

| | 2014 | 2015 | 2016 | Feb-16 |
|------------------------|------|------|------|--------|
| Administrative Filings | 52 | 33 | 4 | 2 |
| Criminal Filing/Felony | 0 | 3 | 0 | 0 |
| Letter of Concern | 146 | 98 | 18 | 10 |
| Referred to Diversion | 2 | 0 | 0 | 0 |
| PR/Outreach | 4 | 1 | 0 | 1 |
| Cases Received | 567 | 666 | 45 | 48 |
| Case Assigned | 555 | 659 | 45 | 46 |
| Closed Cases | 595 | 624 | 60 | 53 |
| Citations Issued | 60 | 64 | 6 | 8 |
| Pharmacy Inspections | 335 | 316 | 20 | 20 |
| Pharmacy Alerts | 261 | 220 | 5 | 39 |
| Dr. Shopper Letters | 571 | 1251 | 36 | 568 |

NOTES: Pharmacy Group

Administrative

During a Random Inspection, it was discovered that there were only two controlled substance inventories available for inspection; some inventories listed CII and CIII-V separately, they were not signed or dated by the person completing the inventories or the Pharmacist in Charge; deficiency in the documentation of compounding with the master worksheets and preparation worksheets, lacked sample label or sample information, lacked end-product evaluation and testing specifications; Pharmacist in Charge is not following the operating standards required for the Pharmacist in Charge. The Pharmacy signed a Stipulation and Order with the Division, placing the Pharmacy's license on Probation for two years. The Pharmacy was fined \$16,675, with \$13,675, stayed, \$3,000 due to the Division. If the Pharmacy violates the terms and conditions of the Stipulation and Order the suspended fine amount will be due.

Administrative

During a Random Inspection, it was discovered that the Pharmacy posted the expired licenses of a CPhT that no longer worked at the pharmacy; 83 different medications were found that were either expired or had an indeterminate expiration date; walls do not extend to the hard deck or have a barrier preventing entry; failed to send drug monograph sheets with deliveries of refills; failed to maintain documentation of the offer to counsel on each customer; invoices for CIII-CV were not filed separately from legend drug invoices; invoices for CIII-CV were not verified upon receipt by being initialed and dated; annual inventories for the years 2012, 2013, 2014, and 2015 were deficient. The Pharmacy signed a Stipulation and Order with the Division publicly reprimanding their license. The Pharmacy was fined \$6,500.

Pharmacy Board Report
February 2016

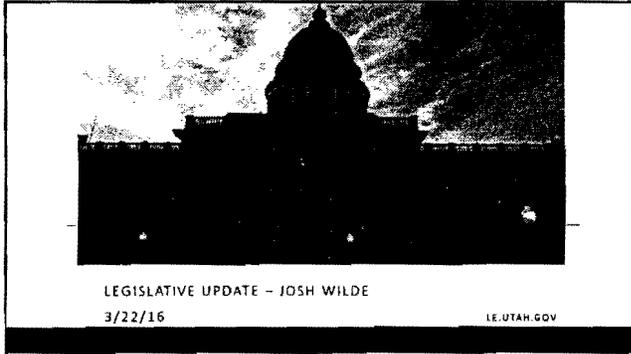
3/4/2016

Citation The Pharmacist submitted the incorrect prescribing physician to the Division. The Pharmacist was issued a Citation with a fine of \$200.

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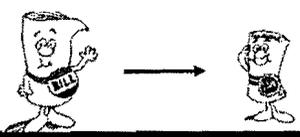
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Background & Overview



- Legislative / Advocacy experiential rotation with Senator Evan Vickers
- Advocacy of pharmacy profession
 - UPHA, USHP, DOPL, BoP
- Passed Bills* - 
- Dead Bills - 



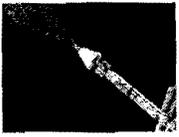
*Pending Governor approval

Passed Bills - Naloxone



Opiate Overdose Response Act

- HB192 – Pilot Program and Other Amendments
- HB238 – Overdose Outreach and Other Amendments
- HB240 – Standing Orders and Other Amendments



Impact – Potential increased use of naloxone by:

- Increased access from standing order and increased prescriber definitions
- More trained responders with less worry of liability
- Increased awareness



Passed Bills – Controlled Substances

Controlled Substance Reporting and Access

- HB114 - Controlled Substance reporting – Poisonings, Overdoses, DUIs report < 3 days
- HB149 - Reporting Death Involving Controlled Substance Amendments
- HB150 - Controlled substance Prescription Notification
- HB239 - Access to Opioid Prescription Information via Practitioner Data Management Systems
- HB375 - Prescription Drug Abuse Amendments (Christensen)

Impact – Increased use of controlled substance database with the intent of reducing abuse and opioid overdose deaths in Utah

HCRO04 – Concurrent Resolution Declaring Drug Overdose Death to Be a Public Health Emergency



Passed Bills

SB58 – Nurse Practitioner Amendments

Overview – Allows certain experienced APRN to prescribe Schedule II controlled substance without consultation and referral plan. Can establish independent pain clinic with consultation and referral plan

Impact – Increase in pain management specialists to help meet demand. Potential for both good and bad with increased prescribing privileges.



