

SOUTH DAKOTA BOARD OF PHARMACY MEETING

The mission of the South Dakota State Board of Pharmacy is to protect the health and welfare of South Dakota consumers by administering licensure and inspection of retail and hospital pharmacies, to ensure that all licensed pharmacy practitioners conform to South Dakota Laws and Board of Pharmacy rules; to ensure that all licensed outlets conform to South Dakota Laws and Board of Pharmacy rules; to perform initial licensure of pharmacy practitioners by examination or reciprocity and ensure that all licenses are renewed properly, and, to administer the licensure and inspection of wholesale drug distributors and non-resident pharmacies delivering prescription drugs to South Dakota.

DATE/TIME: April 2, 2020; 1:00PM – 5:00PM CDT

LOCATION: **THIS IS A CONFERENCE CALL AND/OR ZOOM MEETING ONLY DUE TO COVID-19 GATHERING RESTRICTIONS THEREFORE THERE IS NO LISTENING LOCATION**
South Dakota Board of Pharmacy Conference Room
4001 W Valhalla Blvd, Suite 202
Sioux Falls SD 57106-3315
Tel: (605) 362-2737

CONFERENCE CALL: Join Zoom Meeting <https://zoom.us/j/8743756397>; Meeting ID: 874 375 6397
Dial one of these phone numbers to join by phone.

+1 253 215 8782 US

+1 301 715 8592 US

+1 312 626 6799 US

Meeting ID: 874 375 6397#

MEETING AGENDA

- 1:00 PM A. Call to Order, Mission, and Introductions – Leonard Petrik, Pharm.D., Roll Call
- 1:05 PM B. Consent Agenda: *The consent agenda allows the board to approve all these items together without discussion or individual motions. Items may be removed from the consent agenda on the request of any one member. Items not removed may be adopted by general consent without debate. Removed items may be taken up either immediately after the consent agenda or placed later on the agenda at the discretion of the assembly.*¹
1. April 2, 2020 Agenda
 2. December 13, 2019 Board Meeting minutes
 3. New Licenses and Registrations – License Summary
 4. Approvals and Variances
 5. Financial Report
- 1:10 PM C. Staff Reports
1. Operations Report – Kari Shanard-Koenders, R.Ph., Executive Director
 2. Inspector Reports – Paula Stotz, R.Ph.; Carol Smith, R.Ph., Tyler Laetsch, Pharm D
 3. PDMP Report – Melissa DeNoon, R.Ph.
- 01:50 PM D. Complaints, Investigations, Disciplinary Actions, Loss / Theft Report –Paula, Carol, Tyler
1. DEA Form 106— Cigna loss in transit to patient
 2. DEA Form 106—Boyd's Drug RxExpress robbery
 3. DEA Form 106—Boyd's Drug East Robbery
 4. Complaint—2020-0001 Multiple errors by pharmacy reported by clinic
 5. DEA Form 106—Avera Grasslands, resolved
 6. DEA Form 106—Boyd's Drug East robbery
 7. Complaint—2020-0002 pharmacist taking noncontrolled medications from hospital pharmacy stock
 8. Complaint—2020-0003 pharmacy filling prescription with multiple strengths of medication
 9. DEA Form 106—Avera McKennan Hospital medication was misplaced in trash
 10. DEA Form 106—Avera McKennan Nurse
 11. DEA Form 106—Avera on Louise Inpatient Pharmacy Nurse
- 02:15 PM E. SD Pharmacists Association – Amanda Bacon, SDPHA; Lori Oellrich, Pharm D, SDPHA President

1. Activity Report
2. Financial Report

- 2:30 PM F. Other Reports
1. SDSU College of Pharmacy – Dean Jane Mort, Pharm D.
 2. SD Society of Health System Pharmacists (SDSHP) – Joseph Berendese, Pharm D, BCPS
 3. SD Association of Pharmacy Technicians (SDAPT) – John Thorns, CPhT
- 2:45 PM Break and Executive Session
- 2:45 PM G. Board Members move to Executive Session: per SDCL 1-25-2; legal issues– Motion required:
- 3:00 PM H. Discipline Approval
1. 17-014 – Technician Witkop – Revocation CPhT3093
 2. 17-018 - Technician Haubris – Revocation TT5119
 3. 18-006 – Non-Resident Distinguished Pharmacy, Houston, TX – Revocation 400-1227
 4. 18-008 – Technician Gbalenchey – Revocation TT5742
 5. 18-009 – Pharmacist Sonnenschein - Stipulation Probation 5089
 6. Non-Resident Licensure Denial IWO Pharmacy, TX
- 3:15 PM I. Old Business
1. Rules Revisions - Tyler
 2. Mission Statement – Diane
 3. After Hours Remote Pharmacy Services (AHRPS) Board Policy Statement – Andrea Darr, Pharm. D., Avera Remote Pharmacy Services
- 3:45 PM J. New Business
1. COVID-19 Emergency Rules /Proclamation / Rule Suspension - Kari
 2. Listserv – Tyler
 3. Closing a Pharmacy
- 4:00 PM K. Other Business
1. Recent Meeting News
 - i. 2020 NABP Interactive Board Member Forum, January 28-29, 2020 – Cheri Kremer
 2. Future Board Meeting Dates – all held in Sioux Falls Board Room unless otherwise noted
 - i. June 5, 2020 – 8AM – 12PM CDT
 - ii. September 24, 2020 – 1PM-5PM CDT, in conjunction with the SDPhA 134th Annual Conference, Swiftel Center, Brookings, Location TBD
 - iii. December 11, 2020, 8PM – 12pm, CST
 3. Upcoming Meetings - Cancellation
- 4:30 PM L. Public Comment
- 5:00 PM M. Adjourn

Please note: The South Dakota State Board of Pharmacy may address items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency of the meeting.

Public comment is welcomed by the Board but will be heard only when that item on the agenda is reached and will be limited to five minutes per person. The Chairperson may allow additional time given to a speaker as time allows.

NOTE: This meeting is being held in a physically accessible place. Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605/367-7781) in advance of the meeting to make any necessary arrangements. Please accept our apologies for having the meeting telephonically and electronically and not in a location, as this is required due to COVID-19 gathering restrictions.

¹ Adapted from http://www.wvcc.edu/CMS/fileadmin/PDF/Learning_Center/Consent_Agenda_FAQ.pdf

LICENSE SUMMARY**Period 12/1/19 – 2/29/20****PHARMACISTS**

2040 Current Total

11 New Licensees for period

License #	Last - _Name	First Name	City	State
R-6744	Bettinger	Nicholas	Sioux Falls	SD
R-6743	Killian	Jane	West Columbia	SC
R-6742	Magett	Temeka	River Forest	IL
R-6740	Lee	Rebekah	Morton Grove	IL
R-6739	Foy	Mary	Tyler	MN
R-6738	Coder	James	New Brighton	MN
R-6737	Ahmed	Amer	Bolingbrook	IL
R-6736	FOY	JENNIFER	Rochester	MN
R-6734	Harrison	Robert	Greensboro	NC
R-6732	Bottolfsen	Scott	Rapid City	SD
R-6731	Hecker	Kathryn	Rapid City	SD

FULL-TIME PHARMACY PERMITS

237 Current Total

3 New FT Permits for period

License #	Business	DBA	City	State
100-2068	Lewis Family Drug, LLC	Lewis Family Drug #50	Sioux Falls	SD
100-2067	Dakota Pharms, LLC	Vilas	Highmore	SD
100-2066	Dakota Pharms, LLC	Vilas	Gettysburg	SD

