

MINUTES

UTAH STATE BOARD OF PHARMACY

March 20, 2025 | 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: 8:31 A.M.

ADJOURNED: 12:27 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jim Garfield

Board Secretary: Tina Marshall

Pharmacy Specialist: Maddy Holt

Legal Analyst: Matt Johnson

Investigator: Travis Drebing

CSD Admin: Jeff Henrie

Bureau Manager: Larry Marx

Compliance Specialist: Bernice Palama

BOARD MEMBERS PRESENT:

Chair: Christopher Sheard, Pharm.D.

Vice Chair: Gary Hale, R.Ph.

Karen Gunning, Pharm.D.

Autumn Hawks, Pharmacy Technician

Cheyenne Cunningham, Pharm.D.

Carrie Dunford, Pharm.D.

Shaun Curran, PA CS, Public Member

BOARD MEMBERS NOT PRESENT:

DOPL STAFF NOT PRESENT:

GUESTS IN ATTENDANCE ELECTRONICALLY:

Jolene Evans, DOPL Investigator

Ryan Young, MedQuest Pharmacy

Sara Watson, Cardinal Health

Dave Davis, Utah Retail Merchants
Association

Kathy Varley, MedQuest

Zach Christensen, DOPL Investigator

Mindy Smith, Intermountain Health

Adam Jones, Utah Pharmacy Association

Cliff Holt

Donelle Perez, Petersons

Sabash Basnet, Walgreens

Bill Stilling, Stilling & Harrison

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 8:31 A.M.

REVIEW AND APPROVE January 28, 2025 MINUTES *(Audio 00:03:44)*

Dr. Hale made a motion to approve the minutes as written.

Dr. Dunford seconded the motion.

The Board motion passed unanimously.

INVESTIGATIVE REPORT—Travis Drebing *(Audio 00:05:51)*

Mr. Drebing stated that in January, 17 cases were received, 18 cases were closed, 16 pharmacy inspections were completed, and 2 citations were issued.

Mr. Drebing stated that in February, 3 cases were received, 28 cases were closed, 22 pharmacy inspections were completed, and 4 citations were issued.

CSD UPDATE—Jeff Henrie *(Audio 00:19:46)*

Mr. Henrie explained that data tracking for pharmacies has increased. January had 94.89% data reporting, February had 95.53% data reporting and March has seen 93% data reporting.

Mr. Henrie stated at the end of January the prescriber toolkit website launched. The website was designed to work well on all devices. The website was designed for prescribers but has a resource tab for patients and can be helpful for dispensers.

Mr. Henrie explained that the Utah pharmacy upload portal will have the same password as the CSD as both websites require the UtahID login. Demos on how to use the website will come later in the year, closer to when the website will launch.

DISCUSSION ITEMS:

SEMAGLUTIDE – TRAVIS DREBING *(Audio 00:37:43)*

Mr. Drebing explained that the FDA provided an update on Tirzepatide and Semaglutide on March 5, 2025.

Essential copies of tirzepatide can no longer be compounded.

Essential copies of semaglutide can be compounded until May 22, 2025 or until the date of the court's decision.

RULE UPDATE *(Audio 00:40:34)*

Mr. Johnson explained the Rule update is currently being reviewed by the Division Director. An issue was found with the fiscal impact statement for compounding pharmacies to upgrade to the new standard. The provided upgrading cost to the pharmacy was too broad. Mr. Johnson asked the Board for their thoughts on what it may cost a pharmacy to upgrade to the new standards.

The Board and Dr. Cox discussed the requirements for the different types of compounding and what is needed to compound those medications. Safety of the staff when compounding the drugs was also discussed.

PREPACKAGE COMPOUNDING KITS – COMPOUNDING COMMITTEE *(Audio 01:07:25)*

Dr. Cox explained the background of the issues with prepackaged kits and the discussion that the Compounding Committee had.

Dr. Cox stated that the prepackaged kits now state that they are for compounding pharmacies and compounding pharmacist only.

