

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT  
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING

# BOARD OF PHARMACY

CONDENSED MINUTES OF THE MEETING HELD OCTOBER 10, 2024

Date: October 10, 2024  
Time: 04:00pm – 06:00pm  
Location: Online via Zoom™

Attending: Board Members: Ashley Schaber, James Henderson, and Sara Rasmussen.  
Staff: Michael Bowles, Lisa Sherrell, and Alison Osborne.

Absent: Sylvain Nouvion

## **Agenda Item #1. Roll Call/Call to Order – Board and Staff Introductions**

Roll Call:

Ashley Schaber - Present  
Sara Rasmussen - Present  
James Henderson - Present  
Sylvain Nouvion – Absent

On the record at 04:02pm.

Quorum was made.

## **Agenda Item #2 Ethics Disclosures**

Brief Discussion: Ashley Schaber disclosed she is a member of the Alaska Pharmacists Association (AKPhA) Legislative Committee.

## **Agenda Item #3 Regulations Discussion**

The Statutes and Regulations Committee (committee) discussed eight topics. The first four topics on the agenda have been discussed with the full board, and they've been sent to the committee for the wordsmithing and finalized detail of the regulation change. The following regulation change concepts will move forward through the regulation change process after this meeting:

- Create regulations requiring national background checks for pharmacists and pharmacy technicians.
- Broaden the options for continuing education.
- Amend the language requiring reinstatement for pharmacist and pharmacy technician.
- Remove the requirements for notarization for all application types and associated documents.

The last four concepts on the agenda have been brought forward to the board since the last quarterly board meeting for consideration by the committee and have not been discussed as a full board. Anything that the board decides today on the last four agenda items will need to go back to the full board for a full board vote before moving forward through the regulation change process. The concepts discussed and moved to the November 14, 2024, quarterly meeting agenda are:

- Requiring submission of updated home state license with changes to name, location, or ownership.
- Removing 12 AAC 52.100 (a)(6) passes the Alaska pharmacy jurisprudence examination with a scaled score of 75 or above.
- Amending PDMP registration requirement to all licensed pharmacists upon licensure, remove 30-day window after first dispense of a controlled substance.
- Streamlining areas in regulatory language to incorporate the Standard of Care concept.

The committee settled on the following regulations changes to move forward through the regulations change process:

Align statutes and regulations with Pharmacist Intern vs Pharmacy Intern language. “Pharmacy Intern” is used 5 times in statute and 11 times in regulation. “Pharmacist Intern” is used 0 times in statute and 47 times in regulation.

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12 AAC 52.070. APPLICATION FOR PHARMACIST LICENSE BY EXAMINATION.

- (b) An applicant for licensure under this section shall submit to the department **(7) a complete record of the applicant’s Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

12 AAC 52.095. APPLICATION FOR PHARMACIST LICENSE BY RECIPROCITY.

- (a) An applicant for a pharmacist license by reciprocity shall submit the items required in this section for review and approval by the executive administrator. An application that does not clearly demonstrate qualifications for licensure must be reviewed and approved by the board. An applicant for a pharmacist license shall submit **(5) a complete record of the applicant’s Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

12 AAC 52.100. TEMPORARY PHARMACIST LICENSE.

- (a) The board will issue a temporary pharmacist license to an applicant for licensure if the applicant **(9) submits a complete record of the applicant’s Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

12 AAC 52.110. EMERGENCY PERMIT TO PRACTICE AS A PHARMACIST, PHARMACY INTERN, OR PHARMACY TECHNICIAN.

- (a) If the board has identified an urgent situation, as defined under (j) of this section, the board may issue an emergency permit to practice as a pharmacist, pharmacy intern, or

pharmacy technician to an applicant who meets the requirements of this section if the applicant

**(6) submits a complete record of the applicant's Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

12 AAC 52.120. REVIEW OF PHARMACIST INTERN LICENSE APPLICATION.

(b) A pharmacist intern license will be issued to an applicant who

**(5) submits a complete record of the applicant's Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

12 AAC 52.140. PHARMACY TECHNICIAN LICENSE.

(b) A pharmacy technician license will be issued to an applicant who

**(6) submits a complete record of the applicant's Federal Bureau of Investigation Identity History Summary that was conducted within 6 months of the date the application was submitted to the department.**

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12 AAC 52.310. REINSTATEMENT OF A LAPSED PHARMACIST OR PHARMACY TECHNICIAN LICENSE.

(a) If a pharmacist's or pharmacy technician's license has lapsed for any reason, that pharmacist or pharmacy technician may not practice pharmacy until the board reinstates the license.

(b) The board will reinstate a pharmacist or pharmacy technician license that has been lapsed **[less than two years]** if the applicant submits

(1) a completed renewal application;

(2) any applicable license renewal fees required under 12 AAC 02.310; and

(3) documentation that the applicant has completed all continuing education requirements under 12 AAC 52.320 – 12 AAC 52.350 within the immediate two years before applying for reinstatement.

