

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

MINUTES OF MEETING

Date: Thursday, May 16, 2019

Time: 9:00 a.m.

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

Members Present: Kenneth VandenBussche, RPh, BCACP, Pharmacist – Chair Pro Tem
Julie Takishima-Lacasa, PhD, Public Member – Vice Chair
Alanna Isobe, Pharmacist
Mary Jo Keefe, RPh, Pharmacist
Carolyn Ma, Pharmacist
Sheri Tokumaru, Pharmacist
Ronald Weinberg, Public Member

Staff Present: Lee Ann Teshima, Executive Officer ("EO")
Shari Wong, Deputy Attorney General ("DAG")
Nohelani Jackson, Secretary

Guests: Dean Yamamoto, Narcotics Enforcement Division
Kelsey Trujillo, DKICOP Student
Kellie Noguchi, Kaiser Permanente
Paul Smith, Walgreens
Jake Lang, Walgreens
Catalina Cross, Times Pharmacy
Jaime Kon, Longs Drugs
Sean Chu, Walmart
Tiffany Yajima, SanHi/Walgreens
George Hetherington, Torkindson Katz

Call to Order: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").

There being a quorum, the Chair Pro Tem called the meeting to order at 9:01 a.m.

Chair Pro Tem's Report **Announcements and Introductions**

The Chair Pro Tem introduced new Board member Sheri Tokumaru and asked the audience to introduce themselves.

Approval of the Previous Minutes –April 18, 2019 Meeting

The Chair Pro Tem called for a motion for the minutes of the April 18, 2019 meeting.

There being no discussion, upon a motion by Ms. Isobe, seconded by Dr. Ma, it was voted on and unanimously carried to approve the minutes for the April 18, 2019 meeting as circulated.

Correction to the Minutes – January 17, 2019 Meeting

The Chair Pro Tem stated that the minutes of the January 17, 2019 meeting has to be amended, specifically, the citations for the denial for pharmacist applicant Michael R. Petrilli. The citations of the sections in the minutes does not reflect the citations that were cited by the Board.

The Chair Pro Tem called for a motion to amend the minutes of the January 17, 2019 minutes.

Upon a motion by the Vice Chair, seconded by Ms. Isobe, it was voted on and unanimously carried to amend the minutes of the January 17, 2019 meeting as follows:

“Upon a motion by Mr. VandenBussche, seconded by Mr. Weinberg, it was voted on and unanimously carried to deny the following applications:

Michael R. Petrilli (Pursuant to HRS §§ 461-21(a)(2) & (5), 16-95-110(11) & (12) and 436B-19(7), (9) & (13)”

Executive Officer's Report:

Conferences/Seminars/Meetings

No report.

2019 Legislation

The EO provided information on the following bills:

Opioid Antagonist

SB 535, SD1, HD1, CD1, Relating to Pharmacists Prescribing and Dispensing of Opioid Antagonist – This bill passed out of conference committee with a CD1, amending the effective date to “upon approval” and was enrolled to the Governor on 5/6/2019.

Vaccinations

SB 203, HD2, Relating to Vaccinations – This bill clarifies that pharmacists may perform certain vaccinations or immunizations and are required to maintain immunization records was enrolled to the Governor on 4/18/2019

Return for Disposal

HB 1272 HD1, SD1, Relating to Prescription Drugs – This bill was transmitted to the Governor on 4/26/2019.

Pilot Projects

SB 540, SD1, HD1, CD1, Relating to the Board of Pharmacy – This bill was enrolled to the Governor on 5/6/2019.

Reimbursement (Insurance)

SB 25, SD2, HD1 Relating to Insurance – This bill was enrolled to the Governor on 5/6/2019.

Other Board/Pharmacy/Pharmacist Related Bills

SB 1401, SD2, HD1 Relating to PBMs - This bill that provides that a pharmacy benefit manager may not prohibit the sharing of an insured individual's cost share for a prescription drug and clinical efficacy of a more affordable alternative drug and prevents penalization of a pharmacy or pharmacist for sharing such information did not pass out of conference committee hearings.

