

Attachment IV.

**a. April 9-10, 2025
Board Meeting**



California State Board of Pharmacy
2720 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833
Phone: (916) 518-3100 Fax: (916) 574-8618
www.pharmacy.ca.gov

Business, Consumer Services and Housing Agency
Department of Consumer Affairs
Gavin Newsom, Governor



**California State Board of Pharmacy
Department of Consumer Affairs
DRAFT Public Board Meeting Minutes**

Date: April 9-10, 2025

Location: OBSERVATION AND PUBLIC COMMENT IN PERSON:
California Department of Consumer Affairs
1625 N. Market Blvd., Hearing Room, First Floor
Sacramento, CA 95834

PUBLIC PARTICIPATION AND COMMENT FROM A
REMOTE LOCATION: WebEx

Board Members

Present: Seung Oh, PharmD, Licensee Member, President (via WebEx)
Jessica Crowley, PharmD, Licensee Member, Vice President
Trevor Chandler, Public Member, Treasurer
Renee Barker, PharmD, Licensee Member
Jeff Hughes, Public Member
Kartikeya "KK" Jha, RPh, Licensee Member (4/9/25 only)
Jason "Jay" Newell, MSW, Public Member
Ricardo Sanchez, Public member
Maria Serpa, PharmD, Licensee Member
Nicole Thibeau, PharmD, Licensee Member (via WebEx)

Board Members

Not Present: Satinder Sandhu, PharmD, Licensee Member

Staff Present: Anne Sodergren, Executive Officer
Julie Ansel, Deputy Executive Officer
Lori Martinez, Chief of Legislation, Policy and Public Affairs
(4/9/25 only)
Corinne Gartner, DCA Staff Counsel
Shelley Ganaway, DCA Staff Counsel
Jennifer Robbins, DCA Staff Counsel
Debbie Damoth, Executive Specialist Manager

April 9, 2025

I. Call to Order, Establishment of Quorum, and General Announcements (Including Possible Notifications, Actions, and Disclosures Pursuant to Government Code section 11123.2(j))

President Oh called the Board meeting to order at 1:00 p.m. Dr. Oh reminded all individuals present that the Board is a consumer protection agency charged with administering and enforcing Pharmacy Law. Where protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount.

Roll call was taken. The following Board members were physically present in Sacramento: Jessi Crowley, PharmD, Licensee Member; Trevor Chandler, Public Member; Renee Barker, PharmD, Licensee Member; Jeff Hughes, Public Member; KK Jha, RPh, Licensee Member; Jay Newell, MSW, Public Member; Ricardo Sanchez, Public Member; and Maria Serpa, PharmD, Licensee Member. Seung Oh, PharmD, Licensee Member, and Nicole Thibeau, PharmD, Licensee Member participated via WebEx. Dr. Oh and Dr. Thibeau disclosed that no persons over 18 years old were present in the room with them as they participated in the meeting remotely via WebEx. A quorum was established.

II. Public Comments on Items Not on the Agenda/Agenda Items for Future Meetings

Members of the public participating from Sacramento were provided the opportunity to comment. The Board heard a comment from a member of the public who spoke about concerns about COVID-19 vaccines.

Members of the public participating via WebEx were provided the opportunity to comment; however, no comments were made.

Members were provided the opportunity to comment; however, no members provided comments.

III. Recognition and Celebration of Pharmacists Licensed in California for 40 Years

President Oh advised the Board's recognition of pharmacists licensed in California for over 40 years was posted on the Board's website and pharmacists were provided with a certificate when they reach this significant milestone. President Oh invited pharmacists licensed for 40 years or more to identify themselves and be recognized by the Board. President Oh thanked all pharmacists who worked in pharmacy serving the consumers of California.

IV. Election of Board Officers

President Oh advised as included in the Board of Pharmacy Board Member Procedure Manual, officers shall serve a one-year term, effective June 1, and may be re-elected for consecutive terms.

President Oh thanked the Board for the opportunity to serve as president. Dr. Oh also thanked Vice President Jessi Crowley and Treasurer Trevor Chandler for their service.

President Oh then opened the nominations for the office of president.

Nomination for President: Seung Oh

Nominated by: Crowley/Sanchez

Dr. Oh accepted the nomination.

Members of the public were provided the opportunity to comment in Sacramento; however, no comments were made.

Members of the public were provided the opportunity to comment via WebEx; however, no comments were made.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

Dr. Oh was re-elected as president.

President Oh next accepted nominations for the office of vice president.

Nomination for Vice President: Jessi Crowley

Nominated by: Oh/Barker

Dr. Crowley accepted the nomination.

Members of the public participating in Sacramento were provided the opportunity to comment; however, no comments were made.

Members of the public were provided the opportunity to comment via WebEx. A member of the public spoke in support of President Oh and the Board for protecting the community.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

Dr. Crowley was re-elected as vice president.

President Oh then accepted nominations for the office of treasurer.

Nomination for Treasurer: Trevor Chandler

Nominated by: Oh/Hughes

Mr. Chandler accepted the nomination.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

Mr. Chandler was re-elected as treasurer.

V. Approval of Board Meeting Minutes

a. January 8, 2025 Board Meeting

Dr. Oh referenced the draft minutes from the January 8, 2025 Board meeting. Members were provided an opportunity to comment; however, no comments were made.

Motion: Approve the January 8, 2025 Board meeting minutes as presented in the meeting materials.

M/S: Crowley/Chandler

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

b. February 5-6, 2025 Board Meeting

Dr. Oh referenced the draft minutes from the February 5-6, 2025 Board meeting. Members were provided an opportunity to comment; however, no comments were made.

Motion: Approve the February 5-6, 2025 Board meeting minutes as presented in the meeting materials.

M/S: Thibeau/Barker

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

c. March 6, 2025 Board Meeting

Dr. Oh referenced the draft minutes from the March 6, 2025 Board meeting. Members were provided an opportunity to comment; however, no comments were made.

Motion: Approve the March 6, 2025 Board meeting minutes as presented in the meeting materials.

M/S: Barker/Chandler

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 1 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Abstain |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

d. March 12, 2025 Disciplinary Petition Committee Meeting

Dr. Oh referenced the draft minutes from the March 12, 2025 Disciplinary Petition Committee meeting. Members were provided an opportunity to comment; however, no comments were made.

