



STATE OF WASHINGTON
Pharmacy Quality Assurance Commission
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**Pharmacy Quality Assurance Commission Meeting
May 12, 2022 - Minutes**

Convene: Chair, Teri Ferreira called the meeting to order May 12, 2022, 9:00 a.m.

Commission Members:

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

Commission Members Absent:

Bonnie Bush, Public Member
Patrick Gallaher, BS, BPharm, MBA, MPH

Staff:

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

Guest:

Ashley Bell, Behavioral Health Programs
Coordinator, HSQA

1. Call to Order Teri Ferreira, Chair

1.1 Meeting Agenda Approval – May 12, 2022.

MOTION: Craig Ritchie moved to approve the meeting agenda for May 12, 2022. Hawkins DeFrance, second. Motion carries, 12:0.

1.2 Meeting Minutes Approval – March 24-25, 2022

MOTION: Craig Ritchie moved to approve the meeting minutes for March 24-25, 2022 correcting Ken Kenyon as absent and William Hayes as pulling items from consent agenda for discussion. Hawkins DeFrance, second. Motion carries, 12:0.

2. Consent Agenda

- 2.1 National Precursor Log Exchange Monthly Dashboard-March 2022
- 2.2 Pharmaceutical Firms Application Report
March 2, 2022, thru May 1, 2022
- 2.3 Ancillary Utilization Plans Approval

- 2.3.1 Brewster Pharmacy
- 2.3.2 Community Health Center of Snohomish Country
- 2.3.3 ENT Meds
- 2.3.4 Kelley Ross Pharmacy
- 2.3.5 Mercury Pharmacy
- 2.3.6 Peninsula Community Health Services
- 2.3.7 Rosauers Supermarket
- 2.3.8 Snoqualmie Valley Hospital
- 2.3.9 South Kitsap Pharmacy
- 2.3.10 Sultan Pharmacy and Natural Care
- 2.3.11 Tri-Area Pharmacy
- 2.3.12 Village Pharmacy Services
- 2.4 Pharmacy Technician Training Program Approval
 - 2.4.1 Charter Collage
 - 2.4.2 Cle Elum Pharmacy multiple locations
 - 2.4.3 Custom Prescription Shoppe
 - 2.4.4 Hi-School Pharmacy multiple locations
 - 2.4.5 New Health Programs Association multiple locations
 - 2.4.6 Olympic Pharmacy and Healthcare Services
 - 2.4.7 Albertsons
 - 2.4.8 Pharmaca

MOTION: Craig Ritchie moved to approve the consent agenda minus the agenda items pulled for discussion in 2.5. Jerrie Allard, second. Motion carries, 12:0.

2.5 Regular Agenda/Items Pulled from Commissioners pulled the following items from 2.3 and 2.4 for further discussion.

2.3 Ancillary Utilization Plans Approval

2.3.3 ENT Meds (Hayes)

MOTION: William Hayes moved to approve 2.3.3 contingent upon the entity change its references to WAC 246-901 to the new WAC 246-945 and adding that ancillary staff may perform other duties as assigned by the supervising pharmacist as long as consistent with their scope of practice. Craig Ritchie, second. Motion carries, 12:0.

2.3.4 Kelley Ross Pharmacy (Hayes)

MOTION: Tim Lynch moved to approve 2.3.4 contingent on the language for technicians/assistants stating “will perform duties within scope of practice, including, but not limited to...” as well as updating the immunization language per the guidance [G003 Pharmacy Technician Administration Guidance \(wa.gov\)](https://www.wa.gov/guidance/G003-Pharmacy-Technician-Administration-Guidance). Craig Ritchie, second. Motion carries, 12:0.

2.3.9 South Kitsap Pharmacy (Hayes)

MOTION: Tim Lynch moved to approve 2.3.9 as written with the understanding the subcommittee will draft new language for future sample AUPs. William Hayes, second. Motion carries, 12:0.

2.3.10 Sultan Pharmacy and Natural Care (Hayes)

MOTION: William Hayes moved to approve 2.3.10 contingent upon updating AUP with the newest WAC citation. Craig Ritchie, second. Motion carries, 12:0.