Amendments to Title 16, Chapter 95

Return for Disposal, HAR §16-95-87 – Status

The EO stated that this is on hold until the “fate” of SB 540 Relating to the Board of Pharmacy is known.

Revisions to Pharmacist’s Corresponding Responsibility Guidance Statement – Status

The EO reported that the “new” laws pertaining to opioids should be included in this guidance statement so this project is on hold until HB 1272, SB 535 and other bills amending HRS Chapter 329 are enacted.

Working Conditions Survey – Status Report

The EO reported that she will start working on this for the upcoming renewal to see if a link to the survey can be added to the online renewal and/or the Board’s web page.

State Board of Pharmacy ACPE CE Activity – Status

The EO reported that there is no change in the status.

Pharmacy FAQs – Draft

The EO reported that she started on the FAQs and will be working with Ms. Isobe and should have a “draft” for the Board’s consideration at the June meeting.

Oregon State University – Comprehensive Contraceptive Education and Certification Course for Hawaii Pharmacists

The EO reported that she received information from Oregon State University's online pharmacist CE courses in "Patient Safety and Medication Error Reduction", "Management and Human Resource Skills" and "Stress Management for Pharmacists" in addition to their "Comprehensive Contraceptive Education and Certification" course for Hawaii pharmacists.

"Our Care Our Choice Act – Medication Management" - Paper by Michelle Andrian

The EO explained that she had an intern who completed 3 research papers of which one of them is on the "Our Care Our Choice Act" that raises concerns on the unsupervised lethal doses of medications that are not ingested particularly in senior living communities.

Correspondence:

NABP – State News Roundup

The Chair asked Ms. Keefe to lead the discussion on this agenda item. Ms. Keefe noted the following articles in the 4/25/19 issue:

AZ – Arizona Governor Doug Ducey signed HB 2075 into law, which covers e-prescribing, exceptions, and deadlines. It is an emergency measure made retroactive to December 31, 2018. HB 2075 delays e-prescribing requirements for all counties until January 1, 2020. Additionally, the bill reinstates a board-certified physician assistant's ability to issue a 30-day prescription for Schedule II, III, IV, and V controlled substances (CS) that are opioids and benzodiazepines.

AZ – The continuing education (CE) requirement for immunizing pharmacists has changed from five CE hours in five years to two CE hours every two years. The Arizona State Board of Pharmacy has also updated the CE requirement language and implemented the immunizing designation on pharmacist licenses. A separate immunizing certificate is no longer needed. If you are a new immunizer, you will still need to [submit an application](#) to receive certification to perform immunizations.

The Board notes that aligning the immunization certificate and CE requirement to the pharmacist license will alleviate the stress of tracking one more thing and further streamlines the process. The implementation of this new procedure and requirement is now in effect.

NH - The New Hampshire Department of Health and Human Services' Division of Public Health Services, in collaboration with the New Hampshire Board of Pharmacy, the New Hampshire Pharmacists Association, and the New Hampshire Society of Health-System Pharmacists, is conducting a statewide survey of pharmacists licensed in New Hampshire.

The purpose of the survey is to understand current practices, barriers, and needs of New Hampshire pharmacists related to medication therapy management (MTM), collaborative practice agreements (CPAs), and diabetes self-management education and support (DSMES) to help improve patient outcomes for those with or at risk for diabetes and

heart disease.

The information collected through this survey is anonymous and will be analyzed in aggregate to inform efforts to enhance and increase awareness of MTM, CPAs, and DSMES services, and to meet the training needs of pharmacists in New Hampshire. Additionally, funds will be used for project implementation, which is intended to increase the number of pharmacists who provide MTM services to patients with diabetes, hypertension, and high cholesterol; and increase pharmacy-based DSMES services recognized by the American Diabetes Association or accredited by the American Association of Diabetes Educators.

