



# **Alaska Board of Pharmacy**

**Richard Holt, BS Pharm, PharmD, MBA  
Chair**



**Leif Holm, PharmD  
Vice-Chair**



# Disclosures

## RICHARD HOLT

- I have no relevant financial relationships with the organizer of today's event.
- Healthcare stock owned: Walmart, Pfizer. Other stock portfolio managed by third party.
- Employed by Walmart.
- Member of the Alaska Pharmacist's Association.

## LEIF HOLM

- President of Alaska Family Pharmacy.
- Member of the Alaska Pharmacist's Association.



# Disclaimer

This is not a Board of Pharmacy meeting.

Any attendee feedback does not represent your official position to the Board of Pharmacy and is not recorded as communication to the Board.

To express your official position or feedback you may do so

- 1) during public comment of a publicly noticed Board of Pharmacy meeting;
- 2) Email sent to the Board; or
- 3) Communication sent to the Board via a carrier.



# Disclaimer

If the regulation(s) presented in this CE are current and active they will be represented with their actual regulation number, i.e. 12 AAC 52....

Otherwise, all regulations presented during this continuing are meant to provide an update on what the Board is working it. Regulations are not effective until they have gone through the Alaska Administrative Code (AAC) process to become published law.



# Goals and Objectives

- To review the current composition of the Board of Pharmacy.
- To review potential legislative action this year.
- To review regulatory changes made this year.
- To review regulatory projects that the board is currently working on.
- Questions & Answer





# Board & Support

- Have a full Board of Pharmacy
  - 2 public members:
    - Sharon Long – Anchorage [3/1/22]
    - Tammy Lindemuth – Anchorage [3/1/21]
  - 5 pharmacists
    - Richard Holt – Eagle River [3/1/20\*]
    - Leif Holm – Fairbanks [3/1/23]
    - Lana Bell – Anchorage [3/1/22]
    - James Henderson – Soldotna [3/1/21]
    - Phil Sanders – Soldotna [3/1/20]
- Executive Administrator
  - Laura Carrillo, MPH
- Licensing Examiner
  - Heather Noe & Deborah Roesch
- PDMP Manager:
  - Lisa Sherrell

\* Has been re-appointed by the  
Governors office & awaiting legislative  
confirmation.



# 2019 Regulatory Changes

- Refills
  - Days' supply conversion
  - Current regulation 12 AAC 52.470
  - Amendment based on public feedback to broaden wording
  - Sitting with Dept of Law
- Out of State wholesalers, third-party logistics providers, outsourcing facilities
  - Previous years statutory change allowing the board to license these entities
  - Regulations 12 AAC 52.610 – 12 AAC 52.697 are now in effect



# Question

Interns need a sponsor in order to obtain a license?

- a) True
- b) False





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- a) True
- b) False**



# Question

If a licensed pharmacy technician goes to a pharmacy school to become a pharmacist, and returns as a pharmacist intern, he/she must return the pharmacy technician license to the board?

- a) True
- b) False



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- a) True
- b) False



# 2019 Regulatory Changes

- Proof of Licensure for Individual Pharmacists working for Tribal Health Programs
  - Modeled after Medical Board Regulations (12 AAC 40.981)
  - Based on legal opinion, AGO No. AN2009102500 dated April 17, 2012
- Pharmacist Application process moved to checklist review
  - 12 AAC 52.070 & 12 AAC 52.095
  - Improved efficiencies & speed of review
- Pharmacist Intern License (12 AAC 52.120)
  - Removed sponsorship requirements & declarations
  - Supersedes a technician license & tech license must be returned to the board if they receive an intern license
  - 12 AAC 52.220 – clarified an intern can perform any duty of a pharmacist or pharmacy technician while under direct supervision of a pharmacist



# Question

John Smith RPH, has a collaborative practice agreement with Jane Doe MD. The only way that pharmacist Smith could get the collaborative agreement with Jane Doe MD was to pay her \$20 for every patient who receives care under the agreement at John Smiths pharmacy. This is acceptable?

- a) True
- b) False



# Question

John Smith RPH, has a collaborative practice agreement with Jane Doe MD. The only way that pharmacist Smith could get the collaborative agreement with Jane Doe MD was to pay her \$20 for every patient who receives care under the agreement at John Smiths pharmacy. This is acceptable?

- a) True
- b) False

This is considered a kick-back.





# 2019 Regulatory Changes

- Pharmacist collaborative practice authority (12 AAC 52.240)
  - Board attempted to make a checklist & was denied based on other regulations in effective indicating “be approved by the board”
  - Added prohibition on administering or dispensing any schedule CS
  - Added acknowledgement that the authorizing practitioner will not receive compensation from a pharmacist or pharmacy as a result of care or treatment of any patient under the agreements - no kickbacks
  - Both additions were made b/c existing regulations 12 AAC 40.983 already spell this out
- Continuing Education (12 AAC 52.340)
  - Added that any program presented by a provider accredited by ACPE that results in CE certificate which shows the date of the course and the ACPE Universal Activity Number associated with the program.



# Question

Schedule II CS prescriptions can be partially filled if a patient requests it?

- a) True
- b) False



# Question

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- a) True
- b) False



# 2019 Regulatory Changes

- Remote Pharmacy License (12 AAC 52.423)
  - Removed language preventing renewal if a non-remote pharmacy opens within 10 miles of the site
  - Amended language around the central pharmacy requirements & record keeping
- Controlled Substance Prescription Drug Orders (12 AAC 52.465)
  - Allowed for partial fill of CII prescriptions beyond terminally ill or LTC facilities
  - Signed into Law July 22, 2016 – Comprehensive Addiction & Addiction Recovery Act
    - Title VII, Section 702: Amends the Controlled Substance Act by authorizing schedule II control substances to be partially filled under specific conditions



# Question

Emergency Preparedness regulations were passed in 2019?

- a) True
- b) False



# Question

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- a) True
- b) False





# 2019 Regulatory Changes

- Substitution Amendment (12 AAC 52.510)
  - Based on State Statutory Change
  - Introduces interchangeable biological products
- Grounds for denial or discipline for criminal history
  - Board took guidance to further define “competently & safely”
- Emergency Preparedness (12 AAC 52.985)
  - Introduced regulation to provide clarity about what to do under consequences of a natural disaster, terrorist attack, or a disaster emergency is declared by the the Gov (in state – out of state including Canada)



# 2019 Regulatory Changes

- Executive Administrator (12 AAC 52.993)
  - Regulations what the EA may do for the board
- Definitions (12 AAC 52.995)
  - Define moral turpitude and facility manager



# Current Regulation Projects

- Refills
  - Broad language about dispensing any days' supply up to the quantity limitations of the Rx
  - Currently with Dept of Law
- Nationally Certified Pharmacy Technicians
  - Defines what this means
  - Authorizes to/from prescription transfers
  - Authorizes administering immunizations
  - Authorizes Rx clarifications of certain types
  - Authorizes final dispensing (tech-check-tech) if certain conditions exist
  - Currently with Dept of Law under initial review to ensure statutory authorities exist for what the board is pursuing
- Subcommittee to review regulations and present recommendations to the board on statutes or regulations that can be removed
- Subcommittee to review compounding regulations and present regulation amendments to the board



# Potential Legislative Actions

- Alaska Pharmacist Association projects
- Opioid prescription counseling
- PDMP
  - Veterinary board request to be removed
  - Future PDMP amendments based on local provider indictments
- Board has not released any positions at this time
- Board has not reviewed or made any legislative actions at this time

