CONVENE

Chair, Tim Lynch called the meeting to order December 15, 2017 at 9:06 am.

Commission Members:
Elizabeth Jensen, PharmD
Tim Lynch, PharmD, Chair
Cheryl Adams, PharmD, Vice-Chair
Teri Ferreira, RPh
Judy Guenther, Public Member
Jerrie Allard, Public Member
Michael Sieg, PharmD
Uyen Thorstensen, Pharmacy Technician
Kenneth Kenyon, PharmD, BCPS
Sepi Soleimanpour, RPh, MBA-HA
Arun Sambataro, Public Member
Steve Anderson, RPh

Absent Commission Member:
Olgy Diaz, Public Member
Kat Wolf-Khachatourian, PharmD
Matthew Ronayne, RPh

Staff:
Eric Sonju – AAG
Chris Gerard - AAG
Martin Pittioni, Office Director
OHP

Steven Saxe, Executive Director
Angelica Pauley, Pharmacist
Lisa Roberts, Pharmacist Consultant
Irina Tiginyanu, Pharmacy
Technician Analyst Doreen Beebe,
Program Manager
Tracy West, Rules Coordinator
Gordon MacDonald, Supervising
Pharmacist Investigator
Marlee O’Neill, Deputy Director
OLSA

Absent Staff:
Leann George, Secretary Senior

Guest/Presenters:
Gary Garretty, Operations Manager
of DOH PMP
Curtis Elko, PharmD, WA Poison
Center
Call to Order
1.1 Approval of Business Meeting Agenda
1.2 Approval of October 26, 2017 Meeting Minutes
1.3 Approval of October 27, 2017 Meeting Minutes

MOTION: Cheryl Adams moved to approve the December 15, 2017, meeting agenda. Ken Kenyon seconded. MOTION CARRIED: 12-0.

MOTION: Ken Kenyon moved to approve the October 26, 2017, meeting minutes. Teri Ferreira seconded. MOTION CARRIED: 12-0.

MOTION: Cheryl Adams moved to approve the October 27, 2017, meeting minutes with amendments. Steve Anderson seconded. MOTION CARRIED: 12-0.

Consent Agenda
2.1 NPLEx Monthly Report Acceptance – Sept 2017
2. Pharmacies and Other Firm Application Approval
   • New and Closed Pharmaceutical Firms Report
     October 12 thru November 29, 2017
2.3 Ancillary Utilization Plan Approval/Technician Specialized Functions
   a. Brewster Pharmacy
   b. Cost Less Pharmacy and Wellness
   c. Lakeside Pharmacy
   d. Riverpoint Pharmacy
2.4 Electronic Prescription Transmission Systems
   a. Matrixcare – Matrixcare LPC
   b. McKesson – Condor Rx90
   c. McKesson – EnterpriseRx
   d. McKesson = PharmacyRx
   e. McKesson - Pharmaserv
   f. Modernizing Medicine, Inc. - EMA
   g. Net Health Systems Inc.- WoundExpert
   h. NextGen Management LLC - DxScript

MOTION: Cheryl Adams moved that the Commission approve the all consent agenda items except 2.4 (c). Sepi Soleimanpour seconded. MOTION CARRIED: 12-0.

MOTION: Cheryl Adams moved that the Commission approve the consent agenda item 2.4 (c). Sepi Soleimanpour seconded. Elizabeth Jensen recused. MOTION CARRIED: 12-0.

Old Business

Action Item Updates
Executive Director, Steve Saxe provided the Commission updates on items ongoing topics and revisited issues from previous meetings
Completed
✓ **Partial Fill of Schedule II drugs** – added the guidance document approved in October to the website.

✓ **Clinic Administered Medications** – added the guidance document approved in October to the website.

✓ **Pharmacy Firm Enforcement Process Communications** – We are finalizing the documents approved at the October meeting and these are posted under Pharmacies or Other Pharmaceutical Firms on the website.

✓ **Hospital Pharmacy Association Clinics (HPACs)** – added the guidance document approved in October to the website with the FAQ’s.

✓ **QR / Bar Code** – Steve Anderson reported that the company will put the barcodes back onto their bottles.

**In-Process**

- **Compounding and hazardous medication preparation** – After being reviewed by the Commission in October it’s being reviewed by DOH, other professions and the Department of Labor and Industries. We will notify you of any comments prior to finalization.