2.3.12 Village Pharmacy Services (Hayes)

MOTION: William Hayes moved to approve 2.3.12 contingent upon updating the immunization and testing language per policy guidance [G003 Pharmacy Technician Administration Guidance \(wa.gov\)](#). Craig Ritchie, second. Motion carries, 12:0.

2.4 Pharmacy Technician Training Program Approval

2.4.4 Hi-School Pharmacy multiple locations (Hayes)

MOTION: Teri Ferreira moved to approve 2.4.4 contingent on the pharmacy adding to their policy that “all student specific records must be retained on site and kept for a minimum of two years as well as be made available within 72 hours of request.” Craig Ritchie, second. Motion carries, 12:0.

2.4.5 New Health Programs Association multiple locations (Hayes)

MOTION: Teri Ferreira moved to approve 2.4.5 contingent on adding language in line with the SBAR: “The pharmacy commission must be notified in writing or email prior to any significant changes to the program, including change in director, course content, and timeframe” and “all student specific records must be retained on site and kept for a minimum of two years as well as be made available within 72 hours upon request.” And remove “program staff must be available to students on a 24-hour basis daily with a policy and procedure in place for this.” Craig Ritchie, second. Motion carries, 12:0.

2.4.6 Olympic Pharmacy and Healthcare Services (Ferreira)

MOTION: Teri Ferreira moved to approve 2.4.6 contingent upon adding immunization language and program staff must be available to students. Craig Ritchie, second. Motion carries, 12:0.

2.4.8 Pharmaca (Hayes)

MOTION: William Hayes moved to approve 2.4.8 contingent upon the pharmacy providing the following language in their policies: “The pharmacy commission must be notified in writing or email prior to any significant changes to the program. And all student-specific records must either be retained on site and kept for a minimum of two years as well as be available within 72 hours of request. Additionally, the pharmacy must provide an AUP specific to the program.” Craig Ritchie, second. Motion carries, 12:0.

3 Old Business

3.1 SSB 5229: Update on Health Equity CE Rulemaking – Ashley Bell provided an update on the implementation of SSB 5229 and the Department’s rulemaking on continuing education requirements for health equity and presented a draft of new language for WAC 246-12-710.

3.2 Update on Commission Workgroup Participation – Taifa “Nomi” Peaks, Pharmacist consultant provided an update on her participation in the STI and HBV Legislative Advisory Group and the Washington State After Action Review Task Force. .

4 New Business

4.1 Voting Delegate at NABP Annual Meeting, Sharing of Proposed Amendments, and Consideration of Proposed Resolutions

MOTION: Ken Kenyon moved to delegate voting rights to Teri Ferreira at the 118th NABP Annual Meeting with back-up rights for Jerrie Allard. Craig Ritchie, second. Motion carries, 12:0.

Marlee O’Neill presented two amendments NABP is proposing for discussion in 2023 at the 119th annual meeting:

Technical Amendment Set 1: Allows a member of a board of pharmacy serving on a NABP standing committee to continue serving on that committee even if they are no longer a board of pharmacy member as long as they were a member at the time they were appointed to the NABP committee.

Technical Amendment Set 2: Allows for voting on proposed resolutions and amendments to occur electronically and not just by voice vote or standing vote.

Marlee O’Neill presented eight resolutions that will be discussed and voted on at the 118th NABP Annual Meeting.

- **Proposed Resolution:** NABP works with the FDA, its member Boards and other stakeholders, to develop a pathway to enable a 503A Pharmacy under common ownership with a 503B Outsourcing Facility to dispense preparations compounded by such 503B Outsourcing Facility.

MOTION: Tim Lynch moved to support this resolution. Hawkins DeFrance, second. Motion carries, 10:1:1 (Yay: 10; Nay:1, Ritchie; Abstain: 1, Ray)

Stakeholder comments:

Dawn Ipsen, Compounding Pharmacist, has concerns with the statement simply from lack of understanding of intention, purpose, or need. Without further information, it would be in the best interest of our residents of Washington State to abstain from participating or take a “no stance” until further information or need is demonstrated.

