

MEETING OF THE
IDAHO STATE BOARD OF PHARMACY

August 25, 2009
Conference Call

3380 Americana Terrace
Boise, Idaho

Chairman Nicole Chopski Pharm D. called the meeting to order at 2:07 MST. Including Dr. Chopski, those present telephonically included Dwayne Sheffler, Berk Fraser, Holly Henggeler, Pharm D., Toni Lawson, Idaho Hospital Assoc; Shawn Bennett, Cassia Regional Medical Center, and Sue Kurruk, Syringa Hospital. Kitty Gurnsey, Mark Johnston, Mike McPeek DAG, Sam Hoagland, Katie Vuong and Ellen Mitchell were present in the Board office.

Ms. Moody requests taking up other matters until Dr. Moskowitz's attorney is available.

During the August 14, 2009 meeting of the Board, staff was directed to draft language indicating \$250 for telepharmacist registration and language to address the issue of adjacent/contiguous state and common ownership. The original PARF for this rule was rejected by Governor Otter. Governor Otter specifically cited the language that included 'adjacent state' and 'rural' pharmacies/critical access.

Mr. McPeek indicates statute requires the Board to promulgate rules and we are no longer able to restrict telepharmacy across state lines to 'adjacent' states. Mr. McPeek requests further direction from the Board. Additional discussion tabled until later in the meeting.

Ms. Moody presents the stipulation & order regarding Dr. Moskowitz. Terry Jones, attorney for Dr. Moskowitz asks the Board to approve the stipulation and order as written. Mr. Jones also expressed his dismay that it took the Board five months to take action on this matter; his client is financially destitute as he has not been working. Mr. Jones believes Dr. Moskowitz has paid a high price already. Dr. Henggeler motioned to accept the stipulation, Mr. Sheffler seconded, motion carried with Mr. Fraser opposed.

The matter of telepharmacy across state lines was taken up. Objections were noted from West Valley Medical Center, Eastern Idaho Regional Medical Center, along with Senators McGee and Lodge to the language 'rural' pharmacies/critical access. Mr. Sheffler motioned to re-craft the language, Ms. Gurnsey seconded. Mr. Sheffler amended his motion to re-craft language using NABP model rules. Motion carried unanimously.

Conference call set for Wednesday, August 26, 2009 at 4:00 MDT.

Mr. Fraser motioned to adjourn; unanimous consent. Meeting adjourned at 3:00.