

INDIANA BOARD OF PHARMACY

<https://IndianaEnhanced.Webex.com/join/PLAWebex>

(240) 454-0887 and entering meeting room # 610 915 440

MINUTES OF AUGUST 28, 2020

Matt Balla, R.Ph., President, called the meeting to order at 12:01 p.m. and declared a quorum in accordance with IC 25-26-13-3(d), pursuant to public notice posted on line at the board's website and on the state calendar at least forty-eight (48) hours before the time of the meeting.

Members Present by Telephone: Matt Balla, R.Ph., President
Mark Smosna, R.Ph., Member
Donna Wall, R.Ph., Member (arrived 8:16a.m.)
Winnie Landis, R.Ph., Member
Steve Anderson, R.Ph., Vice President (left Noon)

Staff Present by Telephone: Laura Turner, J.D., Board Director
Professional Licensing Agency
Jody Edens, Assistant Director
Professional Licensing Agency
Nicole Schuster, J.D.,
Deputy Attorney General,
Office of the Attorney General

The Board voted by roll call to adopt the agenda.

Smosna/Wall, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Winnie Landis, Matt Balla, Mark Smosna, Donna Wall

The following board members objected: none
The following board members abstained: none

FULL BOARD APPEARANCES

INSPECT Federal Funding Process for E-Prescribing:

Kara Slusser, INSPECT Director appeared regarding this matter. Ms. Slusser introduced two (2) new associates that have joined the INSPECT team, they are Karen Broecker and

Tobi Faghbamiye.

Effective December 31, 2020 and pursuant to Senate Enrolled Act 176, the State of Indiana has mandated that ALL prescriptions for controlled substances be issued through an electronic format and transmission (E-prescribing).

Pursuant to Senate Act 176 and the Patients and Communities Act passed by the federal government in 2018, the State of Indiana through INSPECT is now providing funding to ensure that all practices are in full compliance by the state's statutory deadline of December 31, 2020. Dentists, Physicians, Advanced Practice Registered Nurses, Optometrists, Physician Assistants, and Podiatrists in violation of these provisions will be subject to disciplinary action. Veterinarians are not included in the e-prescribing law.

There will be an application on INSPECT website for e-prescribing funding assistance. Ms. Slusser explained that they will send out an email to all regarding the assistance program. January 1, 2021 is the mandatory date for e-prescribing for all practitioners that hold a controlled substance registration.

When a practitioner submits an application for financial assistance, they will receive an automatic reply that their application has been received. The financial assistance is geared toward private practices and underserved communities. ISDH is looking at Hospital financial assistance. Just the initial costs can be covered, not the on-going cost.

The have two (2) Federal Grants – the Support Act with \$300,000 and a CDC Grant \$675,000- per year for two (2) years.

From a survey two (2) years ago it was estimated that 15% do not have an EMR system.

New Funding Initiative for EMR System with E-Prescribing: Funding is made available to help practices switch from paper to EMR systems that have E-Prescribing functionality or from EMR systems that do not have E-Prescribing Capability.

Eligibility Requirements: INSPECT will determine your eligibility for funding benefit of the Electronic Medical Record (EMR) system implementation with E-Prescription capability.

You must meet one of the following three eligibility requirements to possibly qualify for funding:

- You do not have an existing EMR system
- You do not have an existing E-Prescribing functionality
- You do not have an EMR system with E-prescribing functionality

The Federal Government Act also includes legislation that requires ALL Medicare Part D practitioners to begin electronically prescribing Part D drugs requiring prior authorization on January 1, 2021.

The Pharmacy Board along with input from the Medical Board will develop emergency

rules for exceptions to e-prescribing. There are some exceptions in the statute that were supported by ISMA. They are:

- Physicians who write no more than 100 applicable prescriptions per year.
- Locum tenens physicians or physicians practicing in a location other than their primary office on a temporary basis.
- If the physician determines that it is in the best interest of the patient, or the patient requests a written prescription, to compare prescription drug prices among area pharmacies and documents such in the medical record.
- If the physician reasonably determines that it would be impractical for the patient to obtain an electronic prescription in a timely manner and such delay would adversely affect the patient's medical condition.
- Physicians who do not utilize electronic medical records.
- Compounded prescriptions.
- Prescriptions with directions longer than 140 characters.
- Physicians who are volunteering or providing uncompensated care.

Kara also explained to the Board that INSPECT has grant money that must be spent by September 30, 2020 or INSPECT loses it. Ms. Slusser submitted a spreadsheet for the Board to review documenting what we are requesting approval from the Board to spend the money on. Some items are as follows:

- Integrating MLO and AWA Rx E – so that anytime a practice is no longer active it will automatically be taken out of AWA Rx E.
- Scanner upgrade project
- Board room audio/video equipment project with live streaming
- Data Analytics project – Tableau Creator Software
- Additional equipment needs: Monitors, flat panels, laptops
- Marketing materials: Banners, Table Skirt, Printed Easel signs, New Projectors
- Billgent – New marketing PowerPoint

After discussion and reviewing the spreadsheet the Board moved to APPROVE the use of the grant money for the items listed on the spread sheet as well as the annual maintenance costs listed on the spread sheet.

Wall/Smosna, 5/0/0
Motion carries

The following board members voted aye by roll call:
Steve Anderson, Winnie Landis, Matt Balla, Mark Smosna, Donna Wall
The following board members objected: none
The following board members abstained: none

Ms. Slusser also requested approval to use CSR funds for three months of covering salaries for contractors (approx. \$220,000) as there will be two (2) to three (3) months between the current funding and when we receive the next funding.

Wall/Landis, 4/0/0

Motion carries

The following board members voted aye by roll call:
Winnie Landis, Matt Balla, Mark Smosna, Donna Wall

The following board members objected: none

The following board members abstained: none

There being no further business the Board adjourned at 12:53 p.m.



Matt Balla, R.Ph., President



Steve Anderson, R.Ph., Vice President