One concern is 503A compounding pharmacies are prohibited from dispensing prescription medications that are not patient specific. It is vital that we ensure that we never go out of that path onto anything that would make us appear to be a wholesaler. If we do become a wholesaler in any instance of that, then we are no longer a 503A and become a 503B. I agree with Commissioner Allard, until provided clear detail information, the State of Washington needs to abstain from this.

Heejoo Park (chat): What is the current status on selling 503B compounded products to others? What if the 503A is in a different state, but owned by the same owner. I agree that this is too unclear to make any good decision.

Erika Anderson believes this involves 503B companies wanting to distribute products to their own 503A; not within their own companies. This may be a quality issue as well.

- **Proposed Resolution:** NABP formally request that the FDA provide timely guidance to states around how they intend to assess whether a state's licensing statutes, regulations and processes are consistent with the national licensing standards. NABP formally request that the FDA focus its assessment of consistency in areas that truly impact patient safety. NABP encourage the boards of pharmacy to provide public comment on the proposed regulations.

MOTION: Craig Ritchie moved to authorize commission delegates to support this proposed resolution. Ken Kenyon, second. Motion carries, 12:0.

- **Proposed Resolution:** NABP continue its efforts to educate the DEA and Congress on the importance of state regulation of telepharmacy and the potential negative impact that DEA regulation could have on patient access to medications. NABP offer to assist the DEA to better understand models of care, including those concerning models, that DEA broadly is defining as telepharmacy to ensure the focus of impending regulations align with areas of concerning practices. NABP continue to encourage boards of pharmacy to engage with DEA and their congressional delegation, if allowed, on any proposed regulations.

MOTION: Ken Kenyon moved to support the resolution as stated. Craig Ritchie, second. Motion carries, 12:0.

William Hayes spoke on the record how important this resolution is.

- **Proposed Resolution:** NABP convene a task force that includes appropriate stakeholders to examine this issue and recommend amending, if necessary, the Model State Pharmacy Act and Model Rules of the National Association of Boards of Pharmacy to include a foundational definition of pharmacists as health care providers.

MOTION: Craig Ritchie moved to support the resolution to include a foundational definition of pharmacists as health care providers. Hawkins DeFrance, second. Motion carries, 12:0.

- **Proposed Resolution:** NABP conduct a survey of states and U.S. jurisdictions to collect data regarding pharmacy e-prescribing concerns and if appropriate, appoint a task force to further study the issue and make recommendations for improving e-prescribing functionality.

MOTION: Ken Kenyon moved to support the electronic prescribing functionals in pharmacy practice resolution. Craig Ritchie, second. Motion carries, 12:0.

- **Proposed Resolution:** National Association of Boards of Pharmacy along with other stakeholders including, but not limited to, the Alliance for Pharmacy Compounding, will form a joint committee to convene, deliberate, and make recommendations on this important issue no later than Autumn 2022.

MOTION: Craig Ritchie moved to approve authorizing our representatives to vote for the National Association of Boards of Pharmacy along with other stakeholders including, but not limited to, the Alliance for Pharmacy Compounding, will form a joint committee to convene, deliberate, and make recommendations on this important issue no later than Autumn 2022. Hawkins DeFrance, second. Motion carries, 12:0.

- **Proposed Resolution:** NABP create a system to allow efficient interstate portability of a state licensure compact.

MOTION: Ken Kenyon moved to support the resolution on efficient interstate portability of state licensure. Craig Ritchie, second. Motion carries, 12:0.

- **Proposed Resolution:** NABP examine the development of a national standardized pharmacy jurisprudence examination for the state boards of pharmacy to assess competence for licensure.

MOTION: Ken Kenyon moved to approve the resolution for NABP examine the development of a national standardized pharmacy jurisprudence examination for the state boards of pharmacy to assess competence for licensure. Judy Guenther, second. Motion carries, 12:0.

After significant discussion, commissioners and stakeholders expressed similar thoughts in that this resolution is worth investigating.