Motion: Approve the March 12, 2025 Disciplinary Petition Committee meeting minutes as presented in the meeting materials.

M/S: Thibeau/Newell

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 1 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Abstain |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

e. March 26, 2025 Board Meeting

Dr. Oh referenced the draft minutes from the March 26, 2025 Board meeting. Members were provided an opportunity to comment; however, no comments were made.

Motion: Approve the March 26, 2025 Board meeting minutes as presented in the meeting materials.

M/S: Hughes/Newell

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 1 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Abstain |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

VI. Report by the California Department of Consumer Affairs

The Board heard a report from Manager Specialist Judie Bucciarelli on behalf of the Department of Consumer Affairs.

Members were provided the opportunity to comment; however, no comments were made.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

VII. Discussion and Possible Action Related to Proposed Amendment to California Code of Regulations, Title 16, Section 1708.2 Related to Discontinuance of Business, Including Review of Comments Received During the 15-Day Comment Period to the Second Modified Text

President Oh advised this item was placed on the agenda in the event comments were received during the 15-day comment period. As there were no comments received, consistent with the Board's prior motion, the executive officer had the authority to adopt the text.

VIII. Discussion and Possible Action Related to Proposed Amendment to California Code of Regulations, Title 16, Sections 1715 and 1784 Related to Community Pharmacy/Hospital Outpatient Pharmacy Self-Assessment Form 17M-13, Hospital Pharmacy Self-Assessment Form 17M-14, and Wholesaler/Third-Party Logistics Provider Self-Assessment Form 17M-26, Including Review of Comments Received During the 45-Day Comment Period

Dr. Oh advised this agenda item pertained to review of comments received in response to the Board's 45-day comment period on proposed amendments to various self-assessment forms incorporated by reference into California Code of Regulations, title 16, sections 1715 and 1784. These proposed amendments were approved by the Board in April 2024; however, the 45-day comment period did not begin until January 10, 2025.

Dr. Oh noted with the delay in the notice, additional changes to pharmacy law have occurred. He further noted that he had identified a number of areas for change on all of the forms, and that members of the Enforcement and Compounding Committee had also identified necessary changes. Given this, and given that the Board's sunset report included a proposal to move the self-assessment process into statute, Dr. Oh suggested the Board withdraw the current rulemaking and allow him to work with Dr. Serpa to take a deeper look at the forms with staff and present revised forms at a future meeting for the Board's consideration. He added if members agreed, during the Enforcement and Compounding Committee report, should the Board agree with the recommendations from the Committee, the Board could update the self-assessment drafts on the Board's website while he and Dr. Serpa undertook their review.

Members were provided the opportunity to comment and inquired about the process. Ms. Sodergren provided an overview that if approved through legislation, the Board would be able approve updated self-assessment forms at Board meetings as currently done with the surgical clinic self-assessment form. Members asked about the requirement for completion of the form by nonresident 3PLs. Counsel Robbins noted completion was not required by nonresident 3PLs, but they could complete the form if they found it helpful.

Motion: Withdraw the rulemaking proposal noticed January 25, 2025 related to possible amendment to California Code of Regulations, Title 16, Sections 1715 and 1784 Related to Community Pharmacy/Hospital Outpatient Pharmacy Self-Assessment Form 17M-13, Hospital Pharmacy Self-Assessment Form 17M-14, and Wholesaler/Third-Party Logistics Provider Self-Assessment form 17M-26.

M/S: Serpa/Chandler

Members of the public participating in Sacramento were provided the opportunity to comment; however, no comments were made.

Members of the public participating via WebEx were provided the opportunity to comment. A representative of Kaiser Permanente noted that he hoped the comments Kaiser provided on the hospital self-assessment form would be included in future versions. The representative requested that the Board provide guidance to the regulated public on what forms were acceptable.

The executive officer confirmed that both the form currently incorporated into the regulations, and the draft form approved by the Board, would be accepted by the Board.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

IX. Enforcement and Compounding Committee Report

Chairperson Serpa provided the report on the Enforcement and Compounding Committee's meeting on March 27, 2025. Dr. Serpa thanked fellow Committee members Vice Chair Renee Barker and members Jeff Hughes, Seung Oh, Ricardo Sanchez, and Nicole Thibeau.

a. Discussion and Consideration of Implementation of Assembly Bill 1902 (Alanis, Chapter 330, Statutes of 2024) Prescription Drug Labels: Accessibility

Dr. Serpa recalled during the October 2024 Committee meeting, the Committee discussed possible implementation activities for a number of measures signed by the governor, including Assembly Bill 1902 related to prescription drug label accessibility. During the initial discussion there was some conversation about the need to develop regulations to implement the requirements.

At the March 2025 meeting, the Committee continued the discussion through consideration of specific policy questions. Dr. Serpa noted the Committee's general consensus that the Board's regulations in this area should focus on ensuring pharmacies develop policies and procedures to define how compliance with the legislation will be achieved. Members noted that meeting a patient's needs for an accessible prescription label will likely vary for individual patients and as such the Board must provide pharmacies with flexibility in meeting patients' needs. Dr. Serpa added if the Board was comfortable with the approach, the Committee would consider draft regulations at a future meeting.

Members were provided the opportunity to comment. Members spoke in support of the recommended approach.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

b. Discussion and Consideration of Updates to Self-Assessment Forms Incorporated by Reference

1. Community Pharmacy/Hospital Outpatient Pharmacy Self-Assessment Form 17M-13, California Code of Regulations (CCR), Title 16, Section 1715(c)
2. Hospital Pharmacy Self-Assessment Form 17M-14, CCR, Title 16, Section 1715(c)
3. Wholesaler/Third-Party Logistics Provider Self-Assessment Form 17M-26, CCR, Title 16, Section 1784(c)
4. Automated Drug Delivery System Self-Assessment Form 17M-112, CCR, Title 16, Section 1715.1
5. Surgical Clinic Self-Assessment Form 17M-118, Business and Professions Code Section 4192

Dr. Serpa reviewed the changes to the self-assessment forms being recommended by the Committee .

