

MINUTES

ONLINE PRESCRIBING, DISPENSING AND FACILITATION

September 22, 2015

Room 474 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111

CONVENED: 9:32 A.M.

ADJOURNED: 11:00 A.M.

Bureau Manager:
Board Secretary:

Stephen Duncombe
Lisa Martin

Board Members Present:

Michael Rapp, MD
Peter L. Ax
Kathleen Littlefield, R.Ph.
Jonathan George
Jennifer R. Korb

Board Members Absent and Excused:

Lt. Michael Ross
Keith Tolman, MD

Guests:

Jeff Rogers, Paul Rogers & Associates
Richard Holmes, KwikMed
Kevin Marino, KwikMed
Lisa Dimick, KwikMed

DOPL Staff Present:

Ray Walker, Regulatory and Compliance Officer
Lynn Hooper, Investigation
Camille Farley, Investigation

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The minutes from the February 4, 2014 Board meeting were reviewed.

Mr. Ax made a motion to approve the minutes as read. Ms. Littlefield seconded the motion. The Board vote was unanimous.

Swear in Jonathan George

Stephen Duncombe swore in new board member Jonathan George.

Elect Chairperson

Mr. Ax states he is willing to serve as chairperson.

Ms. Littlefield made a motion for Mr. Ax to serve as chairperson. Ms. Korb seconded the motion. The Board vote was unanimous.

APPOINTMENTS:

9:20 am

Audit Report/Review for KwikMed

Mr. Ax states there have been concerns about the amount of pills dispensed. Mr. Ax states there has been a review of the FDA regulations and of industry practices.

Dr. Rapp states the Board's goal is to ensure the best interest of the public. Dr. Rapp states he would like the FDA regulations defined for clarity.

During the meeting Mr. Ax provided specific FDA guidelines related to quantities of drugs to be dispensed annually and also stated various industry practices specifically the practice of refilling orders when 66% of a medication has been used.

Ms. Dimick states patients have various reasons for changes in ordering frequency. These changes are being documented. Ms. Dimick states every prescription filled by KwikMed is reviewed by a physician.

Mr. Ax begins review of the 3rd quarter KwikMed audit. The Auditor states the patient files include more comments.

Mr. Hooper asks who the contract pharmacies are.

Mr. Ax states KwikMed uses PCM Venture One.

Dr. Rapp states Secure Med uses Mountain West Pharmacy.

Mr. Hooper states the investigation division has concerns based from the allegations of misuse of the prescriptions obtained.

Dr. Rapp states there are patients in the audit that are ordering 5 days early, with no comment in the audit.

When there are no comments in the file there is no way to know why there is a discrepancy.

Mr. Hooper clarifies that the email indicates that patients will sale, trade, or share medications. The question he is asking is what the pharmacies are doing to ensure they are following the pharmacy laws and rules.

Dr. Rapp states if there is a suspension of the actions of a patient, the pharmacist will need follow up with the primary physician.

Mr. Marino states KwikMed adheres to the FDA guidelines and currently there is no specific case to evaluate.

Mr. Ax refers to the audit addressing the 4th quarter of 2014, addressing the concern of multiple homes.

Ms. Dimick states if the Board looks at the newest quarter the overage issue has been resolved.

Ms. Littlefield states she has reviewed the audits in their entirety as a pharmacist and she feels the audit has addressed the issues and documents any concerns.

Mr. Ax asks if there are any additional comments on the KwikMed audit.

9:35 am

Audit Report/Review for Secure Medical, Inc

Mr. Ax refers the Board to the second quarter audit.

Mr. Ax address the repeated issue of number of units received.

Dr. Rapp states they will have to update their system to align with the FDA regulation that was reviewed at the beginning of the meeting.

Ms. Littlefield states she has reviewed the audit and feels that the issues have been addressed.

Mr. George asks about the audit process and the ability of the auditor to review more detail.

Dr. Rapp states when the website was established, the facilitator requirements were met and there are some IT changes to be made.

Mr. Ax asks if the Board has any additional comments on the Secure Medical audit.

Senate Bill 102

Mr. Ax states the bill relates to the issue of dispensing online prescriptions and age appropriate. The bill states the patient will be 18 or 16 with parent approval. Mr. Ax summarizes that the purpose of the bill is to allow a prescription to be sent to a patient in the age range of 16-18, provided the state allows.

Ms. Littlefield recognizes the DOPL auditors for their efforts.

Mr. Walker states Ms. Ellis is no longer the bureau manger and the Division Director has elected to move this Board to the bureau that governs the pharmacy boards.

Mr. Ax states at the next meeting there may be a presentation of the development to telehealth.

NEXT MEETING SCHEDULED FOR:

ADJOURN:

The time is 11:00 am and the Board meeting is adjourned.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

April 29, 2016
Date Approved



Chairperson, Utah Online Prescribing, Dispensing, &
Facilitation

April 29, 2016
Date Approved



Bureau Manager, Division of Occupational &
Professional Licensing

