Oregon Board of Pharmacy
BOARD MEETING MINUTES

Oregon Board of Pharmacy
800 NE Oregon Street, Suite 150
Portland, OR  97232
May 2, 2018

The mission of the Oregon State Board of Pharmacy is to promote, preserve and protect the public health, safety and welfare by ensuring high standards in the practice of pharmacy and by regulating the quality, manufacture, sale and distribution of drugs.

Penny Reher, R.Ph, Board President called the meeting to order at 8:15AM

Roll Call
Penny Reher, President    Rachael DeBarmore, Vice President
Roberto Linares     Kate James
Shannon Larson     Cyndi Vipperman
Sue Richardson     Tim Logan
Dianne Armstrong

The following staff members were present for this session:
Marc Watt, Executive Director   Brianne Efremoff, Compliance Director
Karen MacLean, Administrative Director   Chrisy Hennigan, Licensing Supervisor
Fiona Karbowicz, Pharmacist Consultant   Mo Klein, Project Manager
Tom Cowan, Sr. AAG Board Counsel

Agenda Review and Approval

MOTION
Motion to approve the agenda was made and unanimously carried (Motion by Vipperman, second by Larson), all in favor by name: Reher, DeBarmore, Linares, James, Larson, Vipperman, Richardson, Logan, Armstrong

General Administration
President Penny Reher advised the purpose of this meeting is for the Board to discuss withdrawing the Division 019 and 041 - Retail Drug Outlet/Community Pharmacy personnel and compliance requirements from the May 23, 2018 Rulemaking Hearing. Penny asked Executive Director Marc Watt to provide additional information. Marc confirmed it would be advisable to pull these rules due to recent concerns and conversations and advised that a Rules Advisory Committee (RAC) would be good to get further input from all perspectives on the proposed rules. While the Board has utilized
numerous workgroups and information gathering meetings in the past, there hasn’t been a formal RAC in recent history for the agency. RAC’s have a formalized process and typically focus on two separate aspects, rules development and fiscal impact of proposed rules. We plan to look at both.

In consultation with Board Counsel, Marc recommended the makeup of this committee to include 11 individuals, not too big: three from industry (one of these a district manager (DM), three pharmacists in charge (PIC), two line pharmacists, one hospital pharmacist, one pharmacy technician and one former board member or board related representative. The goal is to get a diverse group to provide a fair perspective.

Board Members asked what their role would be and how the selections would be made. Marc advised that we have received a good number of individuals that have expressed an interest in participating. Members are welcome to attend the meetings if they would like, but advised they should not participate in the discussions or vote during a RAC to prevent influencing the process for a rule that the Board already feels strongly about. The RAC meeting(s) will be public meetings along with public notice, minutes, attendance and recorded. It was suggested that the Board President be involved in reviewing the final list, the Board generally appreciated that suggestion.

A Member indicated that they didn’t understand why we were creating this delay. We’ve worked on these rules for over a year; why block them now, people have had ample opportunity to comment. Marc advised, yes, they have, but some don’t think so and this is a good faith effort to address it further. Board Counsel Tom Cowan provided a different perspective. The Board has enjoyed a period where we’ve promulgated a lot of rules without a lot of contention, which speaks well of the Board and industry. A RAC is just more formal and provides for lots of opinions, consensus and conciliation. One Member asked if the Board would be kept informed of the process and how that would work. Marc advised that staff will send the list and keep the Board notified when notices are sent out and that the Board is welcome to attend. However, one member while appreciating this idea also thought this would influence the meeting. President Penny Reher said that was a good observation. After further discussion, it was agreed that Penny would review the final list for approval, if she has any objections, it will go to the full Board for discussion at the June meeting.

MOTION
Motion to withdraw the Retail Drug Outlet/Community Pharmacy Personnel and Compliance Requirements rules in Divisions 019 and 041 from the May 23, 2018 Rulemaking Hearing and direct staff to establish a Rules Advisory Committee was made and unanimously carried (Motion by Logan, second by Richardson), all in favor by name: Reher, DeBarmore, Linares, James, Vipperman and Armstrong. Larson had to drop off the call at 8:45, prior to the vote.

Minutes – May 2, 2018 Special Board Meeting
President Reher asked if there was any other business and Executive Director Marc Watt announced that Wassim Ayoub has been selected for appointment to the Board, replacing Kate James whose term expires June 30th.

Adjourn

MOTION
Motion to adjourn at 8:50 AM was made and unanimously carried (Motion by DeBarmore, second by Armstrong), all in favor by name: Reher, Linares, James, Vipperman, Richardson and Logan.

Accepted by:

[Signature]

Marcus Watt, RPh
Executive Director