



Board of Pharmacy Action Items July 27, 2006, Board Meeting

Board Actions -- General:

- President Powers swore in new Board Members Hank Hough and Rob Swart, PharmD. Board Vice President Ken Schell, PharmD, was also recently reappointed to the board, and his oath of office was submitted in advance of this meeting. Governor Schwarzenegger was the appointing authority for all three positions.
- The board recognized and commended former Executive Officer Patricia Harris for her 25 years of work at the board, including the last 16 as executive officer.
- President Powers noted that the board had met in closed session before the start of this public meeting, and appointed Virginia Herold as Interim Executive Officer. President Powers swore Ms. Herold in during the meeting.

Organizational Development Committee:

- The board adopted the Organizational Development Committee's new strategic objectives and activities for 2006-2007.
- The board adopted a new strategic plan for 2006-2011.
- President Powers announced the new committee membership for board committees.
Organizational Development Committee: Chair -- Stan Goldenberg; Members -- Bill Powers
Enforcement Committee: Chair -- Bill Powers; Members -- Ruth Conroy, Stan Goldenberg, Rob Swart
Licensing Committee: Chair -- Ruth Conroy; Members -- Clarence Hiura, Susan Ravnar
Legislation and Regulation Committee: Chair -- Andrea Zinder; Members -- Ken Schell, Hank Hough
Communication and Public Education Committee: Chair -- Ken Schell; Members Hank Hough, Bill Powers, Andrea Zinder
- The board reviewed an agenda for the NABP District 7 & 8 Meeting, which will be held in Anaheim on October 4-7.
- The board recognized four pharmacists who have been licensed for 50 years and attended the meeting.
- The board formed a subcommittee of Board Members Schell and Goldenberg to initiate selection of the next executive officer. The department's Personnel Office will assist in this process.
- The board received an update on efforts to obtain a recruitment and retention differential for its pharmacist inspectors, similar to the \$2,000 monthly differentials paid to other state pharmacists. The board unanimously voted to support such a differential, which it views as essential for meeting the board's consumer protection mandate.

- The board received personnel and budget updates.
- The board was advised that the January board meeting will be held in San Diego on January 31 and February 1, 2007. The July 25 and 26, 2007, meeting will be scheduled in Los Angeles or Orange County.
- Approved the minutes from the April 26 and 27, 2006 Board Meeting.

Communication and Public Education Committee:

- The board adopted the Communication and Public Education Committee's strategic objectives and activities for 2006-2007
- The board heard an update on new fact sheets being developed by UCSF's pharmacist interns as part of a collaboration with the Center for Consumer Self Care. Promotion of the fact sheet series will occur in the next *The Script*.
- The board was advised about the forthcoming public outreach campaign on cancer screenings being conducted by the California Health Communication Partnership. The board is a founding member of this group. A future campaign will involve generics.
- The next board newsletter, *The Script*, will be published in August 2006, distributed to California pharmacies and placed on the board's Web site. The Pharmacy Foundation of California will publish and mail the newsletter to California's pharmacists.
- The board saw a presentation of the new "Enforcement Actions" feature to the board's Web Page. Additionally, the board also is redesigning its web page, which should be unveiled in August.
- The board received an update on new consumer materials being developed by the committee. Draft language was shared for a notice to consumers poster that would be comply with a proposal in AB 2583 (Nation) to advise consumers of their rights to obtain prescription medication from a pharmacy with a valid prescription.
- The board received an update on public outreach activities in the last quarter; specifically four presentations to students in schools of pharmacy, four information booths at public education events, and three presentations on pharmacy law and the board to pharmacy associations or other professional groups.

Licensing Committee:

- The board adopted the Licensing Committee's strategic objectives and activities for 2006-2007.
- The board recognized the School of Pharmacy at the University of Appalachia, which currently holds "precandidate" status with the Accreditation Council for Pharmacy Education. This action means that students at this school are now eligible to apply for registration in California as intern pharmacists.
- The board noted its interest in learning why 26 states do not accept the transfer of NAPLEX scores earned for California to their states. Staff was directed to research this issue and report back to the committee and board.
- The Competency Committee reported that the CPJE passing rate for all tests taken during 2006-07 was 80 percent.
- The board reviewed licensing statistics for the fiscal year.

- The board accepted the final 2005-06 status report on the Licensing Committee's strategic objectives and activities.

Enforcement Committee:

- The board adopted the Enforcement Committee's strategic objectives and activities for 2006-2007.
- The board reviewed a summary of efforts discussed during the Enforcement Committee Meeting of June 2006 to implement SB 1307, requiring all drugs distributed in California to have an electronic pedigree by 2007. Under current provisions contained in this year's SB 1476, the e-pedigree requirements would not take effect until January 2008. The board reviewed its actions in this area since 2004 with the enactment of SB 1307, and emphasized the need for the profession to work aggressively to meet this goal in efforts to ensure safe medication for Californians. The board supported the extension of implementation of the e-pedigree requirements until 2008 when it took a support position on SB 1476 at the April Board Meeting. Amendments are being proposed in the Legislature to extend the deadline until 2009 or 2011. President Powers and board staff will be working to secure the earliest implementation date possible.
- The board reviewed data regarding the citations and fines issued for prescription errors since 2002, which was presented in June by Executive Officer Harris to the SCR 49 Committee, which is examining prescription errors.
- The board reviewed enforcement statistics for fiscal year 2006-07.
- The board accepted the final 2005-06 status report on the Enforcement Committee's strategic objectives and activities.

Legislation and Regulation Committee:

- The board adopted the Legislation and Regulation Committee's strategic objectives and activities for 2006-2007.
- The board was updated on the status of its rulemaking activities. Currently, the exemption from posting pharmacist intern addresses (section 1727.1) is pending review by the Office of Administrative Law. A decision is expected by the end of August. The rulemaking file on technicians-checking-technicians in inpatient settings (sections 1793.7 and 1793.8) is being finalized for submission to the Department of Consumer Affairs. The submittal should occur in early August. The rulemaking file is also being compiled on the use of automated delivery machines for refills and prescription drop boxes (sections 1713 and 1717(e)); again this file should be submitted in early August.
- Staff is preparing notices for action at the October 2006 Board Meeting for updating the *Disciplinary Guidelines* (section 1760), repealing the notice of electronic prescription files (1717.2) and requiring a self assessment of wholesale facilities (section 1784). Additionally, the board will need to submit additional documents to the California Building Standards Commission in order to secure placement of the building standards for sterile injectable compounding pharmacies (24 CCR 4990A.3 and 505.12.2).
- The board was updated on the status of board-sponsored legislation: AB 595 (Negrete McLeod) regarding standards for compounding pharmacies; AB 2408

regarding listing of pharmacists' duties, recodification of section 4052 into four sections and delineating of pharmacies into dispensing pharmacies, record review pharmacies, and consultation pharmacies; SB 1475, which contains board omnibus provisions for the year; and SB 1476, which extends the board's sunset review and modifications to the electronic pedigree requirements for prescription drugs.

- The board was also advised about the status of numerous other bills for which the board has taken positions. This includes AB 2583 (Nation) and AB 2198 (Houston).
- The board accepted the final 2005-06 status report on the Legislation and Regulation Committee's strategic objectives and activities.