PART-TIME PHARMACY PERMITS

65 Current Total

1 New PT Permits for period

License#	Business	DBA	City	State
200-1732	Lewis Drugs, Inc.	Lewis Fifth Street	Sioux Falls	SD

PHARMACY INTERNS

327 Current Total

9 New Registrations for period

TECHNICIAN REGISTRATIONS

1519 Current Total

64 New Registrations for period

NON-RESIDENT PERMITS

788 Current Total

20 New NR Permits for period

WHOLESALE PERMITS

1220 Current Total

44 New WH Permits for period

Activity Report	New	Renewal	Feb	Feb	YTD	YTD
			2020	2019		

Pharmacy Permits

Full Time (SD)	0	0	0	2		4	8
Part Time (SD)	0	0	0	0		10	6
Non-Resident	6	0	6	7		124	160

Pharmacist Licenses

South Dakota	1	1	2	0		1278	1258
Non-Resident	3	1	4	2		755	756

Technician Registration	24	7	31	27		1613	1535
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Pharmacy Interns	6	2	8	3		330	327
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Wholesale Permits

South Dakota	0	1	1	0		62	56
Non-Resident	14	5	19	17		1212	1173

Inspections

Pharmacy Inspections			20	13		208	208
Wholesale Inspections			0	4		13	17
Other Pharmacy Visits/Meetings			41	25		260	216
Controlled Drug Destruction			2	7		2	8
PDMP Visits			16	10		143	146

Verifications:

Pharmacist						#VALUE!	21
Wholesalers						#VALUE!	108
Pharmacies						#VALUE!	56
Technicians / Interns						#VALUE!	7



**South Dakota
Board of Pharmacy**

4001 W. Valhalla Blvd., Ste. 106
Sioux Falls, SD 57106
Phone: 605-362-2737
Fax: 605-362-2738

Approvals, Variances, and Pharmacy changes for April 2, 2020 Board Meeting

Approvals

1. Lewis Drug Madison-Remote Drop Site at Howard Clinic
2. Sanford RxDestroyer

Variances/Waivers

1. Avera LTC eKit variance for increased quantities in eKit
2. Shane's Pharmacy Hughes Co Jail eKit
3. Parmerica RxNow Ekit in various locations
4. Vilas Telepharmacy waiver for weekly visits
5. Pennington Co Jail eKit

New Pharmacies/Closed Pharmacies and New/Closed Wholesale Distributors

1. Closed Part-Time Pharmacy Avera McKennan Behavioral Health HSC Campus – Sioux Falls # 200-1723
2. Closed Part-Time Pharmacy Pharmacy Corporation of America (PCA) dba Luther Manor—Sioux Falls 200-1698
3. New Part-Time Pharmacy Pharmacy Corporation of America (PCA) dba Avantara Clark City—Clark 200-1733
4. New Part-Time Pharmacy Lewis Drugs Inc dba Lewis Fifth Street—Sioux Falls 200-1732
5. Closed Full-Time Pharmacy Rafferty Robbins Johnson—Howard 100-0008
6. Closed Full-Time Pharmacy Cigna Home Delivery Tel-Drug—Sioux Falls 100-1938
7. New Full-Time Pharmacy Spring Meds, Inc.—Sioux Falls 100-2069
8. New Full-Time Pharmacy Lewis Family Drug, LLC dba Lewis Family Drug #50—Sioux Falls 100-2068
9. New Full-Time Pharmacy Dakota Pharms, LLC dba Vilas—Highmore 100-2067
10. New Full-Time Pharmacy Dakota Pharms, LLC dba Vilas—Gettysburg 100-2066

REVENUE REPORT BY MONTH

	Jul-19	Aug-19	Sep-19	Oct-19	Nov-19	Dec-19	Jan-20	Feb-20	Mar-20	Apr-20	May-20	Jun-20	YTD FY19
Wholesale	5,550	3,100	1,000	0	500	0	0	-50					10,100
FT Pharmacy	0	600	0	750	0	0	0	0					1,350
PT Pharmacy	0	0	0	0	0	0	0	0					0
Nonresident	3,400	600	1,000	600	0	0	0	0					5,600
Initial Certification	70	105	70	0	70	105	70	0					490
RPh Renewal / New	0	0	125	375	0	1,250	0	0					1,750
Interns	40	40	0	0	0	0	0	0					80
Reciprocity	300	450	300	0	300	450	300	0					2,100
Technicians	1,750	300	25	0	0	0	0	0					2,075
Miscellaneous	1,200	1,200	200	1,420	2,100	1,400	1,300	0					8,820
Other - Electronic Fees	9,720	108,175	142,415	70,630	108,825	120,400	55,215	6,115					621,495
Late Fee Penalties	0	0	0	0	0	25	0	0					25
Recovery Legal Fees	0	0	0	0	0	0	0	0					0
Fines, Forfeits & Penalties	0	0	0	0	0	0	0	0					0
Interest Revenue	0	0	0	0	0	0	0	0					0
Sub-Total	22,030	114,570	145,135	73,775	111,795	123,630	56,885	6,065	0	0	0	0	653,885
Federal Grant Program GY7													0.00
CASH CENTER BALANCE	\$866,436.31												

Nov 1st I-GOV online licensing begins

Oct RPh Renewal/New figure includes \$16,750 online renewal dollars

Sept RPh Renewal/New figure includes \$100,875 online renewal dollars

Aug RPh Renewal/New figure includes \$94,375 online renewal dollars

Remaining Authority by Object/Subobject

Expenditures current through 02/29/2020 03:50:44 PM

HEALTH -- Summary

FY 2020 Version -- AS -- Budgeted and Informational

FY Remaining: 33.7 %

09209 Board of Pharmacy - Info						PCT
Subobject	Operating	Expenditures	Encumbrances	Commitments	Remaining	AVL
EMPLOYEE SALARIES						
5101010 F-t Emp Sal & Wages	413,521	254,449	0	0	159,072	38.5
5101020 P-t/temp Emp Sal & Wages	125,529	84,221	0	0	41,308	32.9
5101030 Board & Comm Mbrs Fees	1,439	900	0	0	539	37.5
Subtotal	540,489	339,570	0	0	200,919	37.2
EMPLOYEE BENEFITS						
5102010 Oasi-employer's Share	33,108	24,579	0	0	8,529	25.8
5102020 Retirement-er Share	18,500	19,200	0	0	-700	0.0
5102060 Health Insurance-er Share	78,820	48,677	0	0	30,143	38.2
5102080 Worker's Compensation	1,000	373	0	0	627	62.7
5102090 Unemployment Compensation	300	149	0	0	151	50.3
Subtotal	131,728	92,978	0	0	38,750	29.4
51 Personal Services						
Subtotal	672,217	432,548	0	0	239,669	35.7
TRAVEL						
5203010 Auto-state Owned-in State	7,229	4,223	0	0	3,006	41.6
5203020 Auto Priv (in-st.) L/rte	600	187	0	0	413	68.8
5203030 Auto-priv (in-st.) H/rte	6,000	3,919	0	0	2,081	34.7
5203040 Air-state Owned-in State	3,000	938	0	0	2,062	68.7
5203100 Lodging/in-state	9,479	3,287	0	0	6,192	65.3
5203140 Meals/taxable/in-state	1,679	816	0	0	863	51.4
5203150 Non-taxable Meals/in-st	2,000	1,511	0	0	489	24.5
5203220 Auto-priv.(out-state) L/r	200	0	0	0	200	100.0
5203230 Auto-priv.(out-state) H/r	1,600	410	0	0	1,190	74.4
5203260 Air-comm-out-of-state	10,000	3,381	0	0	6,619	66.2
5203280 Other-public-out-of-state	100	59	0	0	41	41.0
5203300 Lodging/out-state	6,400	3,620	0	0	2,780	43.4
5203320 Incidentals-out-of-state	152	537	0	0	-385	0.0
5203350 Non-taxable Meals/out-st	900	685	0	0	215	23.9
Subtotal	49,339	23,573	0	0	25,766	52.2
CONTRACTUAL SERVICES						
5204010 Subscriptions	250	0	0	0	250	100.0
5204020 Dues & Membership Fees	500	0	0	0	500	100.0
5204050 Computer Consultant	258,067	233,000	33,320	0	-8,253	0.0
5204140 Contract Pymts To St Agen	20,000	18,000	0	0	2,000	10.0