- **Guidelines / Pharmacy Practice Document** – The first meeting of the subcommittee of Teri Ferreir, Kat Khachatourian, Michael Sieg and Sepi Soleimamour met to discuss meeting logistics. The subcommittee recommends the commission appoint Sepi Soleimamour as chair and Michael Sieg as Vice Chair of the subcommittee. The next step is to review/develop technology and service guidance for the Commission to consider.

**MOTION:** Jerri Allard moved that the Commission recommend per the request of the Pharmacy Practice sub-committee that Sepi Soleimamour serve as the sub-committee Chair and Michael Sieg serve as the sub-committee Vice-Chair. Ken Kenyon seconded.

**MOTION CARRIED: 12-0.**

**Centers for Medicare & Medicaid Services (CMS) Update**

Executive Director, Steve Saxe led the discussion with the Commission and Office Director of OII Marc Defreyn. At the October meeting the Commission requested that a document be drafted that will educate, clarify and provide transparency to the stakeholders on the process and workflow of reporting to CMS. They would like this document to be posted to the Pharmacy Commission website.

The Commission shared many concerns regarding this practice. Mark Defreyn answered what he could and offered to look into the Commissions inquiries further. The Commission would like to see a protocol around this practice that allows them to be notified when there is a report sent to CMS.

**Election of Officers**

The Commission’s ByLaws requires annually election of Commission leadership (Chair and Vice-Chair) with no term limits. The elections are held on the last business meeting of the calendar year. It was suggested that elections be held mid-year to allow new appointees to participate in the process.
MOTION: Cheryl Adams moved that the Commission make a change in the ByLaws and hold off on leadership elections until mid-year to allow new appointees the opportunity to participate in the process. Steve Anderson seconded. MOTION CARRIED: 12-0.

Collaborative Drug Therapy Agreement (CDTA)
Pharmacist Consultant, Lisa Roberts led the discussion around the confusion regarding CDTA’s requesting guidance from the Commission.

Background:
Several different inquiries have been brought forward to Commission staff by licensees regarding various nuances with Collaborative Drug Therapy Agreements (CDTAs). Confusion has surfaced among licensees over CDTA Refill Authorizations, pharmacists with CDTAs calling in prescriptions as agents of the prescriber, and faxing prescriptions with a pharmacist signing the prescriber’s name along with the pharmacist’s name while under a CDTA. Pharmacies are questioning who to fill the prescription under when the pharmacist is the originator of the refill authorization/renewal or new prescription. Signatures are being done both ways currently with no consistency either way. Many pharmacists working under a CDTA are reluctant to or are not signing his or her name on the prescriptions.

Which practitioner assumes responsibility and signs the prescription?
1. The practitioner authorized to prescribe drugs who gives his or her prescriptive authority to the pharmacist; or
2. The pharmacist who is using his or her given prescriptive authority?

Confusion among pharmacists on which prescriber to fill the prescriptions under impacts patient care by delaying the prescription filling along with several other questions/concerns, including billing that leads to further confusion.

The Commission will speak with MQAC to send jointly or independently regarding the issues around CDTAs

MOTION: Ken Kenyon moved that Commission delegate staff to craft a letter to the Office of Insurance Commission stating their opinions and concerns regarding CDTA’s and the pharmacists as providers as it relates to reimbursement to include talking points to assist regulated community. The draft will be sent to the Commission for review before it goes out. Steve Anderson seconded. MOTION CARRIED: 12-0.

Correspondence
The Commission reviewed/discussed correspondence received or distributed on its behalf.

a. NABP MEMO - USP 800 delay
b. Office Use Compounding
c. Joint Accreditation – Interprofessional Continuing Education (IPCE)
Requests and Presentations

**Prescription Monitoring Program (PMP) Update** – Presentation
Pharmacist Consultant, Angelica Pauley led the presentation by requesting the Commission approve a protocol on how to use PMP and how to reject a prescription. The Commission discussed this request and felt that it’s up to the pharmacist to use their professional judgement.

Operations Manager, Gary Garrety from the Prescription Monitoring Program (PMP). The Commission was given a power point presentation providing up-to-date information and data on current status of the PMP system, use of the system by Washington’s health care providers and reporting compliance.

