Commission SBAR Communication

Agenda Item/Title: Lists and Label Request

Date SBAR Communication Prepared: 1/25/2020

Reviewer: Doreen Beebe

Situation: The Commission received a request for recognition as a education organization from In-house Pharmacy Tech Training Program. Entities recognized by the commission as professional associations or educational organizations may receive provider contact information. Since there is no distinction between a personal or professional address maintained by the Department of Health the addresses are safeguarded as required by law.

Per request, the In-house Pharmacy Tech Training Program is requesting a list of pharmacy assistants and pharmacy technicians. The application indicates that the list will be used to “invite pharmacy techs and assistants to refer our in house tech training program to others.”

Background:

An “educational organization” is an accredited or approved institution or entity, which either prepares professionals for initial licensure in a health care field or provides continuing education for health care professionals.

Applicable Laws and Rules:

RCW 42.56.350(2) Health professionals. The law states in part... The current residential address and current residential telephone number of a health care provider governed under RCW 18.130.040 maintained in the files of the department of health shall automatically be withheld from public inspection and copying unless the provider specifically requests the information be released, and except as provided for under RCW 42.56.070(9).

RCW 42.56.070(9) Documents and indexes to be made public. The law states...This chapter shall not be construed as giving authority to any agency, the office of the secretary of the senate, or the office of the chief clerk of the house of representatives to give, sell or provide access to lists of individuals requested for commercial purposes, and agencies, the office of the secretary of the senate, and the office of the chief clerk of the house of representatives shall not do so unless specifically authorized or directed by law: PROVIDED, HOWEVER, That lists of applicants for professional licenses and of professional licensees shall be made available to those professional associations or educational organizations recognized by their professional licensing or examination board, upon payment of a reasonable charge therefore: PROVIDED, FURTHER, That such recognition may be refused only for a good cause pursuant to a hearing under the provisions of chapter 34.05 RCW, the Administrative Procedure Act.

RCW 18.64A.020 Rules—Qualifications and training programs.

(1)(a) The commission shall adopt, in accordance with chapter 34.05 RCW, rules fixing the classification and qualifications and the educational and training requirements for persons who may be employed as pharmacy technicians or who may be enrolled in any pharmacy technician training program. Such rules shall provide that:

(i) Licensed pharmacists shall supervise the training of pharmacy technicians;
(ii) Training programs shall assure the competence of pharmacy technicians to aid and assist pharmacy operations. Training programs shall consist of instruction and/or practical training; and
(iii) Pharmacy technicians shall complete continuing education requirements established in rule by the commission.

DOH XXX-XXX
WAC 246-901-050 Technician program approval.
(1) Program standards. The board will establish standards for judging pharmacy technician training programs.
(2) Approval. In order for a program for training pharmacy technicians to be considered for approval by the board, the director of the program, who shall be a pharmacist, shall submit to the board a description of the course of training offered, including subjects taught, method of teaching, and practical experience provided. The director of the program shall also advise the board concerning the skills and knowledge which are obtained in the course, and the method by which the proficiency of the pharmacy technician in those skills and knowledge is tested or ascertained. The board may require such additional information from program sponsors.
(3) Program change. The director shall request board approval before implementing any significant program change.
(4) Reapproval. The director shall submit each approved program to the board for reapproval every five years.
(5) Registry. The board will maintain a registry of approved programs. Interested persons may request a copy of the registry by contacting the board.

Assessment:
1. The applicant failed to provide documentation to demonstrate how it meets the definition of an educational organization.
2. RCW 18.64A.020 as well as WAC 246-901-050 that sets standards for training programs to meet educational and training qualifications as determined by the commission, and approval by the commission. The commission has a process for seeking approval.
3. Request appear to be for commercial purposes.

Recommendation: Staff recommends that the Commission either request additional information or deny the request as not meeting the criteria in law. In both scenarios, provide the requestor with information regarding the process to seek commission consideration of their in-house technician-training program for approval.

Follow-up Action: Advise the applicant and the Public Disclosure and Records Center of the commission’s decision and right to appeal.
Application for Approval to Receive Lists

This is an application for approval to receive lists, not a request for lists. You may request lists after you are approved. Approval can take up to three months.

RCW 42.56.070(8) limits access to lists. Lists of credential holders may be released only to professional associations and educational organizations approved by the disciplining authority.

- A “professional association” is a group of individuals or entities organized to:
  o Represent the interests of a profession or professions;
  o Develop criteria or standards for competent practice; or
  o Advance causes seen as important to its members that will improve quality of care rendered to the public.
- An “educational organization” is an accredited or approved institution or entity which either
  o Prepares professionals for initial licensure in a health care field or
  o Provides continuing education for health care professionals.

☐ We are a “professional association” ☑ We are an “educational organization.”

Gregg Hyman 503-626-9436 Gregg.hyman@propacpayless.com

Primary Contact Name Phone Email

Margie Reyes www.pharmerica.com

Additional Contact Names (Lists are only sent to approved individuals) Website URL

In-house Pharmacy Tech training program 46-3528542

Professional Assoc. or Educational Organization Federal Tax ID or Uniform Business ID number

18110 SE 34th St Vancouver, WA 98683

Street Address City, State, Zip Code

Invite Pharmacy Techs and Assistants to refer our in-house tech training program to others

1. How will the lists be used?

Pharmacy Assistants and Pharmacy Techs

2. What profession(s) are you seeking approval for?

Please attach information that demonstrates that you are a “professional association” or an “educational organization” and a sample of your proposed mailing materials.

Email to: PDRC@DOH.WA.Gov
Mail to: PDRC - PO Box 47865 - Olympia WA 98504-7865
Fax to: PDRC - 360-586-2171

Signature Date

If you have questions, please call (360) 236-4836.

For Official Use Only

Authorizing Signature: ______________________________

Approved: ___________ 5-year _______ one-time Printed Name: ______________________________
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