State of Idaho
Division of Occupational and Professional Licenses
Board of Pharmacy

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Minutes of 05/01/2024

Board Members Present:	Justin Messenger, PharmD, Chair Kevin Ellis, PharmD Kris Jonas, PharmD	**Division Staff:**	Nicki Chopski, PharmD, Executive Officer Russ Spencer, General Counsel Berk Fraser, RPh, Chief Investigator Susan Villanueva, Board Support Specialist Madyson Crea, Board Support Specialist
Board Members Absent:	Anna Hoenke, PharmD	**Others Present:**	Josh Scholer, DFM

The meeting was called to order at 11:00 AM by Justin Messenger, PharmD.

Zero-Based Regulation (ZBR): The Board reviewed the following draft changes:

300.03. Authorized Access to the Restricted Drug Storage Area: The Board agreed to incorporate the definition of restricted drug storage area into this rule.

301.04. Verification of Dispensing Accuracy: The Board agreed to reword this rule for clarity.

302. Drug Outlets That Dispense Drugs to Patients Without an Onsite Pharmacist or Prescriber:

04. Exemption for Self-Service Systems: The Board agreed to strike the self inspection requirement as it is no longer a requirement of remote sites.

05. Exemption for Veterinarians: The Board agreed to reword this rule for clarity.

303. Drugs Stored Outside of a Drug Outlet for Retrieval by a Licensed Health Professional: The Board agreed to strike "floor stock" as it is not needed in this rule.

04. Stocking and Replenishing: The Board agreed to reword this rule for clarity.

350.06. Prescribing Exemptions: The Board agreed to reword this rule for clarity and consistency with House Bill 527.

351.Collaborative Pharmacy Practice: The Board considered striking this rule as it is no longer necessary; however, they decided to maintain the language for future discussion.

400.03. Tampering: The Board agreed to streamline the language in this rule.

401. Prescription Drug Order: Minimum Requirements:

07. Institutional Drug Order Exemptions: The Board agreed to strike this rule as it is duplicative of federal law.

08. Exemptions for Non-Controlled Substances: The Board agreed to retitle this rule for clarity.

402. Filling Prescription Drug Orders: Practice Limitations:

01. Drug Product Selection: The Board agreed to add the FDA's Orange Book and Green Book to this rule for clarity.

03. Refill Authorization: The Board agreed to revise language to align with current practices.

04. & 05. New language: The Board accepted the addition of new language requested by a stakeholder regarding clinician-administered medications in order to allow for public comment on the draft changes.

406. Labeling standards: The Board discussed cleaning up language in this rule for clarity.

02. Parenteral Admixture: The Board approved incorporating the definition of parenteral admixture into this rule.

04. Repackaged Drug: The Board discussed the meaning of serial number and prescription number. Additionally, they requested staff conduct additional research and engage stakeholders.

05. Distributed Compounded Drug Product: The Board discussed this rule and decided to maintain the current language.

501. Reporting Requirements: The Board discussed reporting of criminal convictions and disciplinary decisions. They requested staff incorporate language to require more prompt reporting.

600. Controlled Substances: PDMP: The Board discussed changing the reporting requirement from the end of the next business day to the end of the same business day.

02. Use Outside Scope of Practice: The Board approved striking this rule as it is at variance with Idaho Code §§ 54-1727 & 37-2726(2)

700. Compounding Drug Preparations:

01. Application: The Board agreed to strike part a. Compound positron emission tomography drugs and b. Radiopharmaceutics as exemptions and allow for public comment. Additionally, the definition of flavoring agent was added to part d.

05. Drug Compounding Controls: The Board agreed to strike the majority of this rule and clarify the remaining introductory language while moving towards a standard of care regulatory model.

701. Sterile Preparation: This rule in part was reorganized and reworded for clarity.

02. Dosage Forms Requiring Sterility: The Board agreed to update the language in this rule to reflect the current terminology and standards of practice in the profession.

03. Compounder Responsibilities: The Board agreed to strike parts a, b, and c of this rule as it is unnecessary to list specific equipment needed for safe compounding when using a standard of care regulatory model.

04. Environmental Control: The Board agreed to strike parts a and b of this rule as it is unnecessary to list specific equipment needed for environmental control when using a standard of care regulatory model.

05. Sterile Preparation Equipment: The Board agreed to strike this rule and move to a standard of care regulatory model.

06. Documentation Requirements: The Board agreed to update the language in this rule to reflect current terminology used in the profession.

07. Policy and Procedures Manual: The Board agreed to strike this rule as it is unnecessary to mandate in rule.

702. Hazardous Drugs Preparation:

07. Compliance with Laws: The Board agreed to strike this rule as practitioners are already required to comply with the law.

09. Policy and Procedures Manual: The Board agreed to strike this rule as it is unnecessary to mandate in rule.

703. Outsourcing Facility:

01. Federal Act Compliance: The Board agreed to strike this rule as it is duplicative of federal law.

02. Adverse Event Reporting: The Board agreed to move this language to Rule 501. Reporting Requirements and to update the federal law citations.

703. New Radiopharmaceuticals: The Board discussed the need for a new rule relating to radiopharmaceuticals. The Board directed staff to conduct additional research and engage stakeholders.

010. Definitions and Abbreviations:

12. Flavoring Agent: The Board agreed to strike this definition and incorporate the language into Rule 700.01.a.

13. Floor Stock: The Board agreed to strike this definition as it is no longer used in rule.

011. Definitions and Abbreviations (O-Z): The Board agreed to strike this in the temporary rule as all definitions and abbreviations will be combined into one section for consistency.

200. Practice Standards: The Board agreed to incorporate this new language into rule after receiving public comment at the last meeting.

103.05 Investigations: The Board approved adding language to allow for continuing education audits during investigations.

104. Unprofessional Conduct: The Board discussed adding restrictions to Pharmacists' prescriptive authority for family members.

201. Licensure and Registration: General Requirements:

03. On Time Renewal Application: The Board agreed to strike this rule as it is superseded by House Bill 505.

00 Out-of-Practice: The Board agreed to move requirements from rule 214 to rule 201. Additionally, the Board requested staff revise this language for clarity.

07. Reinstatement of License or Registration: The Board agreed to reword this rule, striking language that is duplicative of Idaho Code §§ 54-1718(2) & 54-1718(7). Additionally moving requirements from rule 214 to rule 201.07.

202.01. Fee Determination and Collection: The Board agreed to strike this rule as it is duplicative of Idaho code Title 54 Chapter 18 and Title 67 Chapter 26.

202.02. Time and Method of Payment: The Board agreed to strike this rule as it is duplicative of Idaho code Title 54 Chapter 18 and Title 67 Chapter 26.

210.04. Exemption from Separate Controlled Substance Registration: The Board supported rewording this rule for clarity.

213. Pharmacist License: CPE Requirements: The Board supported the draft changes to this rule which will move CPE requirements to a standard of care regulatory model.

220.02. Certified Technician Registration: The Board decided to strike this rule as a result of public comment stating the Board does not need to differentiate between Technicians and Certified Technicians.

224.03. Idaho Practice Address: The Board supported adding this rule to clarify requirements.

230.05. Change of Ownership: The Board discussed the draft language and approved the change to this rule.

240.03. Wholesaler Registration: The Board agreed to update the statutory reference in this rule and spell out an abbreviation.

250. Manufacture Registration: The Board discussed the title of this rule and directed staff to revise the language for clarity.

Public Comment: Harmony Aker, PharmD, asked if the Board would consider CS endorsement.

Adjourn
There being no further business, the meeting was adjourned at 3:55 PM.

The next meeting is on 06/13/2024.