PMP is asking the Commission to partner in helping to encourage the use of the PMP, as well as educate pharmacist on the value of the PMP along with information around the availability of PMP. The Commission agreed on allowing the PowerPoint presentation created by PMP to be posted on the PQAC website and that PQAC staff and PMP can craft a message to be sent out via newsletter.

In addition, the Commission was asked to give authorization to add gabapentin-as a drug of concern-added to Chapter 246-470 WAC, and monitored by the PMP. Mr. Garrety introduced Curtis Elko, from the Washington Poison Center to provide data on gabapentin overdose and misuse.

**MOTION:** Elizabeth Jensen moved that the Commission engage with the prescribing Commissions/Boards; Medical, Nursing, Dental, Podiatry and Osteopathic and get their input on this request. PMP program will work on coordinating this meeting and the stakeholder meetings necessary. Judy Guenther seconded. **MOTION CARRIED: 12-0.**

The commission adjourned for Closed Session at 12:00 p.m.

The commission reconvened from Closed Session at 1:00 p.m.

*Steve Anderson early dismissal
*Judy Guenther early dismissal

Old Business Cont’d
Program, and Department Updates

Budget
Director of Finance and Operations, Steven Hodgson led the discussion with the Commission Member regarding PQAC’s budget. Together they went through the expense report asking questions and sharing concerns. Mr. Hodgson was tasked with getting more information along with putting together a more detailed report to provide the Commission with more clarity and understanding before they make any decisions.

Collaborative Drug Therapy Agreement (CDTA) cont’d
The Commission came back to this finish the discussion and help to provide Pharmacist Consultant, Lisa Roberts more guidance around the question; Is a CDTA required for in-patient protocols? Lisa shared background on a Pharmacist Letter article authored by T. Fuller regarding therapeutic interchange and protocols authorized by P&T Committee as defined in hospital rules. AAG, Chris Gerard is tasked with putting together more information for discuss at the February or future meeting.

Operating Agreement
The Chair and Vice-Chair have been working with AAG, Kristin Mitchell for the past several weeks to include key language around third-party reporting of inspection information, budget, and ensuring flexibility in the language of the MOU so it is adaptable to future changes and structure on how we staff and support the work of the Commission. After two years of work our goal is to get it done right the first time. We plan to bring it back for review at the February meeting.

*Elizabeth Jensen early dismissal*

Action Plan
Executive Director, Steve Saxe handed out a spread sheet that provided the Commission with more details and updates on the status and completion of action plan deliverables. The Action Plan was started before we put together the Rules Re-Write Project. Since the Action Plan began before the Rule Re-write project, Tracy has propose changes to the tracking process for rule related deliverable.

Rule Updates and Sub-Committees Reports

Sub-Committee Reports
a. HB 1427 Opioid Prescribers and Monitoring Project Sub-Committee.

Commissioner, Michael Sieg provided an update that the overall process has been going well. A very good experience to have PQAC represented. Commissioner, Elizabeth Jensen provided great insights to the group. Steve Saxe shared that DOH staff has commented that they appreciate having PQAC represented and their knowledge to support HB 1427.

b. Inspection Sub-Committee
c. Technology Sub-Committee

Commissioner, Sepi Soleimanpour provided an update on a recent meeting of the Technology Sub-Committee and another meeting coming soon to prepare the framework for moving forward and will bring more detailed information to the February meeting.

d. Ancillary Staff Utilization Committee

Commissioner, Uyen Thorstensen is working on drafting a list requirements showing what information the Commission must receive for AUPs and specialized function approvals. The information will be discussed with the committee members and shared with the Commission. The goal is to streamline the application process for applicants, staff, and commissioners.

e. Other

Ken Kenyon offered up the assistance from the Sterile Compounding Committee to get together and finalize check lists.

Commission Reports:

Ken Kenyon reported:

- Ken Kenyon shared that he attended the WSPA Meeting in November Michael Sieg was recognized as the distinguished young pharmacist of the year.

Sterile Compounding Analysis

AAG, Chris Gerard provided his analysis per the request of the Commission. He was asked to look at WAC 246-871-0302 (c) and WAC 246-871-080 (1) and provide an analysis on whether or not they present a conflict with RCW 18.64.272. Mr. Gerard handed out a copy of his analysis to the Commission and discussed the difference but there are no conflicts. Although, the Commission has options on handling the differences.