Members were provided the opportunity to comment. A member asked for clarification of the process related to Sunset. There was additional confusion regarding the update to the self-assessment process. Ms. Sodergren advised the intent was to restructure and overhaul the self-assessments.

Dr. Serpa noted that she believed it was appropriate for the Board to formally approve the updated Community Pharmacy/Hospital Outpatient Pharmacy Self-Assessment Form (17M-13) and Hospital Pharmacy Self-Assessment Form (17M-14) to allow Board staff to update the drafts currently included on the Board's website.

Members were provided an opportunity to comment. A member requested that one of the public comments made about Form 17M-14 during the 45-day comment period be addressed in the updates. Members discussed that the self-assessment forms restate statute and determined to keep the verbiage on the form aligned with the statutes' language.

Motion: Approve the drafts for posting to the Board's website consistent with the Board's discussion and direction including the proposed changes to the Community Pharmacy/Hospital Outpatient Pharmacy Self-Assessment Form (17M-13) and Hospital Pharmacy Self-Assessment Form (17M-14).

M/S: Barker/Serpa

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Members were provided the opportunity to comment. A member was concerned that having draft versions and approved versions of the self-assessment forms available on the Board's website was confusing to the regulated public. Dr. Serpa and the executive officer clarified that it was the Board's current practice to post both versions of the forms, with messaging that indicates that while the currently approved form will be accepted, the draft form will also be accepted; and it may be more helpful in assessing compliance to use the draft form, since the draft form is more reflective of current law.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

- c. Discussion and Consideration of Petition Request Forms Used for Petitions for Reinstatement of a License, Petitions for Modification of Penalty, and Petitions for Early Termination of Probation

Dr. Serpa advised the meeting materials provided background information including the relevant sections of the law that establish the general parameters for petitioning the Board for changes in a penalty or seeking reinstatement of a license. Dr. Serpa reviewed the history of the changes to the forms, and noted the Committee discussed and was recommending that the various petition forms be consolidated into a single form.

Members were provided an opportunity to comment; however, no comments were made.

Motion: To approve the updated petition request form used for petitions for reinstatement of a license, petitions for modification of penalty, and petitions for early termination of probation

M/S: Thibeau/Oh

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 10 Oppose: 0 Abstain: 0 Not Present: 1

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Support |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

d. Discussion and Consideration of Enforcement Statistics

Dr. Serpa noted the meeting materials included a summary of enforcement statistics for the first eight months of fiscal year 2024/25. The Board has initiated 2,099 complaints and closed 1,971 investigations. As of March 1, 2025, the Board had 1,495 field investigations pending. The meeting materials provided a breakdown of the average timeframe for the various stages of the field investigation process.

Members were provided an opportunity to comment; however, no comments were made.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

X. Organizational Development Committee Report

Dr. Oh advised the report was for information only. The meeting materials included updated information on the Board's budget for fiscal year 2024/25 which began July 1, 2025. The Board's authorized expenditures were anticipated to be about 35.2 million dollars. The Board's fund condition was expected to increase slightly at the end of the current fiscal year. According to the report provided by the DCA, the Board's fund currently had 6.4 months in reserve. As a reminder, under the provisions of Business and Professions Code (BPC) section 4400(p), the Board shall seek to maintain a reserve equal to approximately one year's operating expenditures. As the Board's new fee structure became effective in January 2025,

the fund will continue to be monitored and the Board will make adjustments in future years if needed. Dr. Oh noted Board member attendance and mail vote information was also included in the meeting materials and thanked members for their time and commitment to protecting California consumers. Dr. Oh advised the Board had 12 vacant staff positions with recruitments ongoing.

Members were provided the opportunity to comment. Dr. Thibeau requested the records be updated to indicated she was not at the January 8, 2025 Board meeting.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

XI. Closed Session Matters

Open session concluded at approximately 2:13 p.m. The Board took a break from 2:13 p.m. until 2:30 p.m. The Board began closed session at 2:30 p.m.

XII. Reconvene in Open Session to Adjourn for the Day

The Board reconvened into open session and adjourned the meeting for the day at 3:41 p.m.

April 10, 2025

President Oh called the second day of the Board meeting to order at approximately 9:15 a.m. Dr. Oh reminded all individuals present that the Board is a consumer protection agency charged with administering and enforcing Pharmacy Law. Where protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount.

Roll call was taken. The following Board members were physically present in Sacramento: Jessi Crowley, PharmD, Licensee Member; Trevor Chandler, Public Member; Renee Barker, PharmD, Licensee Member; Jeff Hughes, Public Member; Jay Newell, MSW, Public Member; Ricardo Sanchez, Public Member; and Maria Serpa, PharmD, Licensee Member. Seung Oh, PharmD, Licensee Member, and Nicole Thibeau, PharmD, Licensee Member, participated via WebEx. Dr. Oh and Dr. Thibeau disclosed that no persons over 18 years old were present in the room with them as they participated in the meeting remotely via WebEx. A quorum was established.

XIII. Presentation: Discharge Medication Review and Risks, Rita Shane, Pharm.D., FASHP, FCSHP, Vice President and Chief Pharmacy Officer, Cedars-Sinai

The Board heard a presentation from Cedars-Sinai Vice President Rita Shane regarding discharge medication review and risks.

Members were provided the opportunity to comment. Members spoke in support of the legislative change as recommended by Dr. Shane acknowledging change will only happen if there is a legislative mandate.

Members of the public participating in Sacramento were provided the opportunity to comment; however, there were no comments made.

Members of the public participating via WebEx were provided the opportunity to comment. The Board heard comments from representatives from CPhA, Sutter Health, Cedar Sinai, and CSHP as well as pharmacists and members of the public who spoke in agreement with Dr. Shane noting the gap in care when patients leave the hospital. Comments received noted information needed to also be communicated to the community pharmacist continuing the care once the patient was home from the hospital.

Members were provided the opportunity to comment. A member asked the time frame of the reported study. Dr. Shane provided the study was completed in six weeks and confirmed it was ongoing.

Before proceeding to the next agenda item, Dr. Oh noted that the Board may lose an in-person quorum in Sacramento. Accordingly, it was necessary for the Board to take action under Government Code section 11123.2(j)(3) to authorize that Member Thibeau's attendance and participation from a remote location shall count toward the establishment of a quorum. For the record Member Thibeau provided a general description of the circumstances relating to their need to participate remotely at today's meeting.

