

Part 1 – Agency Profile

Agency Overview:

The Idaho Board of Pharmacy's charge is to promote, preserve and protect the health, safety and welfare of the public by and through the effective control and regulation of the practice of pharmacy. The agency is governed by a five member board appointed by the Governor consisting of four pharmacists and one public member who, in turn, employ an executive director to manage the everyday operations of the agency. The Board has a staff of twelve persons, with the main office located in Boise. The Board employs one compliance officer located in north Idaho, one in east Idaho and one in south Idaho. The Board employs a Chief Compliance Officer and a Chief Controlled Substance Investigator responsible for our Prescription Monitoring Program and investigations concerning controlled substances. Both are located in our Boise offices.

The key divisions of the Board include compliance, regulation, licensing & registration, customer service and controlled substance authority. The majority of funding for the Board is generated through licensing & registration with no monies appropriated from the General Fund. The earliest minutes for the Board on record are from 1911, however, the Board does possess a copy of Board of Pharmacy license No. 3 issued February 26, 1889 in Boise City, Idaho Territory.

The Board maintains a web site, www.state.id.us/bop, allowing access to code sections & Board rules, Board minutes & newsletters, notices of Board meetings & continuing education, registration forms, an interactive license & registration on-line verification program, items for sale (law books, etc.), and on-line renewal of most licensees and registrants.

The Board offices are located at 1199 Shoreline Lane, Suite #330, Boise, Idaho 83706 and can be reached by phone at 1-208-334-2356 or Fax 1-208-334-3536.

Core Functions/Idaho Code:

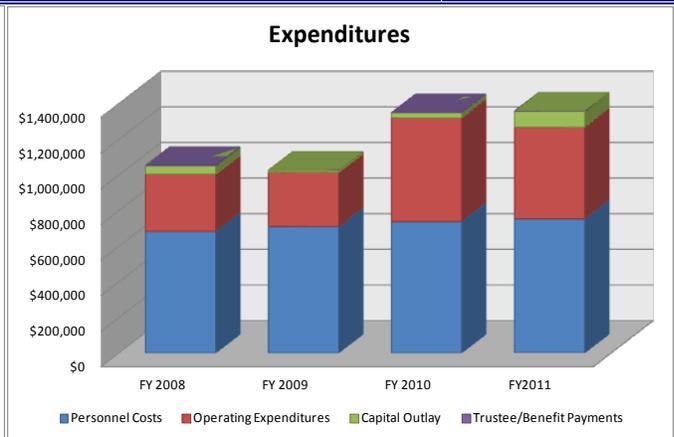
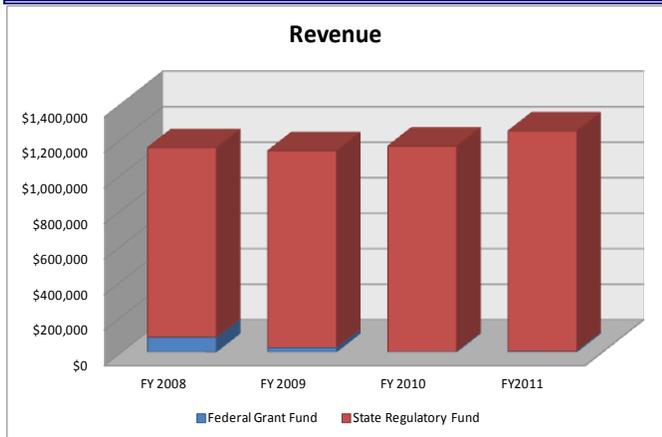
Pharmacist licensure requires meeting standards in education, extern or internship, and examination, as well as continuing education to maintain licensure. The Board may also refuse to issue or renew, suspend, revoke or restrict licensure as set forth in Idaho Code. The Board regulates and licenses pharmacists, out-of-state mail order facilities, and wholesalers, and regulates and registers technicians, student pharmacists, and drug outlets, including retail, institutional, manufacturing, wholesale, limited service, non-pharmacy drug outlets, veterinary drug outlets, and telepharmacy drug outlets across state lines, pursuant to Title 54, Chapter 17.