The Board and Dr. Davis discussed the difference between simple preparations such as a mouthwash and more complicated preparations like a suppository that is made in the microwave.

LEGISLATIVE UPDATE *(Audio 01:20:54)*

Ms. Cain provided an update to legislation that would affect the pharmacy professions.

Ms. Cain explained that the following bills passed and the impact that each bill will have on pharmacy. The bills that passed are: H.B. 199 Substance Use Treatment and Enforcement Amendments, S.B. 146 Glucagon Amendments, S.B. 120 Controlled Substance Modification, S.B. 312 Pharmacy Practice Act Amendments, H.B. 257 Pharmacy Benefit Amendment, H.B. 159 and S.B. 69 Medication Amendments, H.B. 81 Fluoride Amendments, H.B. 84 Vaccine Amendments, H.B. 343 Cannabis Production Amendments, H.B. 357 Medical Cannabis Modifications, S.B. 64 Medical Cannabis Amendments and H.B. 54 Hemp Amendments.

Ms. Cain explained that the following bills failed and the impact that each bill could have had on pharmacy. The bills that failed are: H.B. 123 Pharmacy Accessibility Amendment, H.B. 555 Medication Waste Amendments, H.B. 52 Health Insurance Modifications, H.B. 409 Medicaid Pharmacy Amendment, S.B. 331 Pain Medication Amendments and H.B. 203 Cannabis Amendments.

FLUORIDE GUIDANCE DOCUMENT *(Audio 01:48:25)*

Dr. Sheard explained that H.B. 81 Fluoride Amendments has passed and is waiting to be signed by the Governor at this time. The amendment requires a guidance document to be created.

KAREN – HORMONAL CONTRACEPTION UPDATE *(Audio 01:51:48)*

Dr. Gunning explained the changes to the draft Utah Hormonal Contraception Self-Screening Form. Dr. Gunning is waiting on the comments on the form from the Department of Health.

Dr. Gunning is recommending that the form be available electronically. The form has been reformatted with the feedback that has been received from pharmacists.

MAY MEETING *(Audio 02:07:46)*

Mr. Garfield explained that the May 27, 2025 meeting has been moved to May 20, 2025.

APPOINTMENT ITEMS:

DANIEL RICHARDS, PROBATIONARY INTERVIEW *(Audio 00:00:34)*

Ms. Palama explained that two months of the supervisor reports were late. Reminders were sent to both the supervisor and Dr. Richards that the reports needed to be submitted on time.

Dr. Gunning asked Dr. Richards what has been going on since the Board last saw him.

Dr. Richards stated that moving the pharmacy location had kept him very busy.

Dr. Gunning asked about the late supervisor reports.

Dr. Richards stated that for a long time he had turned in the supervisor reports and that now the reports are going from the supervisor to the Division. Dr. Richards also explained that the late reports were due to the supervisor's involvement in the move of the pharmacy.

Dr. Gunning, Dr. Richards and Ms. Palama discussed the late reports, the process of submitting the reports and the deadlines by which the reports need to be submitted.

Dr. Gunning made a motion that Daniel Richards is noncompliant with his Stipulation and Order due to the lateness of the supervisor reports.

Dr. Hale seconded the motion.

The Board motion passed unanimously.

Next meeting will be June 24, 2025.

SCOTT COX, PROBATIONARY INTERVIEW *(Audio 00:07:55)*

Ms. Palama has received all the not working in field reports. Evaluations were received on February 19, 2025.

Dr. Hale asked if Dr. Cox is currently looking for work.

Dr. Cox stated he is not currently looking for work but will start looking in the next several months.

Dr. Hale asked if there was anything the Board could do to help.

Dr. Cox expressed his concern about being able to be employed while on probation.

The Board gave ideas on how to handle job interviews and types of employment that Dr. Cox could consider applying for.

Next meeting will be June 24, 2025.