Motion: Based on Member Thibeau's description of the circumstances relating to their need to participate remotely at today's meeting, approve Member Thibeau's attendance and participation from a remote location at today's meeting, and authorize that Member Thibeau's attendance and participation from a remote location shall count toward the establishment of a quorum as permitted by section 11123.2(j) of the Government Code.

M/S: Oh/Crowley

Members of the public participating in Sacramento and via WebEx were provided

the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

XIV. Presentation: The 2025 Hospital Landscape, Sheree Lowe, Vice President of Policy, California Hospital Association

The Board heard a presentation from Vice President of Policy Sheree Lowe of the California Hospital Association.

The Board took a break from 11:00 a.m. to 11:15 a.m.

Roll call was taken. The following Board members were physically present in Sacramento: Jessi Crowley, PharmD, Licensee Member; Renee Barker, PharmD, Licensee Member; Jeff Hughes, Public Member; Jay Newell, MSW, Public Member; Ricardo Sanchez, Public Member; and Maria Serpa, PharmD, Licensee Member. Seung Oh, PharmD, Licensee Member, and Nicole Thibeau, PharmD, Licensee Member, participated via WebEx. A quorum was established.

Members were provided the opportunity to comment.

Members discussed possible opportunities to present inspection data by license categories including other areas where license specific information may be helpful. Members were interested in understanding more about the Office of Health Care Affordability. Members discussed the option of having a listening session for hospital pharmacists as well as additional presentations about challenges hospital pharmacies face. Members noted the need to work as a bridge between hospital and community pharmacies.

Member Chandler returned to the meeting at approximately 11:38 a.m.

Members of the public participating in Sacramento were provided the opportunity to comment; however, no comments were made.

Members of the public participating via WebEx were provided the opportunity to comment.

Members heard comments from representatives from CCAP and Sutter Health as well as a pharmacist. Comments stated that the two minute time limit for public comments was too short. Commenters also agreed hospitals have separate challenges and were in favor of a standing committee focused on hospital settings.

President Oh explained a time limit was set for comments to ensure all participants had the ability to comment on each agenda item.

Members were provided the opportunity to comment; however, no comments were made.

XV. Legislation and Regulation Committee Report

Chairperson Crowley provide a report on the Legislation and Regulation Committee's meeting held on April 9, 2025. Dr. Crowley thanked fellow Committee members, Vice Chair Nicole Thibeau and members Trevor Chandler, Maria Serpa, and KK Jha.

Dr. Crowley advised February 21, 2025, was the last day for bills to be introduced. The next legislative deadlines included May 2, 2025, as the last day for policy committees to hear and report to fiscal committees bills keyed as fiscal, and May 9, 2025, as the last day for policy committees to hear and report to the floor on nonfiscal bills. Dr. Crowley highlighted the deadlines to note it was early in the legislative cycle, and accordingly, the Committee determined it was appropriate to watch some measures at this time rather than establishing a position. This approach would allow the Committee to monitor measures through at least the first policy committee hearings.

Members were provided the opportunity to comment. Member Chandler requested SB 40 be added to the next Committee agenda.

a. Discussion and Consideration of Pending Legislation Impacting the Practice of Pharmacy, the Board's Jurisdiction, or Board Operations

1. Assembly Bill 50 (Bonta, 2025) Pharmacists: Furnishing Contraceptives

Dr. Crowley advised AB 50 would update provisions related to pharmacist-furnished hormonal contraception to explicitly allow pharmacists to furnish over-the-counter (OTC) contraception without following the standardized procedures required for prescription-only hormonal contraception. Further, the measure would allow for the furnishing of up to a 12-month supply of OTC contraception at one time. Dr. Crowley reported the measure successfully

passed out of the Assembly Business and Professions Committee with 17 votes in support of the measure and one abstention. The Committee recommended the Board establish a support position on the measure. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment; however, no comments were made.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

2. Assembly Bill 447 (González, 2025) Emergency Room Patient Prescriptions: Dispensing Unused Portions Upon Discharge

Dr. Crowley advised AB 447 would allow a prescriber to dispense an unused portion of a dangerous drug acquired by the hospital pharmacy to an emergency room (ER) patient under specified conditions, including that the dangerous drug was not a controlled substance, the dangerous drug had been ordered and administered to the ER patient, and dispensing the unused portion of the dangerous drug was required to continue treatment of the patient. As amended, it would exempt from licensure an automated unit dose system (AUDS) that was used to dispense to an ER patient pursuant to BPC section 4068.

Dr. Crowley reported the Committee noted this measure was a good example of a measure the Board should watch at this time. The measure was

considered in Assembly Business and Professions Committee April 9, 2025. The measure passed out of its first policy committee with additional amendments to the measure which were not yet in print. The Committee noted the measure should be amended to clarify the definition of unused portion and suggested the language should be further clarified to ensure the prescription was appropriately labeled to ensure the hospital pharmacy was aware of the dispensing.

At the Committee's meeting, public comment also suggested that amendments should be made to ensure appropriate labeling and that the standards for dispensing were consistent with pharmacist dispensing requirements. Public comment also spoke in support of the measure specifically related to the automated drug delivery system (ADDs) licensure exemption, and in support of seeking amendments to clarify the types of medications that would qualify for dispensing from the ER. Public comment also noted that the emergency department should not become another dispensary and stated concern that the provisions in the measure would have impacts to the pharmacy department.

Dr. Crowley reported the Committee was not recommending a position but believed the Board should watch the measure and consider it again at its meeting in June.

