



STATE OF WASHINGTON
Pharmacy Quality Assurance Commission
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**Pharmacy Quality Assurance Commission Meeting
March 25, 2022 - Minutes**

Convene: Chair, Teri Ferreira called the meeting to order March 25, 2022, 9:03 a.m.

Commission Members:

Teri Ferreira, RPh, Chair
Bonnie Bush, Public Member
Uyen Thorstensen, CPhT
Hawkins DeFrance, Nuclear Pharmacist
Patrick Gallaher, BS, BPharm, MBA, MPH
Judy Guenther, Public Member
William Hayes, PharmD, CCHP
Ken Kenyon, PharmD, BCPS
Helen H. Jung, PharmD, MBA
Tim Lynch, PharmD, MS, FABC, FASHP
Craig Ritchie, RPh, JD
Matthew Ray, PharmD
Ann Wolken, PharmD, RPh

Staff:

Marlee O’Neill, Interim Executive Director,
Pharmacy Commission
Lindsay Trant, Interim Deputy Director,
Pharmacy Commission
Christopher Gerard, AAG
Hope Kilbourne, Policy Analyst
Joshua Munroe, Legislative and Rules
Consultant
Taifa “Nomi” Peaks, Pharmacist Consultant
Joanne Miller, Program Manager, Pharmacy
Amy L Robertson, Administrative Assistant,
Pharmacy

Commission Member Absent:

Jerrie Allard, Public Member, Vice Chair

1. Call to Order Teri Ferreira, Chair.

1.1 Meeting Agenda Approval – March 25, 2022

MOTION: Craig Ritchie moved to approve the meeting agenda for March 25, 2022. Ken Kenyon, second. Motion carries, 13:0.

2. PUBLIC RULES HEARING – 9:16 a.m. – Rulemaking to delete Epidiolex from Schedule V (WAC 246-945-056) in Washington State in response to a rulemaking petition.

Joshua Munroe briefed the commission on the specifics of the petition to delete Epidiolex from the list of Schedule V controlled substances beginning May 20, 2020. Following a presentation of the history and the progress on the rule to de-schedule Epidiolex, the commission opened the floor for comments from interested parties.

Kurt Stembridge, Director of State Government Affairs with Greenwich Biosciences - A Jazz Pharmaceuticals Company, testified in support of the proposed rule. His organization appreciates the commission issuing emergency rules so Epidiolex may be

distributed as a noncontrolled substance in the state of Washington while permanent rulemaking was ongoing.

The comment from Kurt Stembridge was delivered both as a written statement two weeks prior to the business meeting and as an oral public comment. This was the only comment received by the commission.

MOTION: Craig Ritchie moved to approve the department's recommended responses to the comments, to adopt the rule language proposed for WAC 246-945-056, and to authorize staff to file CR103 on WAC 246-945-056. William Hayes, second. Motion carries, 13:0.

3. Consent Agenda

3.1. Ancillary Utilization Plans Approval.

- Valley Medical

3.2 Regular Agenda/Items Pulled from 3.1. The commission will discuss items removed from the consent agenda and placed on the regular agenda for separate discussion.

3.2.1 3.1.1 Valley Medical pulled for discussion.

MOTION: William Hayes moved to approve the AUP for Valley Medical Center with the clarification on the training program statement as indicated in the SBAR. Craig Ritchie, second. Motion carries, 12:0 (Ken Kenyon, recused).

4. Requests for Review by Commission Panel (Gallaher, Ferreira, Jung, Guenther, Wolken)

MOTION: Patrick Gallaher moved to approve the candidate PHRM.PH.61171412 to take the MPJE a fourth time. Teri Ferreira, second. Motion carries, 5:0

MOTION: Patrick Gallaher moved to approve the candidate PHRM. PH.61181493 to take the MPJE a fourth time, Teri Ferreira, second. Motion carries, 5:0.

5. Rules and Legislative Updates

5.1. Retired Pharmacist Rules Workshop

MOTION: Craig Ritchie moved to approve the proposed rule language without edits and authorized staff to proceed with filing a CR-102 on the retired pharmacist rulemaking package. Hawkins DeFrance, second. Motion carries, 13:0.

5.2. Authorization to Refile Retired Pharmacist Emergency Rules

MOTION: Craig Ritchie moved to refiling emergency rules related to retired pharmacists. Bonnie Bush, second. Motion carries, 13:0.