The Board is also responsible for enforcement of the Uniform Controlled Substances Act, pursuant to Title 37, Chapter 27, registering all pharmacists, wholesalers and practitioners, who dispense, administer, obtain, sell or prescribe controlled substances. Within this act the Board also has the responsibility for the scheduling of controlled substances. The Board maintains a Prescription Monitoring Program to track dispensed controlled substance prescriptions from registrants that hold a DEA registration as a retail pharmacy and, new in 2011, from dispensing practitioners. The purposes of the Prescription Monitoring Program are to assist in identifying illegal activity related to the dispensing or obtaining of controlled substances and to provide information to patients, practitioners and pharmacists, thus assisting in the effective prescribing of controlled substances.

Revenue and Expenditures:

Revenue	FY 2008	FY 2009	FY 2010	FY2011
Federal Grant Fund	\$83,400	\$23,500	\$0.00	\$4,600
State Regulatory Fund	\$1,067,000	\$1,109,100	\$1,159,300	\$1,239,700
Total	\$1,150,400	\$1,132,600	\$1,159,300	\$1,244,300

Expenditure	FY 2008	FY 2009	FY 2010	FY2011
Personnel Costs	\$682,800	\$709,100	\$737,200	\$752,300
Operating Expenditures	\$320,800	\$361,200	\$581,900	\$514,600
Capital Outlay	\$48,100	\$11,900	\$29,000	\$90,500
Trustee/Benefit Payments	\$0	\$0	\$0	\$0
Total	\$1,051,700	\$1,025,600	\$1,348,100	1,357,400



Profile of Cases Managed and/or Key Services Provided

Cases Managed and/or Key Services Provided	FY 2008	FY 2009	FY 2010	FY2011
License/Registrations issued	14,525	16,930	16,371	16,345
Disciplinary Action—Citations issued*	13	0	0	0
Board Orders	17	31	31	28
Controlled substance prescriptions reported	2,114,098	2,254,690	2,467,089	2,636,938
Patient profiles provided**	18,904	9,014	5,865	4,686
24/7 Online Request Starting 1/1/08	11,891	82,538	102,748	118,047
CE Presentations	14	16	16	15
Board Meeting Open to the Public	9	9	12	10

*Citations are no longer issued. Any disciplinary action will begin with a complaint before the Board. If the Board feels action is warranted an order will be issued. If no action is warranted the complaint is dismissed.

** Authorized users can now obtain a user ID from the Board, create a password, and access the Prescription Monitoring System, for an authorized use, 24 hours a day, 7 days a week, resulting in a decrease in profiles provided via fax from the Board and a large increase in information provided.

Performance Highlights:

The Board's Prescription Monitoring Program is a valuable tool for registered practitioners. The Prescription Monitoring Program tracks more than 2.5 million controlled substance prescriptions per year. The Board now requires all dispensing prescribers to submit data weekly. In 2011 the Board updated the software of the prescription Monitoring Program to allow receipt of more detailed controlled substance data. These changes will allow the Board to provide more complete information to authorized users. .

Over a three year period, the Board has seen a gross income increase of 14% from new licensees/registrants, while netting a 4.6% increase. 90% of the Board's licensees/registrants eligible for on-line renewal have utilized this new function.

The Board continues to add questions to the Multi Pharmacy Jurisprudence Exam data bank and to review the existing questions database as statutes and rules change. The exam is available at secure sites across the country allowing our graduates to set their own exam dates as well as their examination site. It also allows our reciprocity candidates to test at sites available near their current residence without the expense of traveling to the Board office prior to moving to Idaho.

In FY 2011 the Board was proactive in changing 3 statutes and promulgating 9 rules to eliminate conflicts with recently approved federal law that allows the electronic prescribing of controlled substances. While the first federally certified system has yet to be approved pursuant to these federal changes in law, Idaho is legally ready to allow this feature. Electronic prescribing is expected to increase public safety and afford efficiencies to those involved.

In FY 2011 the Board promulgated a comprehensive rule to regulate the practice of pharmacist immunization, which had been statutorily allowed but was unregulated. This rule mandates minimum initial and continuing education, as well as establishes record keeping and reporting requirements. Additionally, the legislature approved limited prescriptive authority for pharmacists, who are now able to prescribe immunizations and dietary fluoride supplements, according to certain criteria.