Members were provided an opportunity to comment. Members added the Committee discussion included unused portion for bulk products (e.g., inhaler, cream, eye drop, etc.) but not tablets or pills as well as the benefit of including post-exposure prophylaxis (PEP) treatment. Members looked forward to further discussing licensure status of AUDS in ER settings.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

3. Assembly Bill 529 (Ahrens, 2025) Pharmacy: Declared State of Emergency

Dr. Crowley advised AB 529 would extend the Board's authority to continue to waive provisions of pharmacy law for up to 120 days following the termination of a declared emergency. The measure successfully passed out of the Assembly Business and Professions Committee with 17 votes in support of the measure and one abstention. The Committee was recommending a support position. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment; however, no comments were made.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

4. Assembly Bill 667 (Solache, 2025) Professions and Vocations: License Examinations: Interpreters

Dr. Crowley advised as amended AB 667 would require boards within the DCA to permit an applicant who cannot read, speak, or write in English, to use an interpreter, at no cost to the applicant, beginning July 1, 2026. The measure would specify that the interpreter could not have a license for which the applicant was taking the examination and would require boards to post information regarding the provisions. It would also require boards to update applications to ask the applicant to identify their preferred language and to conduct an annual review of the language preferences of applicants. Boards would be required to report this information annually to specified committees of the Legislature as specified beginning January 1, 2029. The measure was considered in Assembly Business and Professions Committee on April 8, 2025. The measure passed out of the policy committee with additional amendments. Dr. Crowley advised while the amendments were not yet in print, it was her understanding that, as amended, this measure may no longer apply to the Board. Based on this, the Committee believed the Board should watch the measure and not establish a formal position.

Members were provided the opportunity to comment. Members noted the Board didn't currently have a policy on English proficiency.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

5. Assembly Bill 669 (Haney, 2025) Substance Use Disorder Coverage

Dr. Crowley advised AB 669 would ensure 28 days of inpatient, intensive outpatient, or partial hospitalization for substance use disorder treatment for patients. The measure would also prohibit insurers from requiring prior authorization for FDA-approved medications used to treat addiction that are deemed medically necessary by a doctor. The provisions would become effective January 1, 2027. The measure would be considered during the April 22, 2025 Assembly Health Committee. The Committee discussed the Board had historically supported measures that address barriers to access to treatment and was recommending a support position on the measure. The Committee received public comment in support of the measure.

Members were provided the opportunity to comment; however, no comments were made.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were received.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

6. Assembly Bill 957 (Ortega, 2025) Cigarette and Tobacco Products: Retail Sale: Pharmacies

Dr. Crowley advised AB 957 would prohibit a pharmacy from selling cigarettes or tobacco products. The policy goals of the measure appeared consistent with the Board's policy statement included in the meeting materials. The measure successfully passed out of the Assembly Business and Professions Committee on April 8, 2025. The Committee was recommending a support

position. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment; however, no comments were made.

Committee Recommendation: Support

Members of the public participating in Sacramento were provided the opportunity to comment; however, no comments were received.

Members of the public participating via WebEx were provided the opportunity to comment. The Board received comments in support of the measure from a pharmacist . The commenter urged the Board to support banning sales of cigarettes or tobacco products both in pharmacies and in buildings where pharmacies were located. Ms. Sodergren indicated in discussions with the author's office the intent was to include limitations of tobacco sales to the building where a pharmacy was located and not just the licensed location.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

7. Assembly Bill 1037 (Elhawary, 2025) Public Health: Substance Use Disorder

Dr. Crowley advised AB 1037as related to the Board's jurisdiction would remove the January 1, 2026 sunset date related to pharmacist authority to furnish hypodermic needles and syringes for human use without a prescription under specified conditions. The measure was considered by the Assembly Health Committee on April 8, 2025, and passed out of that Committee. The Committee was recommending a support position. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment; however, no comments were made.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

8. Assembly Bill 1460 (Rogers, 2025) Prescription Drug Pricing

Dr. Crowley advised AB 1460 would prohibit a prescription drug manufacturer from engaging in discriminatory practices that would impose additional conditions or otherwise interfere with a covered entity's purchase or delivery of a drug subject to federal pricing requirements under specified conditions. The measure was scheduled to be discussed during the Assembly Health Committee on April 22, 2025. The Committee recommended a support position on the bill. The Committee discussed concern with changes that were being sought to restrict 340B programs and noted that limiting 340B programs would increase costs. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment. Members noted that the 340B program was a federal program that allows entities who serve underserved patient populations to purchase medications at a cheaper price and put the savings back into patient care. The money comes from the profits of drug manufacturers. Members noted it was also helpful for children's programs at hospitals and other hospitals. Many hospitals and clinics rely on the 340B program. Members discussed the enforcement of the program with the Board possibly being involved. A member noted other states who have passed similar legislation were currently dealing with litigation.

Committee Recommendation: Support

Members of the public participating in Sacramento were provided the opportunity to comment. The Board heard a comment from CPhA in support of the measure.

Members of the public participating via WebEx were provided the opportunity to comment; however, no comments were received.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

9. Assembly Bill 1503 (Committee on Business and Professions, 2025) Pharmacy: Sunset Review: Advanced Pharmacist Practitioner

Dr. Crowley advised AB 1503 was the Board's sunset measure. In its current form the measure would update the term "advanced practice pharmacist" to "advanced pharmacist practitioner." The Committee was recommending a support position. The Committee also received public comment in support of the measure.

Committee Recommendation: Support

Members of the public participating in Sacramento were provided the opportunity to comment.

A representative of CPhA spoke in favor of the measure and the Board for exploring standard of care and requested inclusion of standard of care in AB 1503.

Members of the public participating via WebEx were provided the opportunity to comment; however, no comments were received.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

10. Senate Bill 41 (Wiener, 2025) Pharmacy Benefits

Dr. Crowley advised as amended, SB 41 would establish the regulation of pharmacy benefits managers (PBMs) within the Department of Insurance. The measure was scheduled to be considered on April 23, 2025, by the Senate Health Committee. The Board has received public comments and complaints from consumers and health care providers stemming from actions by PBMs. This measure was similar to Senate Bill 966 from last year that was supported by the Board but was vetoed by the governor. Committee discussion noted PBMs pose a significant threat to pharmacy practice, and it was important that the Board communicate to the Legislature and governor the importance of this bill including the impacts to public health. The Committee was recommending a support position on the measure. The Committee received public comment from a co-sponsor of SB 41 requesting that the Board support the measure. The Committee also received public comment in support of the measure.

Members were provided the opportunity to comment. Members spoke in support of the measure. One member noted that the Arkansas legislature recently passed legislation that would prohibit a PBM from owning a pharmacy as a way to address conflicts of interest. Members noted as standard of care continues to be discussed this was a critical piece of pharmacy practice that needs to be addressed and fixed.

