The Missouri Board of Pharmacy met in open session during the times and dates stated in the following minutes. The regular meeting was called to order by President Christian Tadrus at approximately 3:00 p.m. on March 7, 2018. Each item in the minutes is listed in the order discussed.

**Board Members Present**
Christian Tadrus, PharmD, President
Douglas R. Lang, R.Ph., Vice-President
Barbara Bilek, PharmD, Member
Pamela Marshall, R.Ph., Member
Anita Parran, Public Member

**Board Members Not Present**
Christina Lindsay, PharmD, Member

**Staff Present**
Kimberly Grinston, Executive Director
Tom Glenski, R.Ph., Chief Inspector
Sarah Decker, Compliance Coordinator
Jennifer Luebbert, Administrative Coordinator

**Others Present**
Curtis Thompson, Legal Counsel

PRESIDENT CHRISTIAN TADRUS CALLED THE MEETING TO ORDER AT 3:00 P.M. AND ROLL CALL WAS TAKEN.

#A3. **Approval of Minutes**
- December 19, 2017

A motion was made by Pamela Marshall, seconded by Anita Parran, to approve the open session minutes for December 19, 2017. Motion passed 4:0:0:1 by roll call vote as follows:

- Barbara Bilek – yes
- Douglas Lang- yes
- Pamela Marshall – yes
- Anita Parran – yes
- Christina Lindsay – absent

#A4. **Final Orders of Rulemaking**
- 20 CSR 2220-2.085 (Electronic Prescriptions and Medication Orders)
• 20 CSR 2220-6.040 (Administration by Prescription Orders)
  o CVS Health Comments
  o Missouri Academy of Family Physicians Comments

DISCUSSION:
• 20 CSR 2220-2.085 (Electronic Prescriptions and Medication Orders): No public or board discussion held. A motion was made by Pamela Marshall, seconded by Barbara Bilek, to approve the final order of rulemaking for 20 CSR 2220-2.085. Motion passed 4:0:0:1 by roll call vote as follows:
  Anita Parran – yes    Christina Lindsay – absent

• 20 CSR 2220-6.040 (Administration by Prescription Orders): Kimberly Grinston presented the comments from CVS Health and the Missouri Academy of Family Physicians. The following Board discussion was held:
  o Board consensus to keep the record production at 2 hours for consistency purposes. Regarding notification of the primary care provider, Tom Glenski recommended mirroring the language in § 338.010.13 to require notification of administration of a vaccine to the patient’s primary health care provider, “if provided by the patient.” Board consensus to include Mr. Glenski’s recommended language in section (7)(A). Board consensus to also note in the final order response section that 14-day notification to the patient’s primary health care provider is required by statute.
  o Barbara Bilek questioned if the adverse reaction language referred to unintentional needle sticks or referred to injection site reactions; Tom Glenski indicated unintentional needle sticks only

A motion was made by Pamela Marshall, seconded by Barbara Bilek, to approve the final order of rulemaking for 20 CSR 2220-6.040 as amended. Motion passed 4:0:0:1 by roll call vote as follows:
  Anita Parran – yes    Christina Lindsay – absent

#A5. General Administration Report
• Budget Update
• 2018 Legislation

DISCUSSION: Kimberly Grinston provided the following updates:
• Budget Update: A second House budget hearing was recently held. The office worked with the Division to significantly revise the Board’s performance measures. Currently, the new decision items for inspector salaries and the RxCares for Missouri program are still in the budget.
• 2018 Legislation: Several bills are moving that involve pharmacy. The Board’s 3PL language was not approved by the Governor’s office, but was filed by another entity.
Representative Morris also added language that would require drug distributors to report suspicious orders to the Attorney General’s office. No fiscal impact is estimated for the Board. The Bureau of Narcotics and Dangerous Drugs (BNDD) does not have the funds to add another licensing class for 3PLs/drug outsourcers; The office will need to work with BNDD to ensure a smooth process if the 3PL/drug outsource language passes.

Curtis Thompson asked if Kimberly Grinston was aware of HB 2808 which would change sweep requirements for the Board’s funds. Kimberly Grinston stated she’s reviewed the bill and noted the legislation would sweep the Board’s funds based on expenditures which would likely require a fee increase in the future. Kimberly Grinston further reported the Division has filed a $ 37 million fiscal note for the legislation and noted the professional associations have voiced a lot of opposition to the bill.

#A6. Senate Bill 1068

DISCUSSION: Kimberly Grinston reported this bill includes the technician language drafted by the Missouri Hospital Association (MHA) to expand pharmacy technician practice in hospital settings. The proposed language is also under consideration by the Department of Health and Senior Services (DHSS) to file as a rule. Kimberly Grinston advised MHA will be meeting with the Missouri Pharmacy Association (MPA) on the legislation; The Board’s concerns with the legislation were provided to MPA. Kimberly Grinston asked if the Board would like to ask the Governor’s office to take a position on the bill.

• Board members expressed concerns regarding the bifurcation of practice settings. Board members also expressed concerns regarding technicians checking the work of other technicians and removing the pharmacist from the final verification process.
• Douglas Lang asked how the public would be protected and noted the Board of Pharmacy does not have authority in a hospital if a patient is harmed. Mr. Lang suggested the Board oppose the bill if there are patient safety concerns and advise lawmakers the Board submitted a technician proposal that was not approved.
• Pamela Marshall suggested Missouri law needs to include technician education/training requirements to protect the public if expanded duties are allowed.
• Barbara Bilek commented there has always been training and competencies in hospital practice and suggested MHA may be concerned with the delay in resolving this issue since they have always required training for pharmacy staff.

Board consensus to monitor the bill for movement and bring the legislation back to the Board if it gains traction. Board members requested copies of the Board’s previous proposed pharmacy technician legislation.

#A5. General Administration Report

• Strategic Planning Meeting Date
• Future Meeting Dates/Times
DISCUSSION: Kimberly Grinston reported a Board member was unavailable on June 29, 2018 for strategic planning. The Board office will poll Board members for another available date by the end of the week.

MOTION TO CLOSE
At 4:27 p.m., Pamela Marshall made a motion, seconded by Barbara Bilek, that the Board go into closed session and that all votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under Section 610.021(1), (3), (5), (7), (13), (14) and (20), RSMo, and under Section 324.001.8, and .9, RSMo. Motion passed 4:0:0:1 by roll call vote as follows:


RETURN TO OPEN
By motion duly made, seconded, passed and recorded in closed session minutes, the Board returned to open session at approximately 6:40 p.m.

MOTION TO ADJOURN
At approximately 6:41 p.m., a motion was made by Anita Parran, seconded by Barbara Bilek, to adjourn the March 7, 2018 meeting. Motion passed 3:0:0:2 by roll call vote as follows:

Anita Parran – yes  Christina Lindsay – absent

KIMBERLY A. GRINSTON  
EXECUTIVE DIRECTOR  

DATE APPROVED:  10/25/18