

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

MINUTES OF MEETING

Date: Thursday, November 21, 2013

Time: Immediately following Board meeting

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

Members Present: Todd Inafuku, Pharmacist, Chair
Mary Jo Keefe, Pharmacist
Kerri Okamura, Pharmacist
Garrett Lau, Pharmacist

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

Guest: Paul Smith, Walgreens
Andre Reler, Walgreens
Tiffany Yajima, Ashford & Winston/Walgreens

Call to Order: The Chair called the meeting to order at 11:33 a.m.

Chair's Report: **Announcements and Introductions**

The Chair asked the audience to introduce themselves

Additions/Additional Distribution to Agenda

Upon a motion by Ms. Keefe, seconded by Ms. Okamura, it was voted on and unanimously carried to add the following to the agenda:

Additions

3. New Business
 - c. Relating to Pharmacists – Requires pharmacists to complete a training program approved by the board of pharmacy to dispense veterinary prescriptions.

Approval of the Previous Minutes – October 17, 2013 meeting

The Chair called for a motion for the minutes of the October 17, 2013 meeting.

Upon a motion by Ms. Okamura, seconded by Mr. Lau, it was voted on and unanimously carried to approve the minutes of the October 17, 2013 meeting as circulated.

New Business:

Dispensing of Veterinary Drugs

The Chair lead the discussion on the dispensing of veterinary drugs.

The Chair stated in reading the correspondence, a lot of the problems that occurred was due to the pharmacist changing the drug dosage without consulting with the veterinarian. The Chair found this action very troublesome that someone would make an adjustment without first call the veterinarian.

The EO asked if a substitution for generic drugs was made.

The Chair stated no, the adjustment was in the dosage amount. A substitution for generic drugs as stated in Chapter 328 applies only to humans and human medications. Therefore if you received a branded prescription for dog, you could not apply a generic substitution.

The EO stated there are sixteen statements provided by the Hawaii Board of Veterinary Examiners in regards to veterinary prescription for the Committee to consider and there are six questions. The questions with the Committee's responses are as follows:

1. If a pharmacy changes or alters the veterinary prescriptions, who is liable or responsible for any ill consequences to the veterinary patient that may result? ***A pharmacist is not allowed to change or alter a prescription without first consulting the prescriber.***
2. How does the Pharmacy Board feel about diversion of veterinary products and medications? ***The Board of Pharmacy's current laws and rules do not dictate where a pharmacy obtains prescription drugs from.***
3. If diversion occurs, how are quality control, safety and efficacy of products managed if manufacturers void their liability/product guarantees because their products are being sold by non-veterinary sources? ***See response #2.***
4. If diversion occurs, how are quality control, safety and efficacy of products managed if a manufacture recalls a product? ***See response #2.***
5. Will appropriate dispensing equipment be supplied with prescription? Will the pharmacist be responsible for providing the proper implement(s) for delivery of the medication? ***A pharmacist will use their professional judgment to assist patient in proper delivery of medications.***
6. Currently, what information is required by pharmacists in order to process

a prescription for a veterinary patient (e.g. breed, drug name, dosage, client information, etc)? *Refer to §16-95-82.*

Regarding the sixteen statements provided by the Hawaii Board of Veterinary Examiners, it was the consensus of the Committee to recommend that the information be placed on the Board of Pharmacy's webpage as a guidance document provided by the Hawaii Board of Veterinary Examiners.

Defining "Otherwise Qualified Pharmacy" for Act 226, SLH 2013 Per Request from the Insurance Commissioner

The Chair lead the discussion on a request from the Insurance Commissioner to define "otherwise qualified pharmacy."

The EO clarified the request is based on the Pharmacy Benefit Managers bill and the Insurance Commissioner has to come up with a definition to otherwise qualified pharmacy. The EO stated she does not think it is up to the Board to determine what an otherwise qualified pharmacy is for the purpose of this bill.

Mr. Lau stated to provide them the definition of pharmacy as stated in Chapter 461.

Relating to Pharmacists – Requires pharmacists to complete a training program approved by the board of pharmacy to dispense veterinary prescriptions.

The Chair lead the discussion on proposed legislation Relating to Pharmacists that would require pharmacist to complete a training program approved by the Board of Pharmacy to dispense veterinary prescriptions.

The Chair stated he has concerns with the language of the bill. Veterinary prescriptions are not defined. Also, currently the Board is not qualified to develop a training program for pharmacist to dispense veterinary medications.

The EO asked the Committee if this bill is necessary.

Ms. Okamura stated the bill is unnecessary because most veterinary medications are dispensed by veterinarians. What they are not dispensing and having a pharmacy dispense are medications that they don't have.

The Chair stated it would severely limit the availability of medications to animals.

Old Business: **Review and Discussion of the Goals for the Laws and Rules Committee**

The Chair stated one of the things that he would like the Committee to do is review rules and regulations regarding immunizations. A lot of questions come up that the Board is not able to answer because there are not any rules and regulations in place.

Next Meeting: December 19, 2013
Immediately following Board meeting
King Kalakaua Conference Room
King Kalakaua Building, First Floor
335 Merchant Street
Honolulu, Hawaii 96813

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 12:40 p.m.

Taken and recorded by:

Reviewed and approved by:

/s/ Lisa Kalani
Lisa Kalani, Secretary

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

12/5/13

[X] Minutes approved as is.

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