Committee Recommendation: Support

Members of the public participating in Sacramento were provided the opportunity to comment. The Board received comments from a

representative of CPhA as the sponsor of the bill, requesting that the Board support the measure.

Members of the public participating via WebEx were provided the opportunity to comment; however, no comments were received.

Support: 8 Oppose: 0 Abstain: 1 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Abstain |

11. Senate Bill 470 (Laird, 2025) Bagley-Keene Open Meeting Act: Teleconferencing

Dr. Crowley advised SB 470 would make permanent the current flexibilities provided in the Bagley-Keene Open Meeting Act. The Board has relied upon the current flexibilities under the temporary provisions. Dr. Crowley agreed with the recommendation to establish a support position and noted that establishing such a position would be consistent with the Board's position last year on a similar measure. The measure passed out of the Senate Judiciary Committee on Tuesday, April 8, 2025. The Committee noted continued availability of teleconferencing was important to ensure access to those with chronic disease or disability. Member Thibeau indicated that her participation would be directly impacted should the teleconferencing option be eliminated. The Committee was recommending a support position.

Members were provided the opportunity to comment; however, no comments were received.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

12. Senate Bill 497 (Wiener, 2025) Legally Protected Health Care Activity

Dr. Crowley advised SB 497 would prohibit the release of medical information related to a person seeking or obtaining gender-affirming health care or gender-affirming mental health care under specified conditions. The measure passed out of the Senate Judiciary Committee's hearing on April 8, 2025. The Committee noted the Board had been a strong supporter of gender affirming care and the transgender community. Additionally, members discussed that there was a lot of fear among the LGBTQ+ community when traveling outside of California. Members discussed Medi-Cal requirements that require a diagnosis of gender dysphoria which could flag someone's record. It was suggested that this issue be raised with the author's office. The Committee was recommending a support position. The Committee also received public comment spoke in support of the measure and the protections it provides.

Members were provided the opportunity to comment; however, no comments were received.

Committee Recommendation: Support

Members of the public participating in Sacramento were provided the opportunity to comment; however, no comments were received.

Members of the public participating via WebEx were provided the opportunity to comment. A member of the public shared a personal account of requesting the gender to clarify a prescription.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

13. Senate Bill 548 (Reyes, 2025) California Overdose Death and Addiction Reduction Act of 2025

Dr. Crowley advised SB 548 would require the California Health and Human Services Agency, on or before January 1, 2028, to create a set of recommendations to support a five-year implementation plan for reducing alcohol- and drug-related addiction deaths by 50% by 2031 and convene a state advisory group for the purposes of advising the agency on those recommendations. The bill would require the advisory group to consist of representatives from specified entities, including the State Department of Health Care Services, among others. The bill would also require the agency to adopt the recommendations provided by the advisory group and to consider specified information, including quality and performance measures, in establishing minimum standards for the effective delivery of services. The measure was scheduled to be considered by the Senate Health Committee on April 30, 2025. The Committee was recommending a support position. The Committee noted that neither the Board nor a pharmacist were included in the advisory group and believed pharmacist representation would be important on the advisory committee. Public comment spoke in support of the measure and agreed that it would be appropriate to include a pharmacist on the state advisory group.

Members were provided the opportunity to comment; however, no comments were received.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|---------------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

14. Senate Bill 641 (Ashby, 2025) Department of Consumer Affairs and Department of Real Estate: States of Emergency: Waivers and Exemptions

Dr. Crowley advised SB 641 would authorize the boards within DCA to waive the application of certain provisions of board licensure requirements for licensees and applicants impacted by a declared federal, state, or local emergency or whose home or business was located in a declared disaster area, including certain examination, fee, and continuing education requirements. Additionally, it would require all applicants and licensees of a board to provide the board with an email address. The Committee noted the Board would be required to pursue a regulation change related to maintaining an email address and the Board would anticipate a decline in revenue should the legislation be enacted. Dr. Crowley reported the measure successfully passed out of the Senate Business, Professions and Economic Development Committee with 10 votes in support of the measure and one abstention. The Committee was recommending a support position. The Committee did not receive any public comment on this measure.

Members were provided the opportunity to comment; however, no comments were received.

Committee Recommendation: Support

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

b. Discussion and Consideration of Board Regulations

1. Board-Adopted Regulations Undergoing Review by the Office of Administrative Law
 - i. Proposed Regulation to Add Title 16 CCR Section 1700 Related to Digital Signatures
2. Board-Approved Regulations Undergoing Pre-Notice Review by the Department of Consumer Affairs, or Business, Consumer Services and Housing Agency
 - i. Proposed Regulation to Add Title 16 CCR Section 1746.6 Related to Medication Assisted Treatment Protocol
 - ii. Proposed Regulation to Amend Title 16 CCR Section 1707.4 Related to Central Fill Pharmacies
3. Board-Approved Regulations – Board Staff Drafting Initial Rulemaking Documents
 - i. Proposed Regulation to Amend Title 16 CCR Section 1715.1 Related to Automated Drug Delivery Systems Self-Assessment
 - ii. Proposed Regulation to Add Title 16 CCR Sections 1750 and 1750.1 Related to Outsourcing Facilities

Dr. Crowley advised all items included in the regulations portion of the report were for information only. The Board had several regulations in various stages of promulgation. The Board had one regulation undergoing post adoption review by the Office of Administrative Law, two regulations undergoing pre-notice review, and staff were preparing regulation documents for the ADDS self-assessment rulemaking package and revising the rulemaking package for the Board's outsourcing facility proposal. Public comment was not received during the Committee meeting.

Members were provided the opportunity to comment; however, no comments were made.

Members of the public participating in Sacramento and via WebEx were provided the opportunity to comment; however, no comments were made.

Dr. Oh requested the Board post the digital signature policy statement with the self-assessments.

The Board took a lunch break from 12:41 p.m. to 1:30 p.m.

Roll call was taken. The following Board members were physically present in Sacramento: Jessi Crowley, PharmD, Licensee Member; Trevor Chandler, Public Member; Renee Barker, PharmD, Licensee Member; Jeff Hughes, Public Member; Jay Newell, MSW, Public Member; Ricardo Sanchez, Public Member; and Maria Serpa, PharmD, Licensee Member. Seung Oh, PharmD, Licensee Member, and Nicole Thibeau, PharmD, Licensee Member, participated via WebEx. A quorum was established.

