

KENTUCKY BOARD OF PHARMACY

Agenda for Regulation Committee

Aug. 3, 2022

via teleconference

Join Zoom Meeting

<https://us02web.zoom.us/j/84356081385?pwd=T2JNcTEzdThwUjNTbno4RTRFUTRaUT09>

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9:00 a.m.

- I. Call to Order
- II. Election of Chair and Vice Chair
- III. Minutes
- IV. Old Business:
 - a. Sterile Water and Sterile Saline Draft Regulation- Update from other states
- V. New Business:
 - a. 201 KAR 2:220 Collaborative Care Agreements
- VI. Next meeting date
- VII. Adjournment

**KENTUCKY BOARD OF PHARMACY
REGULATION COMMITTEE**

via teleconference

Aug 3, 2022

9:00 a.m.

MINUTES

Members present via teleconference: Cathy Hanna; Michael Burleson; Chris Palutis; Kimberly Croley; Jennifer Grove; Ralph Bouvette and Elisha Bischoff. Joel Thornbury and Chris Killmeier were absent. Guests present: Ben Mudd, KPhA and Emily Wilkerson, KPhA. Staff: Peter Cohron, Board President; Christopher Harlow, Executive Director; Eden Davis, General Counsel, Nikki Holiday, Executive Assistant and Amanda Montgomery, Legal Clerk.

Michael Burleson called the meeting to order at 9:03 a.m.

Election of Chair and Vice Chair: The Committee thanked Ralph Bouvette for his service as Chairman of the Committee.

Kimberly Croley made a motion to elect Michael Burleson as the Chairman of the Committee. Chris Palutis seconded, and the motion passed unanimously. Michael Burleson moved to elect Cathy Hanna as Vice Chair. Jennifer Grove seconded, and the motion passed unanimously.

Minutes: Kimberly Croley moved to approve the minutes from the March 15, 2022 meeting. Cathy Hanna seconded, and the motion passed unanimously.

Sterile Water and Sterile Saline Draft Regulation: Eden Davis, General Counsel, gave the Committee background information as to how the Committee got to this point in drafting this regulation. There was discussion around Ohio law and patient-specific labeling. There was also discussion regarding the frequency of inspections required. After this discussion by the Committee, it was decided to postpone the Sterile Water and Sterile Saline topic until the next meeting so Eden and Executive Director Harlow could gather additional information from Ohio regarding their laws.

Action: No action taken at this time.

201 KAR 2:220 Collaborative Care Agreements: The Committee had a lengthy discussion regarding Collaborative Care Agreements (CCA). Discussion topics included listing all the demographic information required on such agreements and what elements are necessary. What constitutes documentation of patient consent was discussed and as well as evaluating the appropriate terminology “gender” versus “sex” when referring to a person. There was also dialogue about other language that should be considered to make sure all the pertinent or necessary information is included in the CCA. Telehealth was discussed as well as if the agreement can be “written” or “electronic.” There was also conversation about the differences between CCAs and Protocols, chronic conditions versus acute care.

Actions: Kimberly Croley made a motion to delete the word “gender” and replace it with the word “sex” in the regulation. Cathy Hanna seconded, and the motion carried. Michael Burleson moved to make section 1 definitions and move the other sections down. Cathy Hanna seconded, and the motion carried. Cathy Hanna made a motion to add definitions of “written agreement”, “pharmacist,” and

“practitioner” in section 1 and reference those definition in section 2. Ralph Bouvette seconded, and the motion carried. Cathy Hanna moved to change KRS 315.121(4) to KRS 315.121(5) to appropriately cite the statutory definition for “collaborative care agreement.”

Kimberly Croley made a motion to accept 201 KAR 2:220 as amended. Cathy Hanna seconded the motion, and the motion passed unanimously.

Next meeting: Michael Burleson asked the Committee to think about if they would like to schedule an established meeting date, or if they would like to meet as needed prior to the Board meetings.

Meeting adjourned at 10:39am.