The Board notes that increasing involvement of pharmacists in MTM and DSMES could lead to increased medication adherence and patient engagement in self-management, thereby improving health outcomes.

NV - Registered pharmacists in Nevada are now allowed to manipulate a patient to collect a specimen for laboratory testing. A registered pharmacist may use a fingerstick or an oral or nasal swab to perform Clinical Laboratory Improvement Amendments-waived tests. For example, a registered pharmacist can now perform tests for blood glucose levels, the international normalized ratio, influenza, and strep throat. However, registered pharmacists are still not allowed to collect urine or stool specimens.

SD - House Bill (HB) 1137 unanimously passed through both chambers of the South Dakota Legislature and was signed into law on March 7, 2019, by Governor Kristi Noem. This legislation addresses some of the most pressing issues facing South Dakota pharmacists, pharmacies, and patients. The bill's three major components are preventing pharmacy benefit manager (PBM) clawbacks, preventing retroactive direct and indirect remuneration (DIR) fees, and establishing 340B Drug Discount Program protections. These components garnered strong support from the Pharmaceutical Research and Manufacturers of America, pharmacists, health systems, and retailers across South Dakota.

Eric Grocott, PharmD, the immediate past president of the South Dakota Pharmacists Association, shared numerous examples from South Dakota pharmacies to show the real and often debilitating monetary impact of clawbacks and DIR fees on pharmacies, and ultimately, patients. Melissa Goff, PharmD, assistant vice president of pharmacy – retail and innovation at Avera Health, addressed the importance of the included provisions protecting the 340B programs. State Senator Wayne Steinhauer, co-chair of the Senate Health and Human Services Committee, applauded the legislation as effective and “elegantly simple.”

Colorado E-prescribing Law to Help Prevent Opioid Abuse

The Chair Pro Tem asked the Vice Chair to lead the discussion on the following agenda item.

The Vice Chair noted that the National Association of Chain Drug Stores (NACDS) praised Colorado's enactment of an electronic prescribing bill (SB19-079) that would require prescriptions for controlled substance prescriptions for Schedules II-IV to be submitted electronically, which will help in the fight against opioid abuse. Colorado Gov. Jared Polis (D) today signed the bill into law, which will become effective January 1, 2021.

Executive Session:

At 9:18 a.m., upon a motion by Mr. Weinberg, seconded by Ms. Isobe, it was voted on and unanimously carried to move into executive session pursuant to §92-4 and §92-5(a)(1) and (4), HRS, "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and "To consult with the Board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities".

At 10:19 a.m., upon a motion by Mr. Weinberg, seconded by Ms. Isobe, it was voted on and unanimously carried to move out of executive session.

Applications:

Ratification Lists

Upon a motion by Ms. Keefe, seconded by Dr. Ma, it was voted on and unanimously carried to approve the ratification list.

Applications

Miscellaneous Permit(s)

Upon a motion by the Vice Chair, seconded by Ms. Isobe, it was voted on and unanimously carried to approve the request for reconsideration of the Board's previous decision for the following application:

Absolute Veterinary Compounding Pharmacy, LLC, dba NexGen Compounding Pharmacy

Upon a motion by the Vice Chair, seconded by Ms. Isobe, it was voted on and unanimously carried that based on the severity of NexGen's exercising poor judgement and illegal actions of dispensing compounded medications without a valid license or permit which was the basis for the 2018 Louisiana Board of Pharmacy disciplinary action, the Board reaffirms its previous decision to deny the following application:

Absolute Veterinary Compounding Pharmacy, LLC, dba NexGen Compounding Pharmacy

Mr. Hetherington asked if the Board's denial was based on the Louisiana disciplinary action that was against the pharmacy and not the pharmacists. The Vice Chair said yes.

