



STATE OF WASHINGTON  
Pharmacy Quality Assurance Commission  
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**Pharmacy Quality Assurance Commission Meeting  
July 16, 2021 - Minutes**

Convene: Chair, Teri Ferreira called the meeting to order July 16, 2021, 9:03 a.m.

**Commission Members:**

Teri Ferreira, RPh, Chair  
Jerrie Allard, Public Member, Vice Chair  
Tim Lynch, PharmD, MS, FABC, FASHP  
Craig Ritchie, RPh, JD  
Judy Guenther, Public Member  
Hawkins DeFrance, Nuclear Pharmacist  
Ken Kenyon, PharmD, BCPS  
Patrick Gallaher, BS, BPharm, MBA, MPH  
William Hayes, PharmD, CCHP  
Uyen Thorstensen, CPhT

**Commission Member Absent:**

Bonnie Bush, Public Member

**Staff Members:**

Lauren Lyles-Stolz, Executive Director, Pharmacy  
Commission  
Christie Strouse, Deputy Director, Pharmacy  
Commission  
Christopher Gerard, AAG  
Marlee O'Neill, Deputy Director, OILS  
Hope Kilbourne, Policy Analyst  
Lindsay Trant, Rules Program Manager, Pharmacy  
Martin Pittioni, Director, OHP  
Joanne Miller, Program Manager, Pharmacy  
Amy L Robertson, Administrative Assistant,  
Pharmacy

**1. Call to Order** Teri Ferreira, Chair

**1.1. Meeting Agenda Approval**

**MOTION:** Craig Ritchie moves to approve the July 16, 2021 meeting agenda and move item 5.5 to 1.4; Jerrie Allard, second. Motion carries, 10:0.

**1.2. Meeting Minutes Approval, June 3, 2021**

**MOTION:** Craig Ritchie moves to approve the June 3, 2021 meeting minutes; Tim Lynch, second. Motion carries, 10:0.

**1.3. Meeting Minutes Approval, June 4, 2021**

**MOTION:** Craig Ritchie moves to approve the June 4, 2021 meeting minutes; Tim Lynch, second. Motion carries, 10:0.

**1.4. Chair Recognition Award.** Commission presented Tim Lynch with a recognition award for his years of dedication and service to the people of Washington State and PQAC.

**2. Executive Session.** The Commission convened in executive session between 9:05 am and 10:15 am to discuss with legal counsel representing the Commission matters relating to

Commission enforcement actions, or to discuss with legal counsel representing the Commission litigation or potential litigation to which the Commission is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the Commission pursuant to RCW 42.30.110(1)(i).

10:15 a.m. Roll Call – all present.

### **3. Consent Agenda**

**3.1. MOTION:** Craig Ritchie moves to approve the consent agenda with the exception of 3.3.6, 3.3.3, 3.3.1, 3.4.1, and 3.4.2; Patrick Gallaher, seconds. Motion carries, 10:0.

### **3.5. Items Pulled**

**3.3.6 MultiCare Rockwood Clinic Pharmacy** – Tim Lynch recused himself from this vote.

**MOTION:** Jerrie Allard moved to approve 3.3.6 MultiCare Rockwood Clinic Pharmacy; Craig Ritchie, second. Motion carries 9:0.

### **3.3.3 Geneva Woods Pharmacy**

**MOTION:** Craig Ritchie moves to approve 3.3.3 on the condition of a communication stating “this approval applies only to the update to the pharmacy technician in training AUP (not as indicated in the SBAR)” William Hayes, second; motion carries, 10:0.

**3.3.1 CHAS Specialty Pharmacy (multiple locations)** – commission consensus to return this application for clarification on the ancillary plan and who can type prescription labels (scope of practice). No motion needed.

**3.4.1 Brewster Multiple locations TTP** – seems to be missing items. Return to Irina Tiginyanu for clarification. No motion needed.

**3.4.2 Charter College TTP** – Consensus to return application to Charter College for clarification on accurate course hours needed for law courses. No motion needed.

### **4. Old Business.**

**4.1 Change of Ownership Update/Discussion** – Does stock purchase involving more than 50% of the shares in a pharmacy corporation trigger the commissions “Change of Ownership” process? Commission concurs to send FAQ back to staff for further review at next business meeting.

**MOTION:** Patrick Gallaher motions that the commission find that a stock sale involving more than 50% of the shares in a pharmacy corporation triggers the commission’s change of ownership process based on the applicable laws and rules. Further the staff publish the FAQ to include a list of business model permutations; and DOH team to communicate

this decision internally to the credentialing team, inspectors, and investigators that directly support the commission. Craig Ritchie, second. Motion carries 10:0.

Ronald Friedman, stakeholder, asked that the commission release an FAQ on this specific topic (50%), then address others if needed. Richard Molitor, stakeholder, gave specific examples of when this FAQ would have helped.

## **5. New Business**

### **5.1. Presentation – PMP Rules**

Presenter: Ryan Pistorosi, Assistant Chief Pharmacy Officer, from Health Care Authority (HCA) reviewed the new rules (SUPPORT Act, Section 5042) for PMP and how it impacts Apple Health (Medicaid).

### **5.2. Presentation – White Bagging of Medications Negative Consequences on Individual and Organizational Patient Safety**

Presenters: David Chen, R.Ph., M.B.A, Assistant Vice President for Pharmacy Leadership and Planning, American Society of Health-System Pharmacists (ASHP)

Kyle Robb, Pharm.D., State Policy & Advocacy Associate, American Society of Health-System Pharmacists (ASHP)

David Chen and Kyle Robb presented concerns and case studies on white bagging.