Remaining Authority by Object/Subobject

Expenditures current through 02/29/2020 03:50:44 PM

HEALTH -- Summary

FY 2020 Version -- AS -- Budgeted and Informational

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09209 Board of Pharmacy - Info							PCT
Subobject	Operating	Expenditures	Encumbrances	Commitments	Remaining	AVL	
5204160 Workshop Registration Fee	4,000	3,098	0	0	902	22.6	
5204180 Computer Services-state	11,097	13,730	0	0	-2,633	0.0	
5204181 Computer Services-state	3,919	0	0	0	3,919	100.0	
5204200 Central Services	6,168	5,436	0	0	732	11.9	
5204202 Central Services	103	33	0	0	70	68.0	
5204203 Central Services	103	47	0	0	56	54.4	
5204204 Central Services	418	305	0	0	113	27.0	
5204207 Central Services	3,638	3,150	0	0	488	13.4	
5204220 Equipment Serv & Maint	600	837	0	0	-237	0.0	
5204320 Audit Services-private	1,000	0	0	0	1,000	100.0	
5204360 Advertising-newspaper	1,000	0	0	0	1,000	100.0	
5204430 Publishing	1,000	0	0	0	1,000	100.0	
5204460 Equipment Rental	1,100	568	0	0	532	48.4	
5204490 Rents-private Owned Prop.	31,277	28,870	0	0	2,407	7.7	
5204510 Rents-other	250	128	0	0	122	48.8	
5204530 Telecommunications Srves	5,200	3,122	0	0	2,078	40.0	
5204550 Garbage & Sewer	50	0	0	0	50	100.0	
5204590 Ins Premiums & Surety Bds	1,450	0	0	0	1,450	100.0	
5204620 Taxes & License Fees	196,708	200,900	0	0	-4,192	0.0	
5204960 Other Contractual Service	415,028	31,360	0	0	383,668	92.4	
Subtotal	962,926	542,584	33,320	0	387,022	40.2	
SUPPLIES & MATERIALS							
5205020 Office Supplies	2,300	2,333	0	0	-33	0.0	
5205040 Educ & Instruc Supplies	300	0	0	0	300	100.0	
5205310 Printing-state	1,100	217	0	0	883	80.3	
5205320 Printing-commercial	400	0	0	0	400	100.0	
5205330 Supp. Public & Ref Mat	50	0	0	0	50	100.0	
5205350 Postage	4,900	404	0	0	4,496	91.8	
5205390 Food Stuffs	0	24	0	0	-24	0.0	
Subtotal	9,050	2,978	0	0	6,072	67.1	
CAPITAL OUTLAY							
5207901 Computer Hardware	5,764	6,434	1,205	0	-1,875	0.0	
5207960 Computer Software	30,000	0	0	0	30,000	100.0	
5207961 Computer Software	0	112	0	0	-112	0.0	
Subtotal	35,764	6,546	1,205	0	28,013	78.3	

Remaining Authority by Object/Subobject

Expenditures current through 02/29/2020 03:50:44 PM

HEALTH -- Summary

FY 2020 Version -- AS -- Budgeted and Informational

FY Remaining: 33.7 %

52 Operating Subtotal	1,057,079	575,681	34,525	0	446,873	42.3
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Total	1,729,296	1,008,229	34,525	0	686,542	39.7
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Board of Pharmacy - Inspection Report			1st Quarter 2020	
<i>Kari Shanard-Koenders</i>				
Date	Destination	City	Purpose	PDMP/ Narc Destruction, etc.
12/17/19	DDI Webinar Biosimilars	Sioux Falls	Conference Call	
12/20/2019	Community Health Center Prospective Meeting	Sioux Falls	Meeting	
01/03/2020	Tyler, Jason Frederick of Walgreens, Complaint Discussion	Sioux Falls	Meeting	
01/03/2020	Gloria - BON, Brittany - BOD re: SDSMA Bill	Sioux Falls	Conference Call	
01/06/2020	Avera Practice Act Review, T.Johnson, J.Manning, M.Goff, D.Darger	Sioux Falls	Meeting	
01/13/2020	Program Service Committee for HPAP	Sioux Falls	Meeting	
01/13/2020	Opioid Advisory Board Meeting	Sioux Falls	Conference Call	
01/13/2020	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
01/14/2020	Jail-Community Partnerships to Prevent Opioid Overdose at Reentry	Sioux Falls	Webinar	
01/16/2020	Horizon Health Care Wade Erickson and Staff re: Complaint	Sioux Falls	Conference Call	
01/16/2020	Falls Community Health Exploratory Committee	Sioux Falls	Meeting	
01/17/2020	Cigna Chad Sherard, Tyler, Cigna Attornies, re: Complaint	Sioux Falls	Webinar	
01/22/2020	Rafferty Robins Visit re: Complaint	Howard	Meeting	
01/23/2020	Southeastern Behavioral Board Meeting	Sioux Falls	Meeting	
01/27/2020	Avera Practice Act Review, T.Johnson, J.Manning, M.Goff, D.Darger	Sioux Falls	Meeting	
01/27/2020	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
01/27/2020	Rules Review w/J.Manning	Sioux Falls	Meeting	
01/28/2020	SDPHA Legislative Days	Pierre	Meeting	
01/29/2020	SDPHA Legislative Days	Pierre	Meeting	
01/31/2020	iGov Meeting Melanie	Sioux Falls	Meeting	
02/03/2020	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
02/03/2020	SDBMOE Public Meeting HPAP	Sioux Falls	Conference Call	
02/05/2020	DEA Office Visit, Carol Montedonico, Amy Nelson, Tyler, Melissa	Sioux Falls	Meeting	
02/06/2020	Great Plains Tribal CHB - Nick Hill; BOP - Melissa	Sioux Falls	PDMP Data Request CC	
02/07/2020	Walgreens Attorney Michael Simko, Tyler	Sioux Falls	Conference Call	
02/10/2020	Inspector Monthly Call	Sioux Falls	Conference Call	
02/10/2020	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
02/12/2020	Avera Practice Act Review, T.Johnson, J.Manning, M.Goff, D.Darger	Sioux Falls	Conference Call	
02/20/2020	NPDB Querying	Sioux Falls	Webinar	
02/21/2020	SDSU Erin Miller, Melissa	Sioux Falls	Conference Call	