XVI. Discussion and Consideration of Draft Response to Sunset Issues Raised by the Legislative Oversight Committee

President Oh reported following the Board's oversight hearing on March 11, 2025, the Board had 30 days to provide official responses to the 32 issues raised in the background paper. Staff drafted responses to each issue raised. Dr. Oh believed the draft responses were appropriate.

Dr. Oh advised Issue #1 was regarding Board member expertise and asking if the membership of the Board should be changed to include a pharmacy technician.

Members were provided the opportunity to comment. Some members were not in favor of adding a pharmacy technician to the Board and appreciated the neutral response. Some members were in favor of adding a pharmacy technician to the Board but agreed it was not the right time and a larger discussion would need to occur. Members expressed concern that a pharmacy technician member would replace a pharmacist member on the Board. It was recommended that a statement be added to confirm the Board was committed to continued evaluation of adding a pharmacy technician to the Board.

Dr. Oh advised Issue #2 asked if the Board had sufficient legal counsel.

Members were provided the opportunity to comment. Members believed the Board had sufficient legal counsel.

Dr. Oh advised Issue #3 asked if the Board's fund condition and fees were sufficient to cover future revenue.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #4 was related to retitling “Advanced Practice Pharmacist” to “Advanced Pharmacist Practitioner” and was one item currently included in the Board’s sunset bill.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #5 was related to the Board’s proposal to regulate IV hydration clinics that operate without specified oversight while compounding occurs.

Members were provided the opportunity to comment. Members spoke in strong support of the proposal, highlighting the intended narrow scope.

Dr. Oh advised Issue #6 was related to the Board’s discussion of pharmacy delivery services.

Members were provided the opportunity to comment. Members suggested including a clarifying statement that the proposal does not include drug delivery from wholesalers or manufacturers as the focus was intended to be on delivery from a pharmacy to a patient. It was also recommended to remove the “evidence of completion” sentence.

Dr. Oh advised Issue #7 was the Board’s ownership prohibitions proposal.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue 8 was the Board’s retired pharmacist license proposal.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #9 was the Board’s statutory proposal related to restoring some discretion in making licensing decisions.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #10 was the Board’s statutory proposal related to pharmacy technician trainees.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #11 was the Board’s statutory proposal recommending clarifying changes to provisions for pharmacies operating under common ownership. Dr. Oh

stated he wanted to ensure members were comfortable with the draft statutory language which was included as an attachment.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #12 was related to the Board's Standard of Care model for pharmacist practice.

Members were provided the opportunity to comment. Members agreed the response should be updated to include emergency department use such as needing an inhaler. Some members wanted to include pharmacists follow ACIP guidelines related to vaccines where other members were concerned about referencing ACIP. Members agreed to update the response to state if ACIP guidelines were unavailable, pharmacists may rely upon other reputable sources.

Dr. Oh advised Issue #13 was related to the Board's self-assessment proposal.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #14 was the Board's statutory proposal to improve regulation of nonresident pharmacies.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #15 was related to the proposal to secure increased fine authority for mail order pharmacies.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #16 was related to the discussion and proposal related to online health platforms.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #17 was related to the Board's statutory proposal to address some payor practices compromising patient safety.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #18 was related to the Board's proposal to update the current requirements for pharmacist-furnished medication assisted treatment.

Members were provided the opportunity to comment. Members mentioned Substance Abuse and Mental Health Services Administration (SAMHSA) no longer existed and recommended adding another statement for current best practices.

Dr. Oh advised Issue #19 was related to the Board's proposal to update the pharmacist to pharmacy technician ratio.

Members were provided the opportunity to comment. Members liked the response.

Dr. Oh advised Issue #20 was related to the Board's statutory proposal to expand provisions for pharmacy technicians to work outside of a pharmacy while under the direct supervision and control of a pharmacist.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #21 was related to the Board's statutory proposal related to artificial intelligence being pursued to ensure the autonomy of pharmacist practice.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #22 was related to the Board's proposal to allow for the digitizing of pharmacy records.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #23 was related to the Board's compounding regulations.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #24 was related to the Board's statutory proposal related to compounding by adding a flavoring agent.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #25 was related to the Board's remote processing statutory proposal.

Members were provided the opportunity to comment. A member requested clarification as they thought the Board discussed the need for certain settings. Dr. Oh clarified it was not limited at the time and drafted as a neutral response.

Dr. Oh advised Issue #26 was a new issue being raised by the oversight committee questioning if there should be greater distinction between community pharmacies and health system pharmacies.

Members were provided the opportunity to comment. Members discussed adding in the recommendation to require discharge medication. Members were generally opposed to having separate laws and regulations for different practice settings. Some members thought there needed to be a model for hybrid models (e.g., clinic and pharmacy associated) but overall members were supportive of the response.

Dr. Oh advised Issue #27 was related to the Board's statutory proposal to waive application fees for a pharmacy that operates in a medically underserved area.

Members were provided the opportunity to comment. Members agreed to update the response to add a note that the issue of urban pharmacy deserts also requires evaluation but were unclear if it would need a statutory change. Members discussed adding expediting for pharmacies in these pharmacy deserts. Members suggested footnoting a link of urban areas from Dr. Steven Chen.

Dr. Oh advised Issue #28 was related to the Board's statutory fix to allow for pharmacist furnished OTC hormonal contraception.

Members were provided the opportunity to comment. Members agreed to adding a statement to note the Board took a support position on AB 50.

Dr. Oh advised Issue #29 was related to the Board's technical cleanup proposals related to the Board's patient safety measure, AB 1286 (Haney, Chapter 470, Statutes of 2023).

Members were provided the opportunity to comment. Members discussed addressing the "store management" issue that was raised related to self-assessments. A member requested information about complaints or citations for pharmacies or entities pressuring pharmacists to perform services. Another member suggested it should be a separate agenda item to discuss at a future Licensing Committee meeting.

Dr. Oh advised Issue #30 was related to the Board's proposal to update records requirements.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #31 was an opportunity for the Board to provide the oversight committees with any additional cleanup amendments.

Members were provided the opportunity to comment; however, no comments were made.

