granted other states access to the database.

Mr. Henrie stated yes, the CSD database currently grants access to 23 states and 140 clinics, with more states possibly to be added in the near future.

DISCUSSION ITEMS:

DSCSA UPDATE (*Audio 00:24:12*)

Ms. Martin presented Guidance for Industry published by the Federal Food and Drug Administration (FDA), informing of a delay in enforcement, as provided.

PHARMACIST IN CHARGE RESPONSIBILITIES CHECKLIST (*Audio 00:27:01*)

Ms. Martin reviewed the Pharmacist in Charge (PIC) responsibility checklist which was discussed in the previous meeting.

The Board discussed revisions and made amendments to the checklist as needed.

Dr. Sheard stated the final version will be presented at the next meeting for Board approval.

PHARMACIST PRESCRIBING EPINEPHRINE AUTO-INJECTORS (*Audio 00:43:51*)

Ms. Martin stated this topic is continued from the previous Board meeting. The Board had a goal of creating a guidance document for pharmacists to prescribe epinephrine auto-injectors. Ms. Martin stated the Board is seeking feedback from Department of Health and Human Services (DHHS) with the interest of support drafting the document.

Ms. Bishop stated Dr. Hofmann is the best contact to discuss this topic.

Dr. Dunford recommended researching a few other states guidance document language.

Dr. Sheard recommended to draft the document, then present it to DHHS for feedback.

Ms. Stevens-Dimond, stated that would be the best action.

VACCINE PROTOCOL (*Audio 00:52:24*)

Dr. Sheard presented a draft vaccine protocol guidance document with language similar to the existing standing order, with adherence to approved Advisory Committee on Immunization Practices (ACIP) a caveat for local Health Departments, whilst removing the list of medications. Dr. Sheard asked for feedback from Board members and the DHHS.

Ms. Wynette, Immunization Program Manager for DHHS recommended adding a caveat for travel vaccines.

Dr. Sheard asked what the additional requirements for current vaccine travel were.

Ms. Wynette stated to administer international travel vaccines, providers are required to hold a vaccine stamp approved by the Centers for Disease Control and Prevention (CDC).

Dr. Sheard stated he will investigate the requirements in more depth and the Board will discuss the topic again in the October meeting.

STANDING ORDER FOR NALOXONE *(Audio 01:09:00)*

Ms. Bishop, Overdose Prevention Program Coordinator for DHHS stated language and code updates to the standing order for naloxone have been made; the DHHS is seeking endorsement, support, review, and feedback from the Board.

The Board discussed the naloxone standing order language and code updates.

Mr. Hale made a motion to accept the updated standing order for Naloxone.

Dr. Dunford seconded the motion.

The Board motion passed unanimously.

RULE REVIEW *(Audio 01:19:25)*

R156-17b-309 – Continuing Education

Ms. Martin asked the Board if they wanted to keep the continuing education specific topics requirement as described in Section R156- 17b-309(1)(b).

The Board discussed and provided feedback regarding continuing education specific topics.

Dr. Dunford made a motion to update the rule language to 30 hour continuing education: 12 live, 1 hour Pharmacy Law & Ethics and the remaining hours relevant to areas of practice.

Mr. Curran seconded the motion.

The Board motion passed unanimously.

Dr. Dunford made a motion to amend the language to Utah Admin Code R156-17b-309 (1) (f) in accordance with House Bill 178.

Ms. Hawks seconded the motion.

The Board motion passed unanimously.

R156-17b-303a - Qualifications for Licensure - Pharmacist, Pharmacy Intern, and Pharmacy Technician – Education Requirements. *(Audio 01:47:25)*

Ms. Martin stated a few training programs have misinterpreted Utah Admin Code R156-17b-303a(5)(a), meaning an allowance for full exemption with being non accredited.

Ms. Martin asked what the intent was of (5)(a) versus how it is currently being interpreted.

Dr. Sheard stated the intent was to accommodate the grandfathered in self-created training programs to allow to continue operating until December 2024.

Ms. Martin stated the Division has received a few applications where the training program is from a non-accredited American Society of Health Systems Pharmacists (ASHP) program. Ms. Martin asked the Board how they would like to move forward with these applications.

Mr. Hale stated by the way (5)(a) is written it seems they could be approved up until December 2024.

The Board discussed the issues surrounding the interpretation and previous intent of (5)(a).

Ms. Martin stated Ms. Blackburn has recommended an emergency rule filing for language amendments to (5)(a) to include Board approval.

Dr. Dunford made a motion to amend language to R156 –17b-303a (5)(a) via an emergency rule filing as discussed.

Mr. Hale seconded the motion.

The Board motion passed unanimously.

HEALTH EMERGENCY AUTHORIZATION *(Audio 02:29:24)*

Ms. Stevens-Dimond stated the DHHS has a plan to draft a document for public health emergencies for pharmacists to use for testing, vaccinations, and treatment during such emergencies to help reduce the burden on local public health centers.

Mr. Hale stated he is in favor of the plan; this would help support the public more quickly.

Dr. Sheard stated pharmacists would need to be compensated during such emergencies.

Ms. Nolen stated the above concerns are valid and noted.

APPOINTMENT ITEMS:

COMPLIANCE REPORT—BERNICE PALAMA *(Audio 02:40:40)*

Ms. Palama presented the compliance report.

Siena's Pharmacy: fine paid in full, case closed.

Cody Hymas: revised Practice Plan received, Board to approve, Audit Pharmacist submitted:

Madison Nalder, Board to approve, received September's employer/supervisor report.

CODY HYMAS, PROBATIONARY INTERVIEW *(Audio 02:42:32)*

Mr. Hale conducted the interview, introducing the external auditor Madison Nalder to the Board and asked Mr. Hymas for an update.

Mr. Hymas stated things were going well, and asked if he could assist with billing the refills.

Mr. Hale stated he could enter the prescriptions into the system but must not complete any billing duties.

Dr. Sheard stated to be successful with stipulations, compliance is a must.

Mr. Hale made a motion to accept the submitted revised practice plan to work as a pharmacist.

Dr. Dunford seconded the motion.

The Board motion passed unanimously.

Mr. Hale made a motion to accept Madison Nalder as Cody Hyma's external pharmacy auditor.

Ms. Hawks seconded the motion.

The Board motion passed unanimously.

Mr. Hale made a motion to find Mr. Hymas in compliance with his stipulation and order.

Dr. Dunford seconded the motion.

The Board motion passed unanimously.

An appointment was made for Cody Hymas to meet with the Board at the December 19th Board meeting.

NEWLETTER DEADLINE (*Audio 03:02:51*)

Ms. Martin stated she is currently working on drafting a paragraph regarding the Accrediting Bureau of Health Education Schools (ABHES).

COORESPONDANCE:

MEETING ADJOURNED: 11:47 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 October 17, 2023

2023 Board Meeting Scheduled:

November 28, December 19.

Chairperson

Date

Bureau Manager

Date