02/21/2020	Lloyd Jessen, Gina Koeneche, District 5 Meeting Prep	Sioux Falls		Conference Call	
02/24/2020	Kyle Schefer HRSA Opioid Grant	Sioux Falls		Conference Call	
02/25/2020	NASCSEA Education Committee	Sioux Falls		Conference Call	
02/28/2020	Melissa Goff, Brian Lounsberry, Christine Burg, Tyler, Avera Cpd Mtg	Sioux Falls		Meeting	
03/02/2020	Board Weekly Office Procedures Meeting	Sioux Falls		Meeting	
03/04/2020	Michael Simko, Walgreens Attorney	Sioux Falls		Conference Call	
03/04/2020	OD2A Call With Laura Streich, Melissa	Sioux Falls		Conference Call	
03/05/2020	COVID - 19 WEBINAR SDDOH	Sioux Falls		Webinar	
03/05/2020	Discipline Committee, Tyler, Lenny	Sioux Falls		Conference Call	
03/06/2020	Review FT PT Licenses with Melanie - iGov	Sioux Falls		Meeting	
03/09/2020	Inspector Monthly Office Call - Paula, Carol, Tyler,	Sioux Falls		Conference Call	
03/09/2020	Weekly Office Meeting	Sioux Falls		Meeting	
03/11/2020	HPAP Meeting, Gloria, Brittany, Meg, and Attorneys	Sioux Falls		Meeting	
03/11/2020	Lewis Kaylee and Bob, Tyler and I	Sioux Falls		Meeting	
03/12/2020	SD DOH COVID-19 call	Sioux Falls		Conference Call	
03/18/2020	COVID -19 Webinar BUD and Garb Reuse Critical Point	Sioux Falls		Webinar	
03/23/2020	HRSA Advisory Meeting	Sioux Falls		Webinar	
04/01/2020	NASCSEA Education Committee	Sioux Falls		Conference Call	
04/02/2020	Board of Pharmacy Quarterly Meeting	Sioux Falls		Conference Call	

Board of Pharmacy - Inspection Report			1st Quarter 2020	
<i>Melissa DeNoon</i>				
Date	Destination	City	Purpose	PDMP/NARC Destruction etc.
12/18/19	RxCheck Governance Board	Sioux Falls	Members-Only CC	
1/6/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
1/7/20	Opioid Abuse Advisory Committee	Sioux Falls	Meeting CC	PDMP Presentation
1/7/20	Time with Appriss Health Tableau Developer	Sioux Falls	Webinar Training	
1/8/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
1/9/20	RxCheck Governance Board	Sioux Falls	Monthly Board Meeting CC	
1/13/20	HRSA Grant Advisory Board	Sioux Falls	Board Meeting CC	
1/22/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
1/22/20	NASCSA PMP Committee	Sioux Falls	Meeting CC	
1/23/20	SD House Health & Human Services Committee	Pierre	SB4 Annual PDMP Report	PDMP Presentation
1/23/20	SD DOH - Dr. Josh Clayton	Pierre	Masked Data Extracts	
1/23/20	SDPhA - Amanda Bacon	Pierre	PDMP Updates	
1/24/20	SD Senate Health & Human Services Committee	Pierre	SB4 Annual PDMP Report	PDMP Presentation
1/27/20	TTAC	Sioux Falls	PDMP Admin CC	
1/27/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
1/29/20	HHS	Sioux Falls	Webinar	
2/3/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
2/5/20	DEA - Carol M, Amy N; BOP - Kari, Tyler	Sioux Falls	Office Visit	
2/5/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
2/6/20	GPTCHB - Nick Hill; BOP - Kari	Sioux Falls	PDMP Data Request CC	
2/10/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
2/12/20	PA PDMP - Stan Murzynski	Sioux Falls	PMPi Sharing Set-up CC	
2/13/20	Appriss Health - Sean T, Lara I; BOP - Kari	Sioux Falls	SUPPORT Act CC	
2/18/20	NASCSA PMP Committee	Sioux Falls	Meeting CC	
2/19/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
2/19/20	Time with Appriss Health Tableau Developer	Sioux Falls	Webinar Training	
2/21/20	Dr Erin Miller's SDSU Opioid Grant Team; BOP - Kari	Sioux Falls	DTB Funding Discussion CC	
2/24/20	HRSA Grant Advisory Board	Sioux Falls	Board Meeting CC	
2/24/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
2/25/20	DOH CDC OD2A Grant Prevention Team	Sioux Falls	Monthly CC	

2/25/20	NASCSA PMP Data Integrity Subcommittee	Sioux Falls	Meeting CC	
2/26/20	DOH CDC OD2A Grant Evaluation Team	Sioux Falls	PDMP Strategy Discussion & Demo	PDMP Presentation
2/26/20	Appriss Health - Sean T, Soni	Sioux Falls	License Integration Project CC	
2/28/20	RxCheck Governance Board	Sioux Falls	Members-Only CC	
3/2/20	Board Weekly Office Procedures Meeting	Sioux Falls	Meeting	
3/3/20	Time with Appriss Health Tableau Developer	Sioux Falls	Webinar Training	
3/4/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
3/4/20	DOH Opioid Program Director - Laura S	Sioux Falls	DOH CDC OD2A PDMP Project CC	
3/9/20	2020 COAP Grant National Meeting	Washington DC	Annual Grantee Meeting	
3/10/20	2020 COAP Grant National Meeting	Washington DC	Annual Grantee Meeting	
3/11/20	2020 COAP Grant National Meeting	Washington DC	Annual Grantee Meeting	
3/12/20	2020 COAP Grant National Meeting	Washington DC	Annual Grantee Meeting	
3/16/20	USD Sanford School of Medicine - 1st Year Students	Vermillion	PDMP Presentation	PDMP Presentation
3/18/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
3/18/20	Time with Appriss Health Tableau Developer	Sioux Falls	Webinar Training	
3/19/20	NASCSA PMP Committee	Sioux Falls	Meeting CC	
3/19/20	TTAC Compliance Group	Sioux Falls	Bimonthly CC	
3/23/20	HRSA Grant Advisory Board	Sioux Falls	Board Meeting CC	
3/24/20	NASCSA PMP Data Integrity Subcommittee	Sioux Falls	Meeting CC	
3/25/20	DSS SOR Grant Team - Kaitlyn B, Rachel O	Sioux Falls	FY21 PDMP Project Funding CC	
3/26/20	CDC OD2A Virtual Grant Meeting	Sioux Falls	Annual Grantee Meeting (repl. live mt.)	
3/30/20	SD NADDI Chapter	Sioux Falls	Webinar	
3/31/20	DOH CDC OD2A Grant Prevention Team	Sioux Falls	Monthly CC	
4/1/20	Appriss Health - Sean T, Karen W	Sioux Falls	Bimonthly CRM & SGI CC	
4/1/20	NASCSA PMP Website Subcommittee	Sioux Falls	Meeting CC	
4/2/20	SD Board of Pharmacy	Sioux Falls	Quarterly Board Meeting	

