

MINUTES OF THE
IDAHO STATE BOARD OF PHARMACY

July 29, 2009 – Conference Call

3380 Americana Terrace Ste 320
Boise, Idaho

Chairman Nicole Chopski, Pharm D called the meeting to order at 8:00 a.m. also attending via telephone were Kitty Gurnsey, Dwayne Sheffler RPh, Holly Henggeler, Pharm D. Present at the Board office were Mark Johnston, RPh; Berk Fraser, RPh, Mike McPeek, DAG and Ellen Mitchell.

This meeting is held to review legislative language to meet the PARF deadline of August 3, 2009. The bulk of the language was reviewed by the Board at the June 19, 2009 meeting.

Mr. Johnston presented a change to draft language for Rule 142: title change from ‘Standards of Conduct’ to ‘Professional Responsibilities’. The Board approved this change.

Mr. Johnston presented draft language changes to Rule 262 which incorporates the Board’s direction from the June 19, 2009 meeting concerning Telepharmacy across state lines. A discussion of common ownership and the difference between ‘adjacent’ and ‘contiguous’ ensued and the Board directed Mr. Johnston to use the term ‘adjacent’ indicating the telepharmacy must be located in a state touching Idaho. The remaining draft language was approved by the Board.

Mr. Johnston Presented the Garden City Community Clinic’s (GCCC) suggested changes to the draft language presented oat the June 19, 2009 meeting, which has now been formatted. The Board accepted the GCCC’s language concerning co-mingling of donated medications for review, appreciated GCCC’s proof reading suggestions, however, changes concerning further distribution of donated drugs to additional clinics and physicians “checking in” donated product were rejected.

Mr. Johnston presented draft language changes to Rule 184, which would allow a pharmacist to dispense a three month supply when the practitioner writes for a one month supply with adequate refills. A discussion ensued concerning dispensing more than a three month supply, defining the term month, and practitioners writing for more than a one month supply to begin with. The Board directed Mr. Johnston to insert “up to” a three month supply and to eliminate the “one month” restriction.

Mr. Johnston presented the new location for “independent practice” within Rule 165. As per the Board’s direction on June 19, 2009, the record keeping requirement was changed from 5 years to 2 years. Dr. Chopski questioned needing further clarification concerning documentation requirements. The Board approved this draft language.

Mr. Johnston presented draft language, changing Rule 160 to allow the transfer of a prescription for filling, as only transfer for refilling is currently allowed. The Board approved. Mr. Sheffler

requests additional changes to Rule 160: receiving pharmacies that utilize a computer system data base should not have to follow Rule 160.03.b. The Board also requested the correction of a spelling error in existing language.

Mr. Johnston presented draft language changes to statute 54-1733. If a “refill” request is generated by a pharmacy, there are no changes to the drug, strength or directions, and the request is returned to the pharmacy via fax from a practitioner’s office, then the practitioner’s agent can sign in the place of the practitioner. The Board approved this language, requesting an addition: the request can be used as a hard copy prescription drug order, if it contains all of the components of a valid drug order.

Mr. Johnston presented draft language changes to statute 54-1718, allowing the Board to fingerprint applications for initial licensure and reinstatement. The Board approved.

Idaho State University has invited the Board to participate in the White Coat Ceremonies. Dr. Chopski will speak at the Pocatello ceremony on August 20, 2009 and Ms. Gurnsey will speak at the Boise ceremony on August 19, 2009.

Laptop computers have been purchased for each board member. Training will be held on August 13, 2009 at the Board office.

Mr. Fraser motioned to adjourn the meeting. Dr. Henggeler seconded. Motion carried unanimously.

Meeting adjourned 9:20 a.m.

Minutes respectfully submitted by Ellen Mitchell