PRECISION MEDICAL PHARMACY, PROBATIONARY INTERVIEW *(Audio 00:21:40)*

Ms. Palama explained that Dr. Hales submitted a self-inspection report but it was received after the deadline. The self-inspection will not be able to be reviewed by the Board at this meeting.

Ms. Hawks asked what has been done since the last meeting to bring the pharmacy into compliance.

Dr. Hales explained how the self-inspection was completed. Dr. Hales also explained that they have created a quality control committee that will meet quarterly.

Ms. Hawks made a motion that Precision Medical Pharmacy is in compliance with their Stipulation and Order.

Dr. Cunningham seconded the motion.

The Board motion passed unanimously.

Next meeting will be April 22, 2025.

HIGH CREEK PHARMACY, INITIAL PROBATIONARY INTERVIEW *(Audio 00:35:58)*

Ms. Palama explained that Dr. Elliot Morrell cannot serve as PIC at High Creek Pharmacy. The Board is to review the submitted written plan.

Dr. Cunningham asked Dr. Robbins to explain how he became PIC at High Creek Pharmacy and the situation that brought them before the Board.

Dr. Robbins stated that the previous PIC started the pharmacy. He joined the pharmacy in August 2024. A random inspection occurred in September 2024.

Dr. Gunning asked Dr. Robbins to explain some of the issues found during the inspection.

Dr. Robbins explained some of the reasons behind the processes. Dr. Robbins also explained that the standard operating procedures have been revised.

Dr. Sheard asked if Dr. Robbins created the written plan or if the previous PIC had.

Dr. Robbins explained the previous PIC started the written plan before they were informed they could not be the PIC. Dr. Robbins used that plan and added to it.

Dr. Cunningham and Dr. Robbins discussed how the standard operating procedures and trainings were completed and implemented.

Dr. Robbins and the Board discussed the flooring issue. The issue with the current flooring in the compounding room is grout is difficult to clean to the standards that are needed. Dr. Robbins said that he could send pictures and the states of the grout for Board review.

Dr. Cunningham made a motion that High Creek Pharmacy is in compliance with their Stipulation and Order pending a corrected written plan being submitted for the April 22, 2025 meeting.

Dr. Gunning seconded the motion.

The Board motion passed unanimously.

Dr. Cunningham made a motion that High Creek Pharmacy will rewrite the written plan for the April 22, 2025 meeting.

Dr. Dunford seconded the motion.

The Board motion passed unanimously.

Next meeting will be April 22, 2025.

ELLIOT MORRELL, PUBLIC REPRIMAND *(Audio 01:14:06)*

Ms. Palama explained that Dr. Morrell is not to serve as PIC for High Creek Pharmacy. He is to complete 10 additional continuing education credits by September 7, 2025. 6 in sterile

compounding, 3 in non-sterile compounding and 1 in automated pharmacy system. Continuing education certificates have been received for Board review.

Dr. Sheard asked Dr. Morrell to explain his background pharmacy, compounding and what led up to the issues that brought Dr. Morrell to the Board.

Dr. Morrell gave his employment history in a compounding pharmacy for several years before opening High Creek Pharmacy. Dr. Morrell explained how as business expanded, his reservations on hiring on additional employees and personal circumstances led to the issues found in the pharmacy during the inspection.

Dr. Hale asked about Dr. Morrell's employment situation.

Dr. Morrell states that he is living in Idaho and has secured new employment that he will be starting soon.

Dr. Sheard asked if Dr. Morrell still was part owner of High Creek Pharmacy.

Dr. Morrell stated that he no longer has any shares in High Creek Pharmacy.

Dr. Dunford made a motion that Elliot Morrell's submitted Continuing Education be approved.

Dr. Gunning seconded the motion.

The Board motion passed unanimously.

MEETING ADJOURNED: 12:27 P.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: April 22, 2025

2025 Board Meeting Scheduled:

May 20, June 24, July 22, August 26, September 23, October 28, November 18, December 16



Chairperson

4/22/25

Date



Bureau Manager

04-22-25

Date