Board of Pharmacy - Inspection Report			1st Quarter 2020		
Tyler Laetsch					
Date	Destination	City		Purpose	PDMP/ Narc Destruction etc
12/18/19	Cardinal Health	Sioux Falls		Inspection	
12/19/19	CareTrends Pharmacy Minn Ave	Sioux Falls		Inspection	PDMP
1/8/20	Pharmerica	Sioux Falls		Inspection	PDMP
1/13/20	Avera Addiction Center	Sioux Falls		Inspection	PDMP
1/13/20	Walgreen's Minn Ave	Sioux Falls		Inspection	PDMP
1/14/20	Avera Specialty Pharmacy	Sioux Falls		Inspection	PDMP
1/14/20	Lewis Phillips St	Sioux Falls		Inspection	PDMP
1/15/20	Hy-Vee Louise	Sioux Falls		Inspection	PDMP
1/15/20	Select Specialty Hospital	Sioux Falls		Inspection	
1/16/20	Lewis Tea-Ellis Rd	Sioux Falls		Inspection	PDMP
1/16/20	Walgreen's Sertoma	Sioux Falls		Inspection	PDMP
1/21/20	Lewis Grange	Sioux Falls		Inspection	PDMP
1/21/20	Walgreen's Cliff Ave	Sioux Falls		Inspection	PDMP
1/22/20	Dan's Drug	Sioux Falls		Inspection	PDMP
1/22/20	Rafferty Robins Johnson	Howard		Site Visit	
1/24/20	Lewis 5th St Clinic	Sioux Falls		Inspection	PDMP
1/27/20	Sam's Club Pharmacy	Sioux Falls		Inspection	PDMP
1/29/20	Lewis Southwest	Sioux Falls		Inspection	PDMP
1/30/20	Lewis Eastgate	Sioux Falls		Inspection	PDMP
1/30/20	Lewis	Tea		Inspection	PDMP
1/31/20	Animal Health International	Sioux Falls		Inspection	
2/3/20	Walgreen's Kiwanis Ave	Sioux Falls		Inspection	PDMP
2/4/20	Avera Campus Pharmacy with Carol	Sioux Falls		Inspection	PDMP
2/4/20	Hy-Vee Cliff Ave	Sioux Falls		Inspection	PDMP
2/5/20	Hartford Medicap Pharmacy	Hartford		Inspection	PDMP
2/5/20	DEA - Carol M, Amy N; BOP - Kari, Tyler	Sioux Falls		Office Visit	
2/12/20	Brandon Pharmacy	Brandon		Inspection	PDMP
2/12/20	Lewis Drug	Brandon		Inspection	PDMP
2/19/20	Avera 7th Ave Pharmacy	Sioux Falls		Inspection	PDMP
2/19/20	CVS in Target- Highline	Sioux Falls		Inspection	PDMP
2/20/20	Medvantx	Sioux Falls		Inspection	PDMP

2/20/20	Ameripharma/Medvantx	Sioux Falls		Inspection	PDMP
2/21/20	Avera Dermatology Pharmacy	Sioux Falls		Inspection	PDMP
2/25/20	Scotland Pharmacy	Scotland		Inspection	PDMP
2/25/20	LJ Memorial Hospital	Scotland		Inspection	
2/27/20	Lewis Family LTC #50	Sioux Falls		Opening Inspektion	
2/28/20	Avera Compounding Meeting	Sioux Falls		Meeting	
3/3/20	Canton-Inwood Hospital	Canton		Inspection	
3/3/20	Haisch Pharmacy	Canton		Inspection	PDMP
3/4/20	Parkston Drug	Parkston		Inspection	PDMP
3/4/20	Avera St. Benedict's Hospital	Parkston		Inspection	
3/12/20	SDSU Jackrabbit Pharmacy	Brookings		Inspection	PDMP
3/12/20	Hy-Vee	Brookings		Inspection	PDMP
3/9 to 3/25	Critical Point CE required for certification	Sioux Falls		CE 32 hours	
3/17 & 18	USP and Critical Point COVID-19 webinars	Sioux Falls			

Board of Pharmacy - Inspection Report

1st Quarter 2020

Paula Stotz

Date	Destination	City	Purpose	PDMP/ Narc Destruction etc
12/18/19	Boyd's Express Pharmacy	Rapid City	Visit	
12/18/19	SD Minimum Security Prison	Rapid City	Inspection	
12/18/19	Safeway Pharmacy #1554	Rapid City	Inspection	PDMP
12/19/19	PharMerica - Avantara North	Rapid City	Initial Inspection	
12/19/19	PharMerica - Fountain Springs	Rapid City	Initial Inspection	
12/19/19	PharMerica - Mt. View	Rapid City	Initial Inspection	
12/19/19	PharMerica - Arrowhead	Rapid City	Initial Inspection	
1/23/20	Conference Call-Complaint discussion, KSK, TL, PS	Rapid City	Meeting	
1/27/20	Sturgis Regional Hospital	Sturgis	Inspection	
1/28/20	Shane's Pharmacy	Ft. Pierre	Inspection	PDMP
1/28/20	Walmart Pharmacy	Pierre	Inspection	PDMP
1/28/20	SDPhA Legislative Days	Pierre	Meeting	
1/29/20	SDPhA Legislative Days - at the Capitol	Pierre	Meeting	
1/29/20	Lynns Dakotamart Pharmacy	Pierre	Inspection	PDMP
1/29/20	Avera Campus Pharmacy	Pierre	Inspection	PDMP
2/4/20	Advanced Care Pharmacy-Scott Bottolfson	Rapid City	Meeting	
2/5/20	PharMerica	Rapid City	Inspection	PDMP
2/6/20	Cynthia Cooper - New Pharmacy questions	Rapid City	Meeting	
2/10/20	Monthly Board Staff Conference Call	Rapid City	Meeting	
2/13/20	Monument Health Specialty Pharmacy	Rapid City	Inspection	
2/13/20	Monument Health Home + Dialysis	Rapid City	Inspection	
2/18/20	NABP MPJE Webinar	Rapid City	Training	
2/20/20	Monument Health Ortho & Specialty Hospital	Rapid City	Inspection	
2/25/20	NAPB MPJE Item writing	Rapid City	NABP Item writing	
2/26/20	CDC NIOSH Webinar - Sleep/Fatigue Reducing Risk	Rapid City	Webinar	
2/28/20	NABP MPJE Item writing	Rapid City	NABP Item writing	
3/5/20	SD DOH COVID19 Webinar	Rapid City	Webinar	
3/5/20	Monument Health Behavioral Health Hospital	Rapid City	Inspection	
3/6/20	Critical Point-COVID 19 Implications for Sterile Cpd- Recorded	Rapid City	Webinar	
3/6/20	NABP MPJE Item writing	Rapid City	NABP Item writing	
3/9/20	Plastic Surgical Center	Rapid City	Inspection	
3/9/20	NABP MPJE Item writing	Rapid City	NABP Item writing	

3/13/20	USP Cleanroom Webinar	Rapid City		Webinar	
3/18/20	Critical Point-COVID 19 BUD and EM for Those Reusing Garb	Rapid City		Webinar	
3/25/20	NABP Understanding & Avoiding Confilicts of Interest	Rapid City		Webinar	
3/25/20	Clearnroom/PEC recertification document	Rapid City		COVIID-19 Guidance	
3/26/20	SDSHP Statewide Pharmacotherapy Forum (SPF):	Rapid City		PGY1 resident present	
4/2/20	SD Board of Pharmacy Meeting - remotely	Rapid City		Conference Call	