4.2 NABP Committees and Task Forces - NABP is seeking volunteers to serve on its 2022-2023 committees and task forces. Commission staff will investigate for additional information.

William Hayes expressed interest in the Committee on Law Enforcement/Legislation, but he is not able to participate this year. Helen Jung expressed interest in the Advisory Committee on Examinations.

4.3 Power of Providers Advisory Group Nominations – Joanne Miller informed the commission of this opportunity to work on this advisory group that recognizes the power all licensed health care providers have in encouraging COVID-19 vaccination in the community. Their purpose is to work on strategies to support healthcare providers in their COVID-19 vaccination efforts with the unique challenges and pressures providers are facing in this pandemic. Meetings are first Thursday each month 1:30-2:30 p.m.

MOTION: Jerrie Allard moved to nominate Tim Lynch and Patrick Gallaher (if available) to serve on the advisory group. Ken Kenyon, second. Motion carries, 12:0.

4.4 Euthanasia Training Program approval – Joanne Miller informed the commission of the request by Shelter Medicine University of Florida for approval of their euthanasia training program. This program maintains the list of individuals who completed the program and veterinarians providing the training indefinitely.

MOTION: Craig Ritchie moved to approve the program. Hawkins DeFrance, second. Motion carries, 12:0.

4.5 Inspection Reports for 2022 Renewals for Nonresident Pharmacies – Marlee O'Neill informed the commission that a number of non-resident pharmacies are unable to timely get an inspection for renewal due to workload because of (mostly) COVID related issues. To address this issue, the Commission may consider the following options: 1) do nothing; 2) grant extensions; or 3) grant a waiver. The office of customer service (OCS) can accommodate the decision of the commission, however, of these choices, a one-time one-year waiver option would be less workload on our OCS and pharmacy staff.

MOTION: Craig Ritchie moved to waive the inspection for the 2022 renewal cycle (one-year) if the non-resident pharmacy provides a letter from their home-state stating that the home-state cannot timely complete an inspection. Teri Ferreira, second. Motion carries, 12:0.

Stakeholder comments:

Erika Anderson – Suggested the commission consider accepting an inspection report from a state board of pharmacy for those pharmacies that do not have USP <797> as a minimum requirement (particularly pertaining to compounding). This might help in this interim process.

4.6 Commission Leadership Elections

Vice Chair – Jerrie Allard was unanimously elected (12:0) to continue her work as vice chair as there were no further nominations (no motion needed).

MOTION: Jerrie Allard moved to nominate Teri Ferreira as chair beginning July 1, 2022. Judy Guenther, second. Motion carries, 12:0.

5. Summary of Meeting Action Items

- 1.2 Consent Agenda** – staff revise consent agenda to reflect items removed from the consent agenda
- 2.5 Regular Agenda Items pulled from Consent Agenda** – Staff will follow-up on contingent AUPs and technician approvals as directed. Work will continue with the pharmacy practice subcommittee to revise the sample AUP.
- 3.1 SSB 5229: Update on Health Equity CE Rulemaking** – Staff will follow-up with Ashley Bell with information requested.
- 4.1 NABP Annual meeting** – Teri Ferreira and Jerrie Allard will serve as voting delegates at the annual meeting with guidance from the commission.
- 4.2 NABP Committees and Task Forces** – staff will gather more information on the NABP’s law enforcement legislation task force and the advisory committee on examinations as well as time commitment for participation.
- 4.3 Power of Providers Advisory Group Nominations** – Staff will contact Patrick Gallaher regarding ability/willingness to serve on this committee. Staff will confirm Tim Lynch and Patrick Gallaher (if available) to serve on POP Advisory Group.
- 4.4 Euthanasia Training Program** – Staff will inform Shelter Medicine University (FL) that their program was approved.
- 4.5 Inspection Reports for 2022 Renewals for Nonresident Pharmacies** – Staff will notify and work with OCS on the commission’s that they will waive the inspection requirement for non-resident pharmacies for the 2022 renewal cycle (one-year) if the non-resident pharmacy provides a letter from their home-state stating that the home-state cannot timely complete an inspection.

Meeting adjourned: 12:47 p.m.