



Iowa Board of Pharmacy

August 24, 2022 Minutes

Members Present

Kathy Stone, Chair
Gayle Mayer, Vice-Chair
Bob Egeland
Erik Maki
Jim Mennen
Dane Nealson

Mitchell Barnett, Associate Director of PMP
Melissa Carstens, PMP Associate Administrator
Amanda Woltz, Administrative Assistant
Becky Carlson, Administrative Assistant
Allyssa Yahnke, Pharmacist-Intern

Members Absent

Joan Skogstrom
Sherill Whisenand

Compliance Officers

Curt Gerhold
Mark Mather
Sue Mears
Jean Rhodes
Maggie Phelps
Jennifer Tiffany
Jim Wolfe

Staff Present

Andrew Funk, Executive Director
Laura Steffensmeier, Assistant Attorney General

Call to Order

At 9:01 a.m., on Wednesday, August 24, 2022, Kathy Stone, called the meeting of the Iowa Board of Pharmacy to order.

Break at 9:02 a.m. to 9:29 a.m. to fix conference room sound issues.

Public Comment Period

None

Approval of Minutes

1. June 28, 2022 Open Session Minutes

Motion by Dane Nealson, second by Erik Maki, to approve the open session minutes of the June 28, 2022 meeting as presented. Motion passed unanimously.

AlixaRx's Innovative Pharmacy Pilot Project Quarterly Report

Amanda Stewart was present and reported on the new quarterly report. The report covers April – June 2022. They have seen a 6% reduction in new admissions. They have administered ¼ million doses and have seen an overall reduction in wasted medication. Things are going well and have crossed the one year mark. AlixaRx will be conducting nurse satisfaction survey which will be disseminated in September to front line nurses. The results will be presented at the October 2022 meeting. Final data will be presented in January 2023.

Requests

1. Request pursuant to 657 IAC 2.12(6)“a” to receive credit for health-related graduate studies - Meghal Patel, Pharmacist License 23907, Coralville

Motion by Erik Maki, second by Gayle Mayer to approve the waiver to allow for health-related graduate studies credit towards CE credit requirements, excluding patient safety and law. Motion passed unanimously.

2. Request to waive 657 IAC 10.5(4) to allow for refund of registration and associated fees - Dahlia Saha, CSA registration 1251646 (canceled), Davenport

Motion by Dane Neilson, second by Jim Mennen, to deny the request. Motion passed unanimously.

3. Request to waive 657 IAC 4.6(3)“c” to delay the expiration of intern registration for one year - Rawiah Al-Rawi, Pharmacist-intern registration 8083, Iowa City

Motion by Jim Mennen, second by Gayle Mayer, to approve the delayed expiration of the intern registration to October 31, 2023. Motion passed unanimously.

4. Request to waive 657 IAC 20.4 and 8.5(11) requiring compliance with USP 800 - MercyOne Medical Center, Pharmacy license 321, Des Moines

Motion by Dane Neilson, second by Jim Mennen to approve the request as presented. Motion passed unanimously.

5. Request to waive 657 IAC 21.10(3)“b” requiring pharmacist final verification on prescriptions filled utilizing an automated medication dispensing system - Walgreen Co, License “Pending”, Bolingbrook, IL

Motion by Dane Neilson, second by Erik Maki, to approve the waiver with the same stipulations as previously approved for the Missouri waiver. Motion passed unanimously.

Reports & Informational Items

1. Executive Director’s Report

Staffing

- Compliance Officer Christie Carlson resigned her position as of Friday, June 24, 2022. The position has been filled by pharmacist Britney Origer, whose first day will be Tuesday, September 6, 2022.

Staff Anniversaries

- Melissa Carstens – 2 years as the assistant to the PMP
- Jim Wolfe, Jean Rhodes, and Jen Tiffany – 18 years as compliance officers
- Mark Mather – 11 years as a compliance officer
- Sharon Smith – 5 years as the licensure specialist responsible for CSA registrations.

Nominations, Appointments, Presentations

- Director Funk will serve as Chair for the NABP Work Group on Workplace Safety, Well Being, and Working Conditions which is scheduled in September at NABP.

2. Meetings and Travel

- MPJE State-Specific Review & Standards Setting September 7-9
- NABP Work Group on Workplace Safety, Well Being, and Working Conditions September 7-8
 - IPA Annual Meeting September 22-23
 - Practice Act Task Force Meeting September 28
 - NABP Executive Officer Forum & Leadership Training..... September 28-30
 - Tri-Regulators Symposium October 13-14
 - Next Board meeting..... October 25-26
 - FDA Intergovernmental Working Meeting on Pharmacy Compounding November 1-2

3. Legal Update

Laura Steffensmeier provided an update regarding open cases. Judicial review pending for the Empower case.