**MOTION:** Craig Ritchie motions that staff gather other state statutes and rules to report back to the commission; Timothy Lynch, second. Motion carries, 10:0.

(Tim Lynch left the meeting c. 1:00 p.m.)

### **5.3. Approval 2022 Business Meeting Dates**

Commission asked staff to recalculate business meeting dates at eight-week intervals (rather than six as has been done previously). Also, plan post-COVID meetings both inperson and virtual.

### **5.4. Sunrise Reviews Public Comments Approvals**

**5.4.1. Anesthesiologist Assistant License** – PQAC staff had no public comments on the anesthesiologist sunrise review at this time. Lauren Lyles-Stolz confirmed this will return to the commission if needed.

#### **5.4.2. Midwifery Scope of Practice**

**MOTION:** Craig Ritchie moves to approve the proposed letter regarding the scope of practice for midwifery; Jerrie Allard, second; motion passes 9:0.

#### **5.4.3. Optometrist Scope of Practice**

**MOTION:** Craig Ritchie moves to approve the sunrise review comment letter regarding optometrists; Patrick Gallaher, second; motion passes 9:0.

**6. Rules and Legislative Session Updates** – Lindsay Trant updated the commission:

**6.1. Public Hearing on Fees** – the CR-102 rules package was filed on May 28<sup>th</sup>, 2021 under WSR 21-12-074. Two technical edits were included. The planned completion date for these fee rules and the implementation of the two-year license renewals is December 1, 2021. Any license renewals for pharmacy professions that take place on or after December 1<sup>st</sup> will be for a two-year license period.

**6.2. Retired Pharmacist Emergency Rules Reauthorization** - The CR-101 for permanent rulemaking has been filed but the permanent rules will not be complete by the time the emergency rules expire on September 30<sup>th</sup>. The staff asks the commission to consider reauthorizing staff to file a CR-103E to extend the emergency rules for an additional 120 days.

**MOTION:** Patrick Gallaher moves to approve authorizing staff to refile the CR-103E emergency rules for the Retired Pharmacist Status; Jerrie Allard, second; motion passes 9:0.

**7. Open Forum** – none.

**8. Commission Member Reports**

**8.1. Strategic Planning Subcommittee Briefing** – Lauren Lyles-Stolz reviewed PQAC subcommittees and priorities.

**MOTION:** Craig Ritchie motions to approve the committees and subcommittees as captured in the meeting; in addition, accepting the rearranged priorities; Ken Kenyon, second; motion passes 9:0.

**MOTION:** Jerrie Allard moves to adopt the innovative goals as outlined in the slide presentation; Ken Kenyon, second; motion passes 9:0.

**8.2. Budget Subcommittee Briefing** – Ken Kenyon updated the commission that the budget looks healthy. However, keep in mind as things ramp up after COVID, there will be additional expenditures we have not had for some time (staffing, HELMS, travel, etc.).

**8.3. Commissioners Reports** – None

Teri Ferreira informed the commission on August 11, Dr. Lauren Lyles-Stolz will relinquish her position as executive director. Commissioners and staff thanked Lauren for her time with PQAC as well as she will be sorely missed.

**8.4. Commissioners Open Discussion**

Martin Pittioni (OHP Director) broached the topic of the executive director position not needing to be a pharmacist as legislated in RCW 18.64.310(2). The general consensus of the commission is that the executive director position should continue to be filled by a pharmacist.

Patrick Gallaher request the commission consider having a solid date to open the discussion reviewing the ancillary practice templates. Lauren Lyles-Stolz assured the commission that this issue is slotted for the September meeting.

## **9. Staff Reports**

### **9.1. Executive Director – Lauren Lyles-Stolz**

Review and Approval: FAQ on New Compounding Law going into effect July 25, 2021.

**MOTION:** Ken Kenyon moves to approve the FAQ as represented; Craig Ritchie, second; motion carries 9:0.

### **9.2. Deputy Director – Christie Strouse – none.**

### **9.3. Assistant Attorney General – Christopher Gerard**

Christopher Gerard informed the commission that PQAC was served with a complaint as part of a lawsuit filed by John Worthington. Mr. Worthington is challenging the denial of his rulemaking petition. The complaint also names the Department of Health and Governor Jay Inslee as defendants in the lawsuit. The complaint also challenges the validity of a number of statutory provisions within the Uniform Controlled Substances Act (RCW 69.50). The Commission will receive updates as this case continues.

## **10. Summary of Meeting Action Items**

- 3 – Consent agenda items 3.4.2, 3.3.1, 3.3.3, and 3.4.1 will be returned to staff to gather more information.
- 4 – Old Business – post change of ownership FAQ to Listserv and our website (with appropriate links); inform credentialing, inspectors, etc. of the same. Adding, “if the licensee has questions not addressed in this FAQ, please contact PQAC.”
- 5.2 – White bagging – staff to gather information from other states statutes and rules to be presented at next meeting.
- 5.3 – 2022 Business meeting projection – staff suggest new business meeting schedule for 2022 with eight-week intervals as well as developing a hybrid of in person and virtual meetings.
- 5.4.3 – Optometrists – staff submit to DOH the approved letters
- 6.2 – Emergency rules for retired pharmacists’ status
- 8.1 – staff will update the subcommittee list in conjunction with the strategic plan.
- 9.1 – update FAQ on New Compounding Law going into effect July 25, 2021.

**Meeting adjourned 3:11 p.m.**

**Next scheduled business meeting:**      **September 2, 2021**  
9:00 a.m.  
Virtual – by Webinar