5.3. 2022 Legislative Session Recap and Final Bill Report

The Rules and Legislative Consultant, Joshua Munroe, presented an overview of the 2022 legislative session bills under the commission's jurisdiction that passed and were signed into law. The presentation also included an update on SHB 1852, focused on establishing visual accessibility and translation guidelines for prescription information, which did not pass. Commission members and interested parties discussed standard rulemaking that will go forward on similar issues to SHB 1852 brought to the commission through rulemaking petitions.

5.4. 2023 Legislative Agenda

Lindsay Trant informed the commission staff is currently working on the Uniform Facilities Enforcement Framework (UFEF) which includes:

- Fining authority
- Placing conditions on a license

Staff recommends focusing on the UFEF for the commission's 2023 Legislative Agenda. Secondly, hold monthly legislative meetings to discuss any updates/changes with the plan as well as discussing priorities for the 2024 Legislative Session to bring back to the full commission.

Other possible focus areas:

- Licensee fraud (licenses as well as telemedicine)
- Rule-writing authority of the commission

6. Open Forum

Self-Inspection Forms - Erika Anderson, CPhT, CSPT – please consider adding language at the beginning of the USP 825 Self-Inspection Worksheet Addendum to clarify that the administration of radiopharmaceuticals to patients is not within the scope of USP <825>. Staff will review the self-inspection forms and report back to commission.

Walgreen's AUP – Lori Walmsley, Walgreen's – re: Walgreen's AUP under 2.3.3 – clarified the commission already approved immunization AUP last year at the June 4, 2021 meeting and will provide that documentation to staff.

7. Commission Member Reports.

7.1.1 Budget Committee – Patrick Gallaher reported to the commission PQAC has a healthy fund balance with a balance of \$5.5 million. Expenses are 17% less than projected.

7.1.2 NABP Annual Meeting– May 18-21 – Phoenix Arizona.

Teri Ferreira and Jerrie Allard will be attending this year. Teri will be the voting delegate for PQAC

7.2 Commissioners’ open discussion.

Technicians working from home – Commissioner Patrick Gallaher asked the commission to better define “immediate supervision” and create an FAQ to address the phrasing for current needs as well as after the emergency proclamation is rescinded.

Scope of Practice – Commissioner Helen Jung requested the pharmacy practice committee meet to consider including pharmacy assistants “pulling” stock as permitted function in WAC 246-945-315. The commission tasked the pharmacy practice subcommittee to investigate/report.

8. Staff Reports

8.1. Interim Executive Director, Marlee O’Neill

- Hiring updates:
 - Executive director position posted again.
 - Deputy director job also posted.
 - Permanent pharmacy inspector position and the non-permanent health services consultant first round interviews currently scheduling.
 - Pharmacy inspector supervisor and project pharmacy inspector position second round interviews currently scheduling.
- Elections set for May meeting – Joanne Miller will send out more information.
- Commissioner openings – interviewing for three positions (two pharmacists; one public member).

8.2. Interim Deputy Director – Lindsay Trant

- The FDA has announced rulemaking to create state licensing standards for wholesale drug distributors. Specifically to replace current 21 CFR part 205 to implement the licensure requirements of the drug supply chain security act. Once finalized, state licensure requirements must meet the standards set by the FDA.
Staff monitoring

8.3. Assistant Attorney General – Chris Gerard

- FDA / MOU – has been rescinded by the FDA, staff is monitoring status.

9. Summary of meeting action items.

- 2 Public Hearing – staff will file CR-103 on deleting Epidiolex from Schedule V
- 3.3 Consent agenda – staff will communicate with AUP program and update credentialing unit with the approval
- 4 Request for Review – staff will notify the applicants, credentialing unit, and NABP on the commission’s decision on the retake of the MPJE exams.
- 5 Rules and Legislative Updates
 - 5.1 – staff will file CR-102 Retired pharmacist issue.
 - 5.2 – staff will work on reauthorizing emergency rule on retired pharmacists
 - 5.4 – staff will set up regular meetings with the legislative subcommittee to work on the UFEF and start discussing priorities for 2024
- Public Forum – Staff will revise the USP 825 Self Inspection worksheet.
- 7.2 Open discussion
 - staff will develop FAQ on technicians working from home as permitted under definition of “immediate supervision.”
 - 7.2 – task pharmacy practice committee to add “pulling” into the pharmacy assistant scope of practice; also, the discussion of assistant scope of practice

Teri Ferreira thanked all of commissioners, staff, licensees, and stakeholders for your preparation and participation in PQAC business meetings.

11:41 am

Business Meeting Adjourned.