4. Prescription Monitoring Program (PMP) Update

Mitch Barnett provided a program update.

PMP Integrations

- In state chain pharmacies 307
- In state independent pharmacies..... 43
- Nonresident pharmacies 125
- Clinics/physician offices within Iowa 273
- Clinics/physician offices outside of Iowa..... 309
- Iowa hospitals..... 64
- Hospitals outside of Iowa..... 84

Statewide Integration Initiative

- The Statewide Integration Initiative launched June 15, 2022. The initiative provides funding for a statewide PMP integration option that is available to Iowa prescribers and pharmacists. 67 new entities have signed up since it launched. Addition information concerning the Statewide Integration Initiative can be found at <https://pharmacy.iowa.gov/prescription-monitoring-program>.

Quarterly Prescriber Activity Reports

- 11,116 reports were sent this quarter.

Pharmacist Narcan® Dispensing Program

- From July 1, 2020 to July 31, 2022 the Pharmacist Narcan® Dispensing Program has had 3,602 fills with 3,457 unique patients.

Pharmacist Disposal Kit Dispensing Program

- From July 1, 2021 to May 31, 2022 the Pharmacist Disposal Kit Dispensing Program has had 15,110 fills for 11,870 unique patients.

5. Board-Sponsored Medication Disposal Update

Melissa Carstens provided a program update.

As of July 31, 2022, there are 308 permanent, controlled substance, Board supported receptacles in Iowa. Overall, the program has over 517 participating pharmacies (both controlled and non-controlled sites)

In July we returned and redistributed 135 twenty-two gallon, 26 twenty gallon, 2 eighteen gallon, and 7 thirty-eight-gallon liners. We destroyed 9,441 pounds more than the last report, increasing the weight shipped from Jan 1st-July 31st by 40,265.33 pounds. This increasing trend shows that the program is doing what it is intended for, which is to get rid of more pharmaceutical waste in a safe, responsible manner.

Progress has been made in spreading the news and marketing plans. We have already gotten the Board's website to link properly to the Your Life Iowa page. This is a website that provides information, education, and guidance for those struggling with some of life's hardest struggles. We were also contacted by a SAMSHA (Substance Abuse and Mental Health Services Administration) grant holder to see if we wanted help marketing our project along with the semi-annual DEA-sponsored Take Back Days. She offered to assist with creating or marketing materials for our program. Pharmacies are able to install a smaller 18 gallon or larger 38-gallon DEA-compliant permanent receptacle, but we do continue to provide liners for receptacles previously placed by prior vendors.

6. Iowa Monitoring Program for Pharmacy Professionals (IMP3) Update

Becky Carlson provided a program update. The last meeting was June 1, 2022 and the next meeting is scheduled for September 7, 2022.

Total program participants: 19

7. Compliance Update

Maggie Phelps provided a compliance update. Since July 1, 2022, some of the items that compliance staff have been working on are staff meetings, HHS Town Hall, Coordination of Division/IBPE implementation of SF 2383, DEA Meet and Greet, staff interviews, review of probation documents, and reviewing EMS programs for required CSA registration.

- Inspections completed from July 1, 2022 to August 31, 2022 total 52.

- Controlled Substance Act inventory verification for inspection total 91.

8. Well-being Index for Pharmacy Personnel Reports

Informational Item.

Review of Proposed Edits to the Board’s Statewide Protocols and Vote on Approval

1. Point-of-Care Test and Treat – Influenza
2. Point-of-Care Test and Treat – Strep A

Motion by Dane Neilson, second by Jim Mennen, to approve the Statewide Protocols. Motion passed unanimously.

Rules and Legislation

1. Proposed for adoption and filing to amend Chapter 10, “Controlled Substances,” to temporarily amend Iowa Code to add seven schedule I substances and one schedule IV substance in response to similar action taken by the federal DEA (ARC 6334C)

Motion by Dane Neilson, second by Erik Maki, to adopt. Motion passed unanimously.

2. Proposed for adoption and filing to amend Chapter 20, “Compounding Practices,” to require documentation of all ingredient sources, lot numbers, and expiration dates and the steps involved in the compounding process for all nonsterile and sterile compounded preparations (ARC 6333C)

Motion by Erik Maki, second by Dane Neilson, to adopt. Motion passed unanimously.

3. Proposed for notice of intended action to amend Chapter 10, “Controlled Substances,” to temporarily amend Iowa Code to add one schedule I substance in response to similar action taken by the federal DEA

Motion by Dane Neilson, second by Erik Maki, to file for Notice of Intended Action. Motion passed unanimously.