**(4) a verification issued directly to the board by each licensing jurisdiction where the applicant holds, or has ever held, a license as a pharmacist or pharmacy technician during the time period in which the applicant's license was lapsed in the state that the applicant's license in the other jurisdiction was not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements.**

**[(c) The board will reinstate a pharmacist license that has been lapsed more than two years but less than five years if the applicant**

**(1) submits a completed application for reinstatement on a form provided by the department;**

**(2) pays any applicable license renewal fees required under 12 AAC 02.310 for the entire period the license has been lapsed;**

**(3) submits documentation that the applicant has completed all continuing education requirements under 12 AAC 52.320 - 12 AAC 52.350 within the immediate two years before applying for reinstatement;**

**(4) qualifies by**

**(A) retaking and passing the examination required under 12 AAC 52.090(a); or**

**(B) providing verification that the applicant has continually practiced pharmacy in another state under a license issued by the authority of that state for the period that the license has been lapsed; for purposes of AS 08.80.147 and this subparagraph, an applicant has continually practiced pharmacy if the pharmacist has actively practiced pharmacy in the other state for at least six months during each year that the license in the state was lapsed; and**

**(5) submits a verification issued directly to the board by each licensing jurisdiction where the applicant holds, or has ever held, a license as a pharmacist during the time period in which the applicant's license was lapsed in the state that the applicant's license in the other jurisdiction was not suspended, revoked, or otherwise restricted except for failure to apply for renewal or failure to obtain the required continuing education requirements.] REPEAL**

(d) Repealed 8/1/2014.

(e) The board will not reinstate a pharmacy technician license that has been lapsed for [two] **five** years or more.

(f) The board will not reinstate a pharmacist license that has been lapsed for five years or more.

#### 12 AAC 52.020. PHARMACY LICENSE.

(b) An applicant for a pharmacy license shall submit

(1) a complete **[notarized]** application on a form provided by the department that includes

#### 12 AAC 52.070. APPLICATION FOR PHARMACIST LICENSE BY EXAMINATION.

(b) An applicant for licensure under this section shall submit to the department

(1) a complete **[notarized]** application on a form provided by the department; the application must include a statement from the applicant attesting to the applicant's fluency in reading, writing, and speaking the English language;

#### 12 AAC 52.095. APPLICATION FOR PHARMACIST LICENSE BY RECIPROCITY.

(a) An applicant for a pharmacist license by reciprocity shall submit the items required in this section for review and approval by the executive administrator. An application that does not clearly demonstrate qualifications for licensure must be reviewed and approved by the board. An applicant for a pharmacist license shall submit

(1) a complete **[notarized]** application on a form provided by the department;

#### 12 AAC 52.120. REVIEW OF PHARMACIST INTERN LICENSE APPLICATION.

(b) A pharmacist intern license will be issued to an applicant who

(1) submits a complete **[notarized]** application on a form provided by the department;

#### 12 AAC 52.423. REMOTE PHARMACY LICENSE.

(a) A central pharmacy that wishes to provide pharmacy services through a remote pharmacy in the state using a telepharmacy system as provided in 12 AAC 52.425 must apply to the board for a remote pharmacy license. The central pharmacy applying under this section for a remote pharmacy license must

(1) submit to the department a complete **[notarized]** application on a form provided by the department;

#### 12 AAC 52.985. EMERGENCY PREPAREDNESS.

**[(f) During a disaster emergency declared by the governor of this state, (3) an application under 12 AAC 52.070, 12 AAC 52.092, 12 AAC 52.095, 12 AAC 52.120, 12 AAC 52.423, 12 AAC 52.610, 12 AAC 52.696, and 12 AAC 52.697 does not need to be notarized.] REPEAL**

#### 12 AAC 52.340 APPROVED PROGRAMS.

(a) The following programs will be accepted by the board as continuing education for pharmacists and pharmacy technicians under 12 AAC 52.320 and 12 AAC 52.325:

(1) any program presented by a provider accredited by the ACPE **or ACCME** that results in a continuing education certificate showing the date of the course and the ACPE **or ACCME** Universal Activity Number associated with the program;

(2) cardiopulmonary resuscitation (CPR) courses presented by the American Red Cross or the American Heart Association that lead to CPR certification; the board will accept no more than one contact hour of continuing education credit in a 24 month period for completion of a CPR course.

**(3) all advanced cardiovascular life support courses presented by the American Heart Association that lead to certification; the board will accept no more than ten contact hours for full courses or five hours for update courses.**

**(4) any program presented or approved by the Alaska Pharmacy Association.**

**(5) licensees practicing in Alaska that attend board meetings will be given one hour of continuing education for every four hours of meetings attended. Licensees must submit a written summary of the board meeting(s) attended to receive credit. Credit will be assessed by the Executive Administrator for the board.**

(b) The following programs will be accepted by the board as continuing education under 12 AAC 52.325, when the subject contributes directly to the professional competency of a pharmacy technician and is directly related to pharmacy principles and practice:

**[(1) any program presented or approved by the Alaska Pharmacists Association;] REPEAL**

(2) (1) any program presented or approved by the Pharmacy Technician Certification Board (PTCB) or the National Pharmacy Technician Association (NPTA).

(c) An individual who presents an approved continuing education program may receive credit for the time spent during the actual presentation of the program. An individual may not receive credit for the same presentation more than once during a licensing period.

12 AAC 52.350. AUDIT OF RECORDS BY THE BOARD. (e) In this section (2) "certificate of completion" means a certificate or other document that (B) contains the following information: (vi) for a pharmacist renewal, the assigned ACPE or ACCME universal program number.

**Add ACCME to 12 AAC 52.995 (28) and (48):**

(28) "accredited provider" means an individual, institution, organization, association, corporation, or agency that is recognized by the ACPE or ACCME as able to provide quality continuing education programs;

**(48) ACCME "means" The Accreditation Council for Continuing Medical Education.**

#### **Agenda Item #4 Adjourn**

Ashley Schaber moved to adjourn the meeting, asked for unanimous consent. Seconded by James Henderson.

Recorded Votes:

Unanimous consent.

It was resolved to adjourn at 5:31pm.