

**BOARD OF PHARMACY
LAWS & RULES COMMITTEE**
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Thursday, January 17, 2013

Time: 8:00 a.m.

Place: Queen Lilioukalani Conference Room
King Kalakaua Building, First Floor
335 Merchant Street
Honolulu, Hawaii 96813

Members Present: Todd Inafuku, Pharmacist, Chair
Patrick Adams, Pharmacist, Member
Mark E. Brown, Pharmacist, Member

Staff Present: Lee Ann Teshima, Executive Officer ("EO")
Lisa Kalani, Secretary

Guests: Paul Smith, Walgreens
Al Carter, Walgreens
Christopher Ayson, UH Hilo College of Pharmacy
Raphael del Acostillo, HSFH

Call to Order: The Chair called the meeting to order at 8:07 a.m.

Chair's Report: **Approval of the Previous Minutes – November 15, 2012 meeting**

The Chair called for a motion to approve the minutes of the November 15, 2012 meeting.

Upon a motion by Mr. Adams, seconded by the Chair, it was voted on and unanimously carried to approve the minutes of the November 15, 2012 meeting.

Old Business: **Discussion/Review of "prescription" as used in HRS 461**

The Chair pointed out that there is a definition for a prescription within the confines of the existing statutory language and we are adding chart orders as a separate entity. For the purpose of consistency, where it talks about prescription specifically, "or chart order" should be added.

Mr. Adams asked if there is anywhere in the rules that chart order should not be added next to prescription. If a chart order is equal to a prescription, then why don't we say a prescription is a chart order.

The Chair stated, since a chart order is different from a prescription, it is something written in a persons chart, therefore the "or" should be added. We are also trying to align our rules with NED's rules that say a chart order is not a prescription.

Mr. Adams said the only reason we are trying to define chart order is because NED says something different about chart order. It's also because institutional facilities don't give an actual prescription written on a piece of paper, it's written in a patient's chart.

The Chair will ask the EO to add "or chart order" to the proposed rules everywhere it says "prescription" (not prescription drug) and then the committee can review the proposed rules again and get a feel for the context to see if it is accurate.

The Chair pointed out on page 6, where it says "prescription drug means any drug dispensed, distributed, or sold pursuant to a practitioners order". The Chair asked if "administered" should be added to that definition.

Although Mr. Adams agreed that "administered" should be added to the definition, he cautioned about making the definitions too specific and maybe should consider leaving it broad.

Diversion/Impaired Practitioner or Pharmacists Program (deferred from October 18, 2012 meeting)

The Chair stated this will give pharmacist the opportunity to self refer without repercussions and also for the Board to place someone in a program who is found to have a dependency on alcohol or drugs whether it be a new applicant or transfer from another state.

The Chair proposed that on the draft where it says "pharmacist" it be changed to read "registered pharmacist" to be consistent with 461.

Mr. Adams agreed with the Chair to change where it reads "pharmacist" to read "registered pharmacist".

Upon a motion by Mr. Adams, seconded by the Chair, it was voted on and unanimously carried to change the impaired pharmacist program draft where it says "pharmacist" to say "registered pharmacist" throughout and will take to the full Board for review.

Recommendations from the NABP Task Force on Control and Accountability of Prescription Medications

The NABP Task Force on Control and Accountability of Prescription Medications is encouraging boards of pharmacy to incorporate Model Act language pertaining to the reporting of separation of employment of any pharmacist, pharmacy intern, pharmacy technician, or certified pharmacy technician for any confirmed drug-related reason, including but not limited to, adulteration, abuse, theft, or diversion, and shall include in the notice the reason for the termination.

The task force also recommended that state boards of pharmacy require pharmacists-in-charge (PICs) to complete at least three hours of continuing education every renewal period detailing the additional legal duties and responsibilities of the PIC position. The task force noted that all PICs assume a legal responsibility to manage the pharmacy and practice in a safe and secure manner.

The Chair pointed out that although the Board defines pharmacy technicians, there is no license or certification for pharmacy technicians.

Mr. Adams suggested the Board look into licensing or registering pharmacy technicians.

The Chair believes you need statutory authority to impose a new license or registration onto DCCA/PVL. The division would also need the manpower to handle the new stream of applicants.

The EO confirmed the Board would need statutory authority to impose a new license or registration and recommended that perhaps the Board send out a survey to all the in-state pharmacies to see at least how many pharmacy technicians are actually working in this State and their education/training background and other employment questions.

Colorado State Board of Pharmacy Policy on Remote Order Entry/Review

The Colorado Pharmacy Board acknowledges the practice of entering and/or reviewing chart order information on behalf of a hospital prescription drug outlet or other outlet by a licensed pharmacist at a remote location. If remote order entry and/or review occurs at any location other than a Colorado registered prescription drug outlet, such entry and/or review shall only occur.

The Chair stated this is limited specifically to chart orders and to hospitals.

The EO suggested the Board consider putting their interpretation of remote order entry/review on the website to help ease some of the duplicate inquiries regarding this topic.

Mr. Adams agreed with the EO.

Next Meeting: Thursday, February 21, 2013
8:00 a.m.
King Kalakaua Conference Room
King Kalakaua Building, First Floor
335 Merchant Street
Honolulu, Hawaii 96813

Mr. Brown said he will not be in attendance at the next committee meeting.

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 9:00 a.m.

Taken and recorded by:

/s/ Lisa Kalani
Lisa Kalani, Secretary

Reviewed and approved by:

/s/ Lee Ann Teshima
Lee Ann Teshima, Executive Officer

1/18/13

[] Minutes approved as is.

[x] Minutes approved with changes; see minutes of _____.