MOTION: Tim Lynch moved that the Commission have AAG, Chris Gerard do an analysis of Chapters 246-871, 246-878 and 246-903WACs with respect to what is included in them and are they aligned with 797. To bring back a policy statement for Commission review and approval stating that the intention of the Commission is to repeal these WAC Chapters due to 797 and 800 and based upon that the Commission will engage in the act of the repeal process with Tracy. Ken Kenyon second. **MOTION CARRIED: 9-0.**

Staff Updates

The Commission was given staff reports with the Commission Materials.

Executive Director Steve Saxe shared that after meeting with the policy folks regarding 2018 legislative requests. Due to the fact this is a short session and there are a lot of big issues that aren’t related to PQAC we may need to pull one of the requests. The recommendation is to pull the request to use the tools of the Uniform Disciplinary Act for
facility firm enforcement action. This will have a better chance going through in 2019 for several reasons.

MOTION: Cheryl Adams moved that the Commission pull the legislative request for Uniform Disciplinary Act for facility firm enforcement action for 2018 and keep working on it until 2019. Sepi Soleimanpour seconded. MOTION CARRIED. 9-0.

Entity Enforcement
Eric Sonju asked the Commission how they would like to conduct hearings for entities under the Administrative Procedures Act. He provided them with options that included using anywhere from the entire Commission to one member and or using an Administrative Health Law Judge.

MOTION: Ken Kenyon moved that the Commission utilize its members with the assistance of an AAG for entity enforcement hearings. Cheryl Adams seconded. MOTION CARRIED: 9-0.

Commission Member Open Discussion
Cheryl Adams asked her fellow Commissioners if they would like a routine report that lets us know deadlines for when they need to present the case back to the panel. Sometimes cases are put on an agenda without the Reviewing Commission Member receiving prior notice. The Commission members would like to be prompted or sent a courtesy reminder that a case is due and when.

Ken Kenyon shared his thoughts on the budget and potential ways to cut expenses along with an idea on how we can build in more efficiencies related to enforcement and investigations.

Open Forum
Craig Pederson from Virginia Mason, he wanted to alert the Commission regarding suicide prevention training he is hearing that a lot of licensees are not aware of the requirement of this training for licensure renewal. He knows there has been a lot of communication to the licensees regarding this. Program Manager, Doreen Beebe acknowledged this and said there notices have been added to the renewal forms.

Study Plan Proposal
Panel B that included, Ken Kenyon, Tim Lynch and Arun Sambataro were asked to review and consider a study plan proposed by Brittany Morgan, PharmD requesting authorization to retake the Multistate Pharmacy Jurisprudence Examination (MPJE).

MOTION: Ken Kenyon moved to accept the study plan that was described. Arun Sambataro seconded. MOTION CARRIED: 3-0.

Study Plan Proposal
Panel B that included Ken Kenyon, Tim Lynch and Arun Sambataro were asked to review and consider a study plan proposed by Minju Lee, PharmD requesting authorization to retake the Multistate Pharmacy Jurisprudence Examination (MPJE).

**MOTION:** Ken Kenyon moved to accept the study plan that was described. Arun Sambataro seconded. **MOTION CARRIED: 3-0.**

**Study Plan Proposal**
Panel B that included Ken Kenyon, Tim Lynch and Arun Sambataro were asked to review and consider a study plan proposed by John Myung, PharmD requesting authorization to retake the Multistate Pharmacy Jurisprudence Examination (MPJE).

**MOTION:** Ken Kenyon moved to accept the study plan that was described. Arun Sambataro seconded. **MOTION CARRIED: 3-0.**

**Request for List and Labels**
Panel B that included Ken Kenyon, Tim Lynch and Arun Sambataro were asked to review and consider for approval as an educational organization the Institute for Brain Potential and authorization to receive contact information for pharmacy technicians. Lists and Labels

**MOTION:** Ken Kenyon moved to approve Institute for Brain Potential as an educational organization and authorize them to receive contact information for pharmacy technicians. Arun Sambataro seconded. **MOTION CARRIED: 3-0.**

There being no further business, the board adjourned at 2:53 p.m.

Respectfully Submitted by:

Leann George, Program Support

Approved February 2, 2018

Tim Lynch, Chair

Washington State Pharmacy Quality Assurance Commission