Dr. Oh advised Issue #32 was a recommendation to continue the Board's current regulation of the pharmacy profession.

Members were provided the opportunity to comment; however, no comments were made.

Motion: Approve the draft response to the sunset issues raised by the legislative oversight committees consistent with the Board's discussion and delegate to the Board President the authority to work with Board staff to finalize the response, including attachments thereto, for submission to the oversight committees.

M/S: Oh/Chandler

Members of the public participating in Sacramento were provided the opportunity to comment. A representative of CPhA commented about the standard of care proposal.

Members of the public participating via WebEx were provided the opportunity to comment. The Board heard comments from representatives of Kaiser Permanente and CCAP as well as a pharmacist and member of the public. Public comments received agreed with Member Thibeau's comments regarding Issue #26; multiple commenters supported adding a pharmacy technician to the Board; asked the Board to take different practice settings into consideration; warned of unintentional consequences and recommended clean up language be done at a later time; and agreed about distinguishing pharmacist and advanced practice pharmacist.

Support: 9 Oppose: 0 Abstain: 0 Not Present: 2

| Board Member | Vote |
|--------------|-------------|
| Barker | Support |
| Chandler | Support |
| Crowley | Support |
| Hughes | Support |
| Jha | Not Present |
| Newell | Support |
| Oh | Support |
| Sanchez | Support |
| Sandhu | Not Present |
| Serpa | Support |
| Thibeau | Support |

XVII. Executive Officer Report

Ms. Sodergren provided an overview of the licensing statistics. She noted the semi-annual CPJE stats were provided. The overall pass rate during the period for the CPJE was 51.95%. This was comparable to pass rate of 52.90% during the same time in 2023/24. California schools had slightly higher pass rates than other US graduates. The Board's display of NAPLEX scores reflects scores associated with any candidate that took the CPJE during the time period with a score reported to the Board, regardless of when the NAPLEX was taken. The overall pass rate for this exam period was 71.66%. California schools had a lower pass rate of 65.50% compared with other US candidates having a pass rate of 83.40%.

Ms. Sodergren provided an update on the increase of online renewal. She noted the small issue with some renewals which was being managed through a manual process.

Ms. Sodergren reminded licensees of the CURES fee increases effective July 1, 2025.

Ms. Sodergren reported with the execution of the contract with the Institute for Safe Medication Practices, implementation activities were underway for the medication error reporting system and communication to licensees would be released soon.

Members were provided the opportunity to comment. Members discussed pass/fail statistics related to CPJE including work experience by students. Members also discussed the Board's presence on social media such as LinkedIn as an alternative to X.

Members of the public participating in Sacramento were provided the opportunity to comment. A representative of CPhA thanked Ms. Sodergren and Dr. Oh for joining the CPC meeting.

Members of the public participating via WebEx were provided the opportunity to comment. A representative of Kaiser Permanente agreed with the comment related to the work requirement for intern pharmacists.

The meeting adjourned at 3:05 pm.

Attachment IV.

**b. May 21, 2025
Disciplinary Petition
Committee Meeting**



California State Board of Pharmacy
2720 Gateway Oaks Drive, Suite 100
Sacramento, CA 95833
Phone: (916) 518-3100 Fax: (916) 574-8618
www.pharmacy.ca.gov

Business, Consumer Services and Housing Agency
Department of Consumer Affairs
Gavin Newsom, Governor



**California State Board of Pharmacy
Department of Consumer Affairs
DRAFT Disciplinary Petition Committee Meeting Minutes**

Date: May 21, 2025

Location: OBSERVATION AND PUBLIC COMMENT IN PERSON:
California State Board of Pharmacy
2720 Gateway Oaks Drive, First Floor Hearing Room
Sacramento, CA 95833

Board of Pharmacy staff members were present at the observation and public comment location.

PUBLIC PARTICIPATION AND COMMENT FROM A
REMOTE LOCATION: WebEx

**Committee
Members**

Present: Jessi Crowley, PharmD, Licensee Member, Chair
Jason Newell, Public Member
Ricardo Sanchez, Public Member
Maria Serpa, PharmD, Licensee Member

**Committee
Members**

Not Present: Kartikeya "KK" Jha, RPh, Licensee Member
Claudia Mercado, Public Member

Staff Present: Anne Sodergren, Executive Officer
Corinne Gartner, DCA Staff Counsel
Shelley Ganaway, DCA Staff Counsel
Debbie Damoth, Senior Administration Manager

May 21, 2025

I. Call to Order, Establishment of Quorum, and General Announcements

Chairperson Crowley called the meeting to order at approximately 9:00 a.m.

Dr. Crowley reminded all individuals present that the Board is a consumer protection agency charged with administering and enforcing Pharmacy Law. Where protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount. Dr. Crowley advised all individuals the meeting was being conducted via WebEx. Department of Consumer Affairs' staff provided general instructions for participating in the meeting via WebEx or phone.

Dr. Crowley welcomed Board Member Claudia Mercado to the Board, noting that Ms. Mercado was appointed by the California Senate Rules Committee.

Roll call was taken. The following Committee members were present via WebEx: Jason Newell, Public Member; Ricardo Sanchez, Public Member; Maria Serpa, PharmD, Licensee Member; and Jessi Crowley, PharmD, Licensee Member. A quorum was established.

Dr. Crowley reminded Committee members participating via WebEx to remain visible on camera throughout the open portion of the meeting. If members needed to temporarily turn off cameras due to challenges with internet connectivity, members were reminded to announce the reason for their nonappearance when the camera was turned off.

II. Public Comments on Items Not on the Agenda/Agenda Items for Future Meetings

Members of the public were provided with an opportunity to provide comment for items not on the agenda or agenda items for a future meeting; however, no comments were made.

III. Petitions for Reinstatement of Licensure, Early Termination of Probation, or Other Modification of Penalty

Administrative Law Judge Wim van Rooyen presided over the hearing.

A. Bunnaun Bruce Uch, RPH 48460

IV. Closed Session

Open session concluded at approximately 10:22 a.m. The Committee entered closed session at approximately 10:33 a.m. and ended closed session at approximately 11:14 a.m.

V. Reconvene in Open Session to Adjourn for the Day

The Committee reconvened into open session and adjourned the meeting at approximately 11:14 a.m.