

2201 SHANNON PLACE, SE  
2<sup>ND</sup> FLOOR  
WASHINGTON, DC 20002

April 24, 2024

3:00 pm - 4:42 pm

**DC Board of Pharmacy Legislative &  
Regulatory Subcommittee Meeting Minutes  
(WEBEX MEETING)**

**Board of Pharmacy Mission Statement:**

“To protect and improve the public health through the efficient and effective regulation of the practice of Pharmacy and Pharmaceutical Detailing; through the licensure of Pharmacists, Pharmaceutical Detailers, Pharmacy Interns, and Pharmacy Technicians.”



## Open Session Agenda

### Quorum:

<b>Introduction:</b>		
<b>0424-O-01</b>	<p>No Call State</p> <ul style="list-style-type: none"><li>• <i>Mr. Friedman requested an update:</i><ul style="list-style-type: none"><li>○ <i>Motion to update was approved to send to the PCD to update regulations</i></li></ul></li><li>• <i>Ms. Williams stated that the language was added to chapter 13, 1318 Professional Judgement in Dispensing Varying Quantities.</i><ul style="list-style-type: none"><li>○ <i>One update is need to change "ninety-day supply" to "one-hundred day supply in Section 1318.1.</i></li><li>○ <i>Discrepancy to Section 1318.2: Mr. Friedmans' version was not as broad as Ms. Williams' version. Ms. Williams' version includes 3 additional medication listed on the PDMP that would not be included.</i></li></ul></li><li>• <i>We are waiting on the PDC to review the proposed update.</i></li></ul>	
<b>0424-O-02</b>	<p>Pharmacy Staff Remote work/Prescription Processing</p> <ul style="list-style-type: none"><li>• <i>Mr. Friedman gave an overview of the practice of remote work/prescription processing.</i></li><li>• <i>Ms. Williams stated that the PDC is also looking into this and some of the challenges (some things must be done on site i.e. stocking medications).</i></li><li>• <i>Mr. Friedman shared what a few other states have done regarding remote work/prescription processing:</i><ul style="list-style-type: none"><li>○ <i>VA: Central or Remote Processing – exact language used in other jurisdictions as well.</i><ul style="list-style-type: none"><li>▪ <i>Receiving, interpreting, analyzing, or clarifying prescriptions</i></li><li>▪ <i>PA's</i></li><li>▪ <i>Prescription transfers</i></li><li>▪ <i>Not dispensing of the actual medication; "front end" work can be done remotely by another pharmacy in VA and pharmacist is licensed in VA.</i></li><li>▪ <i>Specific language about which pharmacy performs each task.</i></li></ul></li><li>○ <i>MI: pharmacists and technicians allowed to work remotely</i><ul style="list-style-type: none"><li>▪ <i>Not a stringent or descriptive at VA</i></li></ul></li><li>○ <i>AL: Pharmacy Off Site Order Entry and Central Filling Pharmacy</i></li></ul></li><li>• <i>Mr. Friedman will share the document and Ms. Williams will want Dr. Bellamy in on the conversation.</i></li></ul>	

<p><b>0424-O-03</b></p>	<p>Title 17 DCMR Chapter 99 Pharmacy Technicians – ancillary pharmacy services</p> <p><i>Mr. Friedman shared Chapter 99 Pharmacy Technicians, need to clarify what tasks can be performed by technicians vs tasks that can be performed by clerk.</i></p> <ul style="list-style-type: none"> <li>○ 9911.1 - Other Pharmacy Related Services <ul style="list-style-type: none"> <li>▪ <u>Stocking</u> - needs to be clearer. Does it mean in a pharmacy or OTC section? Stocking meds vs supplies. <ul style="list-style-type: none"> <li>• Dr. Miles – individuals not vetted by Board should not handle medications.</li> <li>• Dr. Bow – meds inside pharmacy are done by pharmacist/tech/intern; outside of pharmacy can be clerk. Not to include devices</li> </ul> </li> <li>▪ <u>Delivering</u> – taking to the patient; need to consider adding a definition. <ul style="list-style-type: none"> <li>• Dr. Ortique believes it is fine as is.</li> </ul> </li> </ul> </li> <li>○ 9911.2 - no changes</li> <li>○ 9910.2 and 9910.3 - Scope of practice for pharmacy technicians <ul style="list-style-type: none"> <li>▪ Things to consider: tech-check-tech, technicians receiving refills (controlled and non-controlled meds)</li> <li>▪ Ms. Williams inquired about which technicians are allowed to do expanded services or if all technicians have expanded scope of practice in MD.</li> <li>▪ 9910.3(g) - vaccination or immunization administration needs to be updated once finalized.</li> </ul> </li> <li>○ Pharmacy technician functions definition was discussed and determined no update is needed.</li> </ul>	
<p><b>0424-O-04</b></p>	<p>Action Steps/Next Meeting</p> <ul style="list-style-type: none"> <li>• Mr. Friedman will share a document about other states’ regulations regarding remote work/prescription processing.</li> <li>• Subcommittee members will start working on the regulations and Dr. Bellamy will join the subcommittee meeting when we have a first draft ready.</li> <li>• All – need to research language regarding ancillary pharmacy services for stocking.</li> <li>• All – look at what other states are doing to pharmacy technician scope of practice.</li> <li>• Mr. Friedman is going to look at MDs plan for expanded scope of practice for technicians; if all technicians are allowed or if additional training is required.</li> </ul>	
<p><b><u>Comments from the Public</u></b></p>	<ul style="list-style-type: none"> <li>• Jeenu Philip: "Agreed with the comments supporting changing to 100-day. We are seeing more insurers willing to pay for 100-day supply."</li> <li>• Jeena Philip, "I'm happy to provide Florida's experience as a FL BOP member if the subcommittee would like to hear."</li> </ul>	

	<ul style="list-style-type: none"> <li>• <i>Jeenu Philip - Regarding remote work - "FL has allowed for remote processing (i.e. outside of a licensed space) through the shared database language you shared earlier. The supervision rules were amended in 2018 pre-pandemic to permit technicians to also work remotely as well adding in the ability to use technology. 64B16-27.4001 (2)(b)(b) Use of Technology: A pharmacist, as an adjunct to assist in the direct supervision of the pharmacy technician, may employ technological means to communicate with or observe the pharmacy technician. A pharmacist shall make certain all applicable state and federal laws, including, but not limited to confidentiality, are fully observed when employing technological means of communication and observation. If technology is being used to provide direct supervision of pharmacy technician(s), such technology shall be sufficient to provide the personal assistance, direction and approval required to meet the standard of practice for the delegated tasks." "In addition, I have not seen any BOP complaints on remote work done by technicians and pharmacists."</i></li> </ul>	

This concludes the Public Open Session of the DC Board of Pharmacy Legislative & Regulatory Subcommittee meeting.

**Open Session Meeting Adjourned at 4:42**

**This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at [opengovoffice@dc.gov](mailto:opengovoffice@dc.gov).**