Board of Pharmacy - Inspection Report			1st Quarter 2020	
<i>Carol Smith</i>				
Date	Destination	City	Purpose	PDMP/ Narc Destruction etc.
01/10/2020	Lewis Family Drug #44	Sisseton	Inspection	PDMP
01/10/2020	Coteau des Prairies Hospital	Sisseton	Inspection	
01/14/2020	Aberdeen Medical Center-Plaza Pharmacy	Aberdeen	Inspection	PDMP
01/22/2020	Lewis Family Drug #43	Aberdeen	Inspection	PDMP
01/28/2020	Genoa Pharmacy	Watertown	Inspection	PDMP
02/04/2020	Avera Campus Pharmacy with Tyler	Sioux Falls	Inspection	PDMP
02/10/2020	Monthly BOP Conference Call	Groton	Meeting	
02/18/2020	NABP Webinar MPJE		MPJE Item Dvlpmt Workshop	
02/27/2020	Cornwell Drug	Webster	Inspection	PDMP
03/04/2020	COVID-19 Implications for Sterile Cpd	Webinar	Supply shortages	
03/05/2020	SDDOH COVID-19	Webinar	Implications for SD	
03/05/2020	CDC Webinar	Webinar	COCA	
03/09/2020	Monthly BOP Conference Call	Groton	Meeting	
03/12/2020	Avera St. Lukes Hospital	Aberdeen	Inspection	
03/12/2020	Dakota Plains Surgical	Aberdeen	Inspection	
03/13/2020	USP Comp Prep for Certification Webinar	Groton	Hood Certifications	
03/13/2020	CDC Webinar	Groton	COVID-19 Updates	
03/18/2020	COVID-19 Bud & Em for reusing Garb	Webinar-Groton	COVID-19 Updates	
03/18/2020	CDC Emergency Prep & Response	Webinar-Groton	COVID-19 Updates	
	Over 20 hours of Critical Point Hours	Online-Groton	Recertification for Sterile Cpd	

SOUTH DAKOTA PRESCRIPTION DRUG MONITORING PROGRAM UPDATE

APRIL 2, 2020

What's New at the SD PDMP?

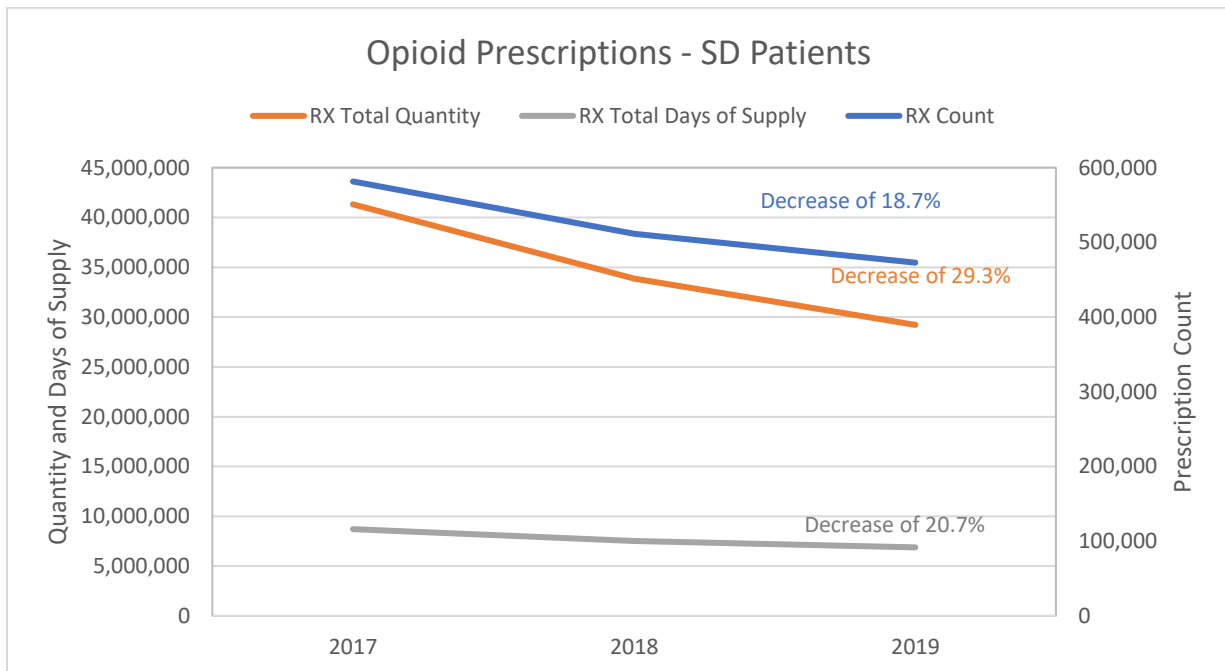
- PMPi Hub sharing set-up with PA (30 total)
- Statewide Gateway Integration Project: 6 HCEs in production, 27 total HCEs in the integration process
- License Integration Project in progress
- MedDrop Program
 - December 2019 DSS grant funding expansion added 42 'Collector' pharmacies
 - Current total is 80 SD MedDrop sites in 43 of the 53 SD counties with a pharmacy (retail or on-site hospital/clinic)

Presentations Given/Events Attended

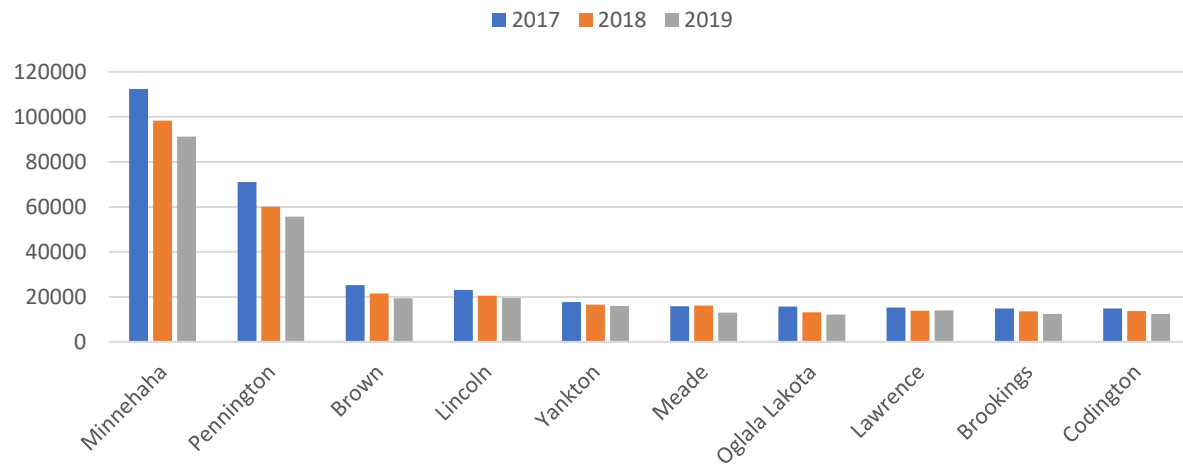
- SD DOH Opioid Abuse Advisory Committee PDMP Update – Sioux Falls
- SD Legislature's Senate and House Health and Human Services Committees' Annual PDMP Opioid Report– Pierre
- SD DOH CDC OD2A Grant Evaluation Team PDMP Presentation – Sioux Falls
- 2020 COAP Grant National Meeting – Washington DC
- USD Sanford School of Medicine First Year Med Students PDMP Presentation – Vermillion