Passed Bills

HB437 – Health Care Revisions (Dunnigan)

Overview – Not Medicaid expansion but at least something. There were a few bills on full Medicaid expansion that never made it out of committees. Provides for roughly 16,000 of Utah's most needy populations with health care as well as housing reform for the chronically homeless. Medicaid preferred drug list amendments for psychotropic meds also implemented (HB18).

Impact – Increased coverage will require additional healthcare resources. Financial increase to fund bill. Improved care for those who are in desperate need.

Associated dead bills

- HB18 – Medicaid preferred drug list amendments
- HB302 – Utah Medicaid Amendments
- SB77 – Medicaid expansion proposal



Passed Bills

HB236 – Charitable Prescription Drug Recycling Program

Overview – Allows for select medications to be dispensed to qualifying patients free of charge as a charitable donation. Concern over usefulness of this system but a good idea none the less.

Impact –

- Benefit to select patients in need
- Reduction of wasted medications



Passed Bills

HB186 – Volunteer Health Care Continuing Education Credit

Overview – Health care professionals may fulfill up to 15% of their continuing education requirement through volunteer health care treatment. Every 4 documented hours of volunteer service will count to 1 credit hour of continuing education up to 15%.

Impact – Allows for more opportunity of volunteer health care to needed volunteer health care agencies. Hopefully more health care professionals will utilize this resource to benefit the community and receive continuing education credit.



Dead Bills – Medical Marijuana

SB73 – Medical Cannabis Act (Madsen)

Overview – Opens use of whole plant cannabis extracts for a large patient population. Rule making authority given to various key organizations without explicit laws and regulations in place within the bill. Number one searched bill online by nearly double. Not supported or even opposed by some major organizations.

Outcome – Died in house committee after barely passing senate. Other Marijuana bill (SB89) modified to encompass aspects of SB73

- Senate – 17/12/0
- House HHS Committee – 4/8/0



Dead Bills – Medical Marijuana

SB89 – Medical Cannabidiol Amendments (Vickers)

Overview – Much more controlled than SB73. Permits use of high CBD to low THC (5%) in a 10:1 ratio. Was later changed in house committee to allow for a 1:1 ratio which lost a lot of its support. Gave detailed law and rule making authority to have a more highly regulated "seed to sale" system.

Outcome – Ran out of time and money to implement even if it were to pass. Was not heard in house committee until final Monday of session and wasn't brought up in house until final day. With amendments in house committee SB89 lost support of key organizations. Sponsors to work on bill during the interim and bring up again during 2017 session.

SCR11 Concurrent Resolution Urging The Rescheduling of Marijuana – Passed

HB58 – Hemp Extract Amendments – Passed.

- amends previous hemp extract bills until 2021 with study provisions of current use directed to DoH



Dead Bills

HB398 – Pharmacy Service For Discharged Hospital Patients

Overview – Allows a hospital to dispense up to a 72 hour supply of medication to a discharged patient under certain circumstances, when the patients regular pharmacy is not available

Outcome – Unopposed but was heard too late into the session and ran out of time



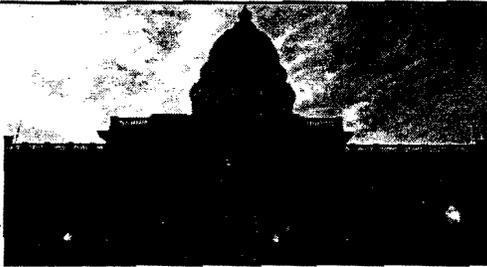


Dead Bills

HB264 – End of Life Options Act

Overview – Last year a Death With Dignity Act was discussed that did not pass. This bill continues on that work with a new name. Similar process to what is in place in other states. Will see more to come next year undoubtedly

Outcome – Passed through committee favorably but was never heard in house or senate. Seemed to have a lack of support.

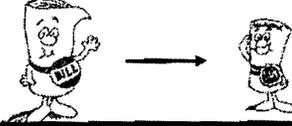


LEGISLATIVE UPDATE – JOSH WILDE
3/22/16 LE.UTAH.GOV

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