4. Proposed for notice of intended action to amend Chapter 37, “Iowa Prescription Monitoring Program,” establishing council membership information for the PMP Advisory Council and to clarify that only overdose-reversal opioid antagonists are required to be reported to the PMP

Motion by Erik Maki, second by Dane Neilson, to file for Notice of Intended Action. Motion passed unanimously.

5. Draft pre-file Controlled Substances Act bill (no vote)

Informational Item.

Closed Session

At 10:29 a.m., on a motion by Dane Nealson, second by Jim Mennen, the Board voted unanimously by roll call vote to move into closed session pursuant to Iowa Code section 21.5(1)(a), to review or discuss records which are required or authorized by state or federal law to be kept confidential; pursuant to Iowa Code section 21.5(1)(d), to discuss whether to initiate licensee disciplinary investigations or proceedings; and pursuant to Iowa Code section 21.5(1)(f), to discuss the decision to be rendered in a contested case conducted according to the provisions of Iowa Code chapter 17A.

At 1:39 p.m., the Board returned to open session. In open session the following actions were taken:

1. June 28, 2022 Closed Session Minutes

Motion by Dane Nealson, second by Bob Egeland, to approve the closed session minutes from the June 28, 2022 meeting as presented. Motion passed unanimously.

2. Combined Statement of Charges, Settlement Agreement, and Final Order

Motion by Dane Nealson, second by Bob Egeland, to approve the Combined Statement of Charges, Settlement Agreement, and Final Order in the following cases. Motion passed unanimously.

- A. 2022-0061 Walgreens 06678, License 249, West Des Moines
- B. 2022-0085 Swanson Drug Inc, License 23, Ogden
- C. 2022-0086 Patricia Swanson, RPh, License 14830, Ogden
- D. 2022-0112 Cassandra Carter, PSP, Registration 7656, Cedar Rapids
- E. 2022-0096 Revive Rx, License 5246, NRP, Houston, TX
- F. 2021-0235 Greenwood Compounding Pharmacy, License 1192, Waterloo
- G. 2022-0113 Jennifer Hughes, RPh, License 19563, Cedar Falls

3. Settlement Agreement and Final Order

Motion by Dane Nealson, second by Bob Egeland, to approve the Settlement Agreements and Final Orders in the following cases. Motion passed unanimously.

- A. 2020-0175 Walgreens 07967, License 1257, Clive
- B. 2020-0176 Walgreens 05060, License 1086, Clive
- C. 2020-0177 Walgreens 07454, License 197, Ankeny
- D. 2020-0178 & 2021-0236 Walgreens 05721, License 355, Des Moines
- E. 2020-0179 Walgreens 359, License 778, Des Moines
- F. 2020-0180 Walgreens 07455, License 1210, Waterloo
- G. 2020-0181 Walgreens 04714, License 459, Des Moines
- H. 2021-0190 & 2022-0010 Walgreens 05941, License 1128, Mason City

4. Closed with No Further Action

Motion by Dane Nealson, second by Bob Egeland, to close with no further action the following investigative files in complaint numbers: 2021-0239, 2022-0108, 2022-0098, 2022-0126, 2022-0056, 2022-0109, 2022-0111, 2022-0121, and 2022-0122. Motion passed unanimously.

5. Closed with No Further Action

Motion by Dane Nealson, second by Bob Egeland, to close with no further action the following investigative files in complaint numbers: 2022-0102, 2022-0136, 2022-0107, 2022-0106, and 2022-0093. Jim Mennen abstained. Motion passed unanimously.

6. Voluntary Surrender

Motion by Dane Nealson, second by Bob Egeland, to accept the voluntary surrender in the following investigative files in complaint numbers: 2022-0117. Jim Mennen abstained. Motion passed unanimously.

7. Administrative Warning

Motion by Dane Nealson, second by Bob Egeland, to issue administrative warnings to the respondents in the following investigative files in complaint numbers: 2020-0097, 2022-0103, and 2022-0105. Jim Mennen abstained. Motion passed unanimously.

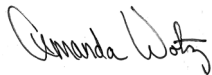
8. Letter of Education

Motion by Dane Nealson, second by Bob Egeland, to issue letters of education to the respondents in the following investigative files in complaint number: 2020-0114. Motion passed unanimously.

9. Administrative Warning

Motion by Dane Nealson, second by Bob Egeland, to issue administrative warnings to the respondents in the following investigative files in complaint numbers: 2020-0162, 2020-0163, and 2022-0104. Motion passed unanimously.

At 1:41 p.m., motion by Dane Nealson, second by Gayle Mayer, to adjourn. Motion approved unanimously.



Amanda Woltz, Administrative Assistant and Recording Secretary



Andrew Funk
Executive Director



Kathy Stone
Board Chair

APPROVED THIS DAY 25th OF October, 2022