Upcoming Event

- SDSU College of Pharmacy P2 Class PDMP Presentation Webinar – Sioux Falls



Top Patient Counties by Opioid RX Count



Year 2019 Top Ten Controlled Substances (CS) to SD Patients	RXs	Quantity	Days of Supply	Avg Quant/Rx
HYDROCODONE BITARTRATE/ACETAMINOPHEN	161,646	9,146,677	2,035,499	57
TRAMADOL HCL	124,753	8,045,714	2,108,104	64
LORAZEPAM	81,896	3,518,556	1,753,507	43
DEXTROAMPHETAMINE SULF-SACCHARATE/AMPHETAMINE SULF-ASPARTATE	78,817	3,594,353	2,341,336	46
ZOLPIDEM TARTRATE	75,543	2,553,925	2,552,752	34
CLONAZEPAM	75,164	4,138,613	2,192,892	55
METHYLPHENIDATE HCL	60,102	2,602,126	1,795,948	43
ALPRAZOLAM	53,005	2,787,688	1,347,747	53
OXYCODONE HCL	50,186	2,925,212	714,573	58
LISDEXAMFETAMINE DIMESYLATE	40,430	1,223,940	1,208,929	30

Year 2018 Top Ten Controlled Substances (CS) to SD Patients	RXs	Quantity	Days of Supply	Avg Quant/Rx
HYDROCODONE BITARTRATE/ACETAMINOPHEN	182,314	10,795,624	2,249,341	59
TRAMADOL HCL	132,898	9,104,297	2,333,194	69
LORAZEPAM	83,331	3,767,761	1,854,609	45
ZOLPIDEM TARTRATE	81,315	2,723,029	2,723,546	33
CLONAZEPAM	77,842	4,509,650	2,332,665	58
DEXTROAMPHETAMINE SULF-SACCHARATE/AMPHETAMINE SULF-ASPARTATE	75,584	3,442,276	2,254,506	46
METHYLPHENIDATE HCL	59,157	2,553,027	1,771,185	43
ALPRAZOLAM	55,234	3,040,357	1,435,560	55
OXYCODONE HCL	47,693	3,233,064	763,314	68
LISDEXAMFETAMINE DIMESYLATE	39,678	1,204,529	1,185,175	30

Year 2017 Top Ten Controlled Substances (CS) to SD Patients	RXs	Quantity	Days of Supply	Avg Quant/Rx
HYDROCODONE BITARTRATE/ACETAMINOPHEN	215,612	13,312,375	2,671,051	62
TRAMADOL HCL	145,830	10,764,740	2,677,233	74
LORAZEPAM	87,730	4,154,514	2,020,778	47
ZOLPIDEM TARTRATE	85,600	2,862,200	2,853,694	33
CLONAZEPAM	80,771	4,819,353	2,437,167	60
DEXTROAMPHETAMINE SULF-SACCHARATE/AMPHETAMINE SULF-ASPARTATE	71,099	3,243,679	2,125,004	46
ALPRAZOLAM	59,609	3,374,194	1,544,062	57
METHYLPHENIDATE HCL	59,527	2,668,697	1,791,839	45
OXYCODONE HCL	47,669	3,852,405	854,048	81
LISDEXAMFETAMINE DIMESYLATE	39,811	1,212,330	1,190,396	30



320 E Capitol Ave • Pierre SD 57501 • 605-224-2338 • sdpha.org

SDPhA Update | Spring 2020

Submitted March 23, 2020

CORONAVIRUS (COVID-19)

Pharmacies and pharmacists are critical to the well-being of our citizens not only dealing with COVID-19 but also the ongoing care of South Dakotans. We have established a [resource page on our website](#) which addresses many of the concerns and questions we have received here in the office. We are posting the more "news" related information on [our Facebook Group page](#). That includes the continuous updates from CMS, DDS, the FDA, etc. We will continue to send out emails to all as appropriate. We continue to communicate with the South Dakota Board of Pharmacy on items of concern to pharmacists and the public health and safety.

- For the safety of pharmacists and staff we have communicated several key messages which include:
 - The BOP encourages you to heed CDC guidelines as much as possible.
 - Encourage drive up or delivery.
 - Frequently clean and disinfect counters, waiting areas and other spaces where public interaction occurs with and EPA-approved disinfectant.
 - Monitor all staff for sickness regularly. Take temperatures once per shift and send them home if they have symptoms of a respiratory infection
 - If you or a staff member have symptoms and require a test, it's imperative your health provider knows you are a pharmacist or pharmacy staff to obtain high priority for testing purposes. You can find more regarding exposure on our Covid-19 resource page.
- Advocacy and Engagement: There's A LOT happening at the federal and state levels. It changes by the hour. We are watching all these things very carefully, and engaging on behalf of pharmacists where appropriate.

LEGISLATIVE SESSION

The 2020 Legislative Session was once again been quite active for SDPhA's Commercial and Legislative Branch, engaging in and monitoring several bills affecting the practice. A few key bills from the 95th Legislative Session:

- **HB 1057** - SDPhA opposed this bill based on Section 2, line 3, which may have made pharmacists liable for dispensing certain medications. The bill was amended several times - changing what was initially a criminal penalty (Class 4 felony) to a civil penalty, but that did little to alleviate SDPhA's concerns about the potential for pharmacists to be unknowingly liable by simply doing their jobs. SDPhA Vice President Kristen Carter testified to those concerns on behalf of the association in the Senate Health and Human Services Committee. After more than 2½ hours of testimony, the committee ultimately sent the bill to the 41st legislative day, effectively killing the bill.
- **HB 1235** – SDPhA opposed this bill which would have prohibited schools from requiring immunizations and made it a Class 1 misdemeanor for any educational institution, medical provider or person to compel another to

President – Lori Ollerich | President Elect – Dana Darger | Vice President – Kristen Carter | Treasurer – Melissa Gorecki |
Board Member -- Bernie Hendricks | Board Member – Jessica Strobl | Executive Director -- Amanda Bacon

submit to immunization. Disease prevention has long been a key component of the pharmacy profession, and SDPhA was on a long list of opponents to this bill. The House Health and Human Services Committee voted 10-2 to send the bill to the 41st legislative day.

Other legislation SDPhA tracked this session included: controlled substance scheduling, telemedicine and telehealth, advisory committee requirements, opioid alternative treatment requirements, STEP therapy protocols, CRNA practice act, physical therapist licensure compact, health care decisions governed by conscience, and others. You'll find a full report at the end of this update, as well as at sdpha.org/resources. Also worthy of note: Prior to session, the sponsor of potential legislation involving major changes to the health professionals assistance program (HPAP) contacted SDPhA and others for feedback. After a series of conversations, this legislation was not filed.

Legislative Flu Shot Clinic

The Legislative Research Council once again reached out to SDPhA to ask us to assist lawmakers by providing influenza immunizations. We encourage them all to receive their vaccinations prior to heading to Pierre, but we are happy to be there for those who look to us to help them. A huge thank you to Kristen Carter, SDPhA Vice President and Pharmacy Manager at Dakotamart in Pierre, who took time out of her busy schedule to represent the profession and provide protection for our lawmakers. About a dozen legislators and others stopped by for their flu shot. We had a lot of great conversations about the importance of immunizations, and other pharmacy related topics. It's a unique opportunity to showcase one of the many ways pharmacists are, "More Than a Count." We received a very nice thank you from House and Senate leadership, and have been asked to return again next year.