The Board received a three year appropriation, starting in FY 2009, to hire legal assistance to create an entire new set of Board rules. This has lead to a 200% increase in Board meetings per year since 2007. As part of this project, in FY 2009 thirty eight rules were promulgated, in FY2010 sixteen rules were promulgated and 11 sections of Idaho code were changed, and in FY 2011 eleven rules were promulgated and 5 sections of Idaho code were changed. Additionally, several hundred non-substantive changes to IDAPA 27.01.01 have been corrected. The Board expects to request that the 2012 legislature repeal IDAPA 27.01.01 and approve an entire new set of rules. Some of these new rules serve to promote and advance the practice of pharmacy while others increase public safety through additional regulation, as detailed in Part II: Performance Measures.

Part II – Performance Measures

Performance Measure	2008	2009	2010	2011	Benchmark
1. Maintain the standard for pharmacist licensure.	X	X X (proposed statute change)	X X (statute enacted)	X	Continue the use of the nationally recognized exam for initial licensure: NABPLEX Require fingerprinting for licensure.
2. Continued use of the Multi Pharmacy Jurisprudence	X	X	X	X	Provide and allow exam to be administered in different areas of the country for all

Exam.	X X (proposed rules)	X X (Rules promulgated)	X	X	licensure candidates. Continue to update exam twice yearly. Promulgate rules which recognize MPJE
3. Controlled Substance Prescription Monitoring Program (PMP) is maintained	X X (rules promulgated) X(proposed rules)	X X X (rules promulgated)	X X X (proposed rules)	X X X (rules promulgated)	Provide controlled substance data to authorized users On-line access by practitioners and pharmacists 24/7 Expand data
4. Serve rural Idaho through retail and institutional telepharmacy services	X X (proposed permanent rules)	X (permanent remote dispensing pharmacy rules promulgated. Telepharmacy across state lines statute enacted)	X (nine telepharmacy rules promulgated)	X (rules proposed)	Expand the use of telepharmacy
5. Standards for the electronic transmission of prescriptions	X X	X X(Submitted public comment to DEA)	X X (DEA rules final. 9 rule and 3 statute changes proposed)	X (Rules promulgated; statutes changed.)	Idaho now allows the electronic prescribing of controlled substances and awaits federal certification of entities pursuant to federal law for the practice to begin.
8. Expand and define pharmacist scope of practice	X (proposed rule)	X(Promulgated rule & proposed rule for FY10)	X (promulgated rule) X (proposed rule) X (proposed statute)	X Rule promulgated. Statute passed.	Promulgate rules to define pharmaceutical care. Create immunization standards Limited prescriptive authority

9. Long Term Care	X (proposed rule)	X(Promulgated rule)	X	X Rules proposed	Promulgate rules addressing long term care issues
10. Update Idaho's Controlled Substance Schedules		X (Proposed statute change)	X (70 controlled substances added to statute and 1 definition changed; additional proposed statute change)	X Statute passed.	Update Idaho's schedules pursuant to Federal changes.
11. Pharmaceutical waste		X (Proposed statute) X (Proposed rule)	X (Statute enacted) X(Statute changed and rules promulgated)	X DEA Drug Take Back Days initiated every 6 months, assisted many local law enforcement agencies to establish programs	Draft legislation allowing for the delivery of Rx waste by ultimate users to returns programs. Draft rules for the Legend Drug Donation Act.
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13. Eliminate hindrances to patient care		X (proposed rule) X (Statute proposed) X (rule proposed)	X (rule promulgated) X (Statute enacted) X (rule enacted)	X X X X Proposed Rules	Allow pharmacist to fill expanded quantity in certain situations Allow practitioner's agents to sign prescriptions in certain situations Allow additional prescription transfer access
14. Monitor the Idaho Drug Distribution Act	X(permanent rules promulgated and statute changes enacted)	X (rules promulgated, statute changes enacted, additional rules proposed)	X (rules promulgated and additional rules proposed)	X Statute changed	Protect against counterfeit drug distribution while not compromising availability.

For More Information Contact

Mark Johnston
Pharmacy, Board of
1199 Shoreline Lane, Ste. 303
PO Box 83720
Boise, ID 83720-0067
Phone: (208) 334-2356
E-mail: mark.johnston@bop.idaho.gov