



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

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Board Meeting Minutes of 12/19/2024

Board Members Present: Kris Jonas, PharmD, Chair
Kevin Ellis, PharmD
Justin Messenger, PharmD
Anna Hoenke, PharmD
John Nielsen, Public Member

Division Staff: Nicki Chopski, PharmD, Executive Officer
Russ Spencer, General Counsel
Berk Fraser, RPh, Chief Investigator
Susan Villanueva, Board Support Specialist

Others Present: Eric Nelson, Prosecutorial Counsel

The meeting was called to order at 8:31 AM by Kris Jonas, PharmD.

Approval of Minutes

A motion was made and seconded to approve the 09/12/2024 minutes. The motion carried.

DIVISION BUSINESS

Financial Update: The Board reviewed the financial report for the first quarter of the fiscal year. The expectation is to review and implement fee reductions and demonstrate significant progress toward achieving the 125% goal established by the Idaho legislature.

Strategic Plan/ PMR Reports: Dr. Chopski reviewed the objectives and goals of the 2024 Strategic Plan for the Division of Occupational and Professional Licenses. The PMR report provided insights into licensing and disciplinary activities. It was noted that licensing numbers continue to increase despite the state's continuing pharmacist and technician shortages. The Board agreed that the plan met its needs and would not seek a supplemental plan.

Board Training – Respectful Workplace: The Board watched a video presentation from the Idaho Department of Human Resources.

BOARD BUSINESS

Fee Review: The Board reviewed the proposed fee table and the 5-year projections calculator and then discussed the long-term impact of fee changes and reductions. After discussion, the Board agreed that fee reduction changes should be concurrent with biennial renewals to lessen the impact and confusion for licensees. The Board evaluated the percentage of reduction they would consider. Fee reduction will be on the next agenda for further consideration and vote.

The Board also discussed its desire to use a portion of surplus funds to create scholarships for licensees and registrants in recovery programs. This will be a topic at a future meeting.

Naturopathic Healthcare Board (NHCB) Drug Supply Access Discussion: The Board reviewed the scope of practice for licensed naturopathic doctors according to Idaho Code 54-5906. The Board also reviewed the differences between naturopathic medical doctors, licensed through the Board of Medicine, and other categories of naturopathic practitioners, including licensed naturopathic doctors and registered naturopaths, both licensed by the Naturopathic Health Care Board and unlicensed naturopathic doctors. To become a licensed naturopathic doctor, the applicant must possess an underlying doctoral license in medicine, podiatry, dentistry, advanced registered nursing, or chiropractic medicine. The Board was instructed on the differences in authority relating to the various licensee's ability to obtain legend drugs from pharmacies. A motion was made and seconded to direct staff to send a notice to pharmacy licensees, including visual aids and instructions as discussed, to assist pharmacists regarding appropriate medication access by the different licensees.

Public Comment: Dr. Sokoloff commented on the pharmacology course requirements for licensed naturopathic doctors.

Carolyn Merritt commented that ISHP is considering legislation to add a technician to the Board of Pharmacy. The Board directed staff to monitor the upcoming session for non-agency legislation pertinent to the Board of Pharmacy.

Drug Shortage Discussion: The Board discussed the posted shortage notice, reviewed the FDA guidance document, and discussed their general support for communities assisting each other.

Prescription Drug Monitoring Program (PDMP) Update: Dr. Chopski presented new PDMP statistics to the Board. She stated the continued approach through both education and enforcement as mandatory checking numbers were trending downward over the summer. The Board discussed ideas for improving the numbers and requested that the new slides be updated on the website.

MOUD Grant Update: The Board received an update for the MOUD grant, which expires on June 30, 2025. There are 392 possible grant awards. Only eleven (11) applications have been submitted. Of those, eight (8) have been approved; one is waiting for additional documentation. One was not approved as it did not meet the criteria, and one did not have prescribing authority in their home state. Board staff is reaching out to a few employers to increase awareness of the opportunity.

Executive Agency Legislation (EALS): The proposed EALs for revision of the controlled substances scheduling have had the final edits made and will be presented to the Legislature this session.

Finding of Facts, Conclusion of Law, and Recommended Order: The Board reviewed the hearing officer's report. A motion was made and seconded to accept the Findings of Facts and Conclusion of Law in toto and proceed with discipline as discussed for case 24-025. The motion carried.

Conference Attendance Requests & Reports: The Board reviewed submitted travel reports and

supported attendance as discussed for upcoming conferences.

Public Comment: Dr. Jen Adams, ISU, announced and congratulated Dr. Chopski, the recipient of the APhA's 2025 Hubert H. Humphrey Award.

EXECUTIVE SESSION

A motion was made and seconded to enter Executive Session pursuant to Idaho Code § 74-206(1)(d) to consider records related to a licensee's ability to retain a license, which is exempt from public disclosure. The vote was: Dr. Ellis, aye; Dr. Messenger, aye; Dr. Jonas, aye; Dr. Hoenke, aye; and Mr. Nielsen, aye. The motion carried.

A motion was made and seconded to exit the Executive Session. The motion carried.

Discipline:

A motion was made and seconded to enter into an Agreement in Lieu of Discipline with the terms discussed in the executive session for case no. 1377805. The motion carried.

A motion was made and seconded to authorize the Board Prosecutor to file an administrative complaint should any negotiations expire or be rejected. The motion carried.

Adjourn

There being no further business, the meeting was adjourned at 1:39 PM.

The next meeting is on 03/20/2025.

DRAFT