Upon a motion by Ms. Isobe, seconded by the Vice Chair, it was voted on and unanimously carried to deny the following application based on the numerous inspection deficiencies that was the basis for disciplinary actions taken by the Virginia Board of Pharmacy in 2018, 2017 and 2013 and pursuant to HRS §§ 461-21(a)(2), (3) and (5) and 436B-19(7), (8), (12) and (13):

Suthars Inc., dba Kare Pharmacy

Next Meeting: Thursday, June 20, 2019
9:00 a.m.
Queen Liliuokalani Conference Room, First Floor
335 Merchant Street
Honolulu, Hawaii 96813

The Chair asked the members if everyone would be in attendance. It was affirmed.

The EO stated that she may have a Pharmacy Working Group meeting immediately following the Board meeting.

Adjournment: With no further business to discuss, the Chair Pro Tem adjourned the meeting at 10:26 a.m.

Taken and recorded by:

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

5/16/19

Minutes approved as is.

Minutes approved with changes; see minutes of _____

Board of Pharmacy Ratification List for May 16, 2019

Pharmacist (PH)

PH	4409	STEPHANIE M WANG
PH	4410	VARSHA GAITONDE
PH	4411	CONRAD O T PANG
PH	4412	BRIANA M ANTON
PH	4413	QUAN THE TRUONG
PH	4414	SABEEN HASNI
PH	4415	WALTER I PHELPS
PH	4416	ELIZABETH EMMA C ITIBUS
PH	4417	SHOGO J MIYAGI
PH	4418	CHRISTIE H L NEMOTO
PH	4419	CIARA BUTTS

Miscellaneous Permit (PMP)

PMP	1587	2512 25TH AVE STE 3	GULFPORT	MS	39501	RAS ENTERPRISES LLC
PMP	1588	2701 HIGHPOINT OAKS DR #100	LEWISVILLE	TX	75067	DDCRX LLC
PMP	1589	1015 LOCUST ST STE 420	ST LOUIS	MO	63101	LEMONAID PHARMACY, LLC
PMP	1590	13035 OLIVE BLVD STE 210	CREVE COEUR	MO	63141	GOLIVEWELL PHARMACY LLC
PMP	1591	7909 S HARDY DR	TEMPE	AZ	85284	ESI MAIL PHARMACY SERVICES, INC
PMP	1592	2555 W FAIRVIEW ST	CHANDLER	AZ	85224	BRIOVARX INFUSION SERVICES 308, LLC
PMP	1593	1120 KENSINGTON AVE STE E	MISSOULA	MT	59801	OSRX, INC
PMP	1594	9850 KENT ST	ELK GROVE	CA	95624	NUTRISHARE, INC
PMP	1595	901 BOREN AVE SUITE 100	SEATTLE	WA	98104	MPS SPECIALTY SERVICES, LLC

PMP	1596	201 W GUADALUPE RD STE 202	GILBERT	AZ	85233	APOSTROPHE PHARMACY LLC
PMP	1597	7125 W FUQUA	MISSOURI CITY	TX	77489	ELITE PHARMACY SERVICES LLC
PMP	1598	958 41ST ST	MIAMI BEACH	FL	33140	MILTON MEDICAL & DRUG CO
PMP	1599	28000 SPANISH WELLS BLVD	BONITA SPRINGS	FL	34135	BENECARD CENTRAL FILL OF FL, LLC
PMP	1600	1120 STEVENSON MILL RD	CORAOPOLIS	PA	15275	PANTHERX SPECIALTY LLC
PMP	1601	3545 CHAIN BRIDGE RD	FAIRFAX	VA	22030	BEAUTY EMPOWER RX LLC

PHARMACY (PHY)

PHY	927	677 ALA MOANA BLVD	HONOLULU	HI	96813	ACCREDITO HEALTH GROUP, INC
PHY	928	91-2139 FORT WEAVER RD	EWA BEACH	HI	96706	QUEEN'S DEVELOPMENT CORP