Legislative Days

If it's been a while since you joined us for Legislative Days, plan now to join us next year! We had a truly fantastic time this year, with nearly 40 SDSU Pharmacy students participating in the event Jan 28-29. We had an exceptional opportunity for everyone to visit with lawmakers Tuesday evening during dinner at RedRossa. Sen. V.J. Smith-R, District 7, gave a brief look at the legislative process, and encouraged the students and professionals present to reach out to their lawmakers, and get involved. Sen. Helene Duhamel-R, District 32 (Senate Health and Human Services Committee) and Sen. Wayne Steinhauer-R, District 9 (Co-Chair, Senate Health and Human Services Committee), as well as Majority Whip Sen. Jordan Youngberg (R) District 8, also spent considerable time with the group answering questions and engaging in conversations about issues of importance to the profession. Kari Shanard-Koenders, Executive Director, Board of Pharmacy provided an update from the BOP. Likewise, Dean Jane Mort briefed the group on what's happening around SDSU. Robert Riter and Lindsey Riter-Rapp, SDPhA lobbyists, and Amanda Bacon, SDPhA executive director discussed the various bills and legislation SDPhA was working on your behalf in the early stages of South Dakota's 95th Legislative Session.

Wednesday morning, SDSU students set up in both the House and Senate lobbies of the Capitol to provide wellness checks to those who wanted them. This is always such a fantastic opportunity to show a much broader range of the great work you all do each day. It's such a unique chance for students to hone their skills by providing wellness checks, while also having the option to sit-in on various committees that morning, and venture onto the House and Senate floors to meet their lawmakers. There's nothing like learning the legislative process first-hand!

Practicing pharmacists, we strongly encourage you to join us next year – your involvement further showcases, for students and lawmakers alike, the importance of having a strong presence at the table during legislative session. Remember – if you're not at the table, you're often on the menu! Legislative Days is set for Jan. 26-27, 2021!

RUTLEDGE V. PCMA

In mid-February, SDPhA had the opportunity to sit down with Jason Ravensborg, Attorney General for South Dakota, to urge his support of the amicus brief from the National Association of Attorneys General in this case. SDPhA has signed on to a similar brief submitted to the court on behalf of state and national pharmacy associations.

Bob Riter, SDPhA lobbyist and legal counsel; Amanda Bacon, SDPhA executive director; Kristen Carter, SDPhA Vice President, and Eric Grocott, a past SDPhA president presented information to Ravensborg about the lack of meaningful PBM oversight, and how it impacts patients every day. We also talked about the laws we have worked to pass in recent years, and how the very practices those laws prohibit continue seemingly unabated. We had a very positive and productive conversation, and we greatly appreciated him spending so much time with us during a particularly busy season for him and his office. We are extremely pleased to report his favorable consideration of our request, and his support in this matter.

If Arkansas wins this case, it does not end DIR fees or unfair reimbursement, but it could give states the authority to determine whether these practices are detrimental - saying whether states indeed have the right to regulate PBMs. The Supreme Court will hear this case April 27, 2020.

SPRING DISTRICT MEETINGS

Due to COVID-19, Spring District meetings will take place via Zoom. We are working with some districts to reschedule meetings as we can only host one at a time on that platform, and initially had a few dates which held more than one meeting. Please watch your emails, the website and social media for updated dates and connection instructions. This spring meeting is the most important district meeting of the year, as the fall meeting is now optional. Many important items need to be addressed, including the election or re-election of district officers; nominations for the state association board of directors; and the recognition and nomination of worthy pharmacists, reps and technicians to be considered by the Executive Board for the awards presented at our annual meeting. Your officers continue to work hard to find support for these valuable meetings, so if you have any suggestions for sponsors or possible CE speakers, please let them know.

SOUTH DAKOTA PHARMACISTS ASSOCIATION ANNUAL MEETING

Early-bird registration opened mid-March, however, as with everything else right now, this is a fluid situation, and we will keep everyone updated. It is our hope to be able to gather Sept. 25-26, 2020, in Brookings. To that end, we're working to bring you some practical tools around issues we know are important to you – including a session focused on you and your well-being. Our Hot Topics Session continues to be a huge hit, and this year we'll talk PBMs, PBMs and the Supreme Court, and several other items of interest. The lineup also includes the ever-popular New Drug Update, Board of Pharmacy review and PDMP update, immunization education and more! Last but not least – we have a block of tickets for the Jackrabbit football game Sept. 26, so plan accordingly! Registration and game ticket information available online and the Spring edition of the SDPhA Journal. We look forward to seeing you there!

APHA ANNUAL MEETING | MARCH 20-23

Executive Director Amanda Bacon and SDPhA Board President Lori Ollerich were slated to travel to Washington D.C. to attend the APHA & NASPA meetings. Both the APHA and NASPA conferences continue to be valuable resources for our members. We also typically take an opportunity to take our SDSU ASP-APHA students and faculty out for a dinner/activity. APHA was cancelled this year due to the pandemic, however Amanda was able to participate in the NASPA meetings in virtual capacity. Ollerich ensured South Dakota was represented in the virtual House of Delegates as well.

NCPA Congressional Pharmacy Summit - Washington, DC | April 21-22

Former SDPhA President Eric Grocott was scheduled to attend the NCPA fly-in on behalf of SDPhA to meet with our South Dakota Congressional Delegation to secure support for various federal pieces of legislation affecting pharmacy, as well as bring them up to speed on pharmacy issues here at home. However, this event, too, has been cancelled due to the pandemic. SDPhA will continue to engage with our delegation when face-to-face options are available and appropriate, however we are engaged with them via calls and email on an almost daily basis right now as we work with them on pandemic-related legislation impacting pharmacists.

DEA TAKE-BACK EVENT | APRIL 25

Please visit https://www.deadiversion.usdoj.gov/drug_disposal/takeback/ to view information provided by the DEA. We continue to work to encourage pharmacist participation in these locally-held events. If you have a story you'd like to share, please contact our office!

NATIONAL BILLS

SDPhA remains engaged in a variety of ways in various national efforts on key topics directly impacting our pharmacists such as DIR fee relief, PBM reform, improvements to Medicare, prescription drug misuse and abuse, compounding guidance and provider status. The list that follows are the major bills currently related to those issues.

H.R 19 | Lower Costs, More Cures Act of 2019

This bill provides for certain reforms with respect to the Medicare program under title XVIII of the Social Security Act, the Medicaid program under title XIX of such Act, the Food and Drug Administration and for other purposes. The bill aims to end the so-called "pay-for-delay" tactic regarding generic drugs, place a cap of seniors out-of-pocket drug expenses, and increase drug price transparency. There are 25 other bills related to this one. H.R. 19 was referred to the Subcommittee on Antitrust, Commercial, and Administrative Law 12/19/2019. The bill has 146 co-sponsors, including Rep. Dusty Johnson.

S. 640/H.R. 1034 | Phair Pricing Act of 2019 (Identical Bills)

This bill requires that certain negotiated prices for covered drugs under the Medicare prescription drug benefit be disclosed at the point-of-sale. Specifically, negotiated prices offered under a prescription drug plan (PDP) must be disclosed at the point-of-sale; the disclosed price must include specified adjustments, payments, and fees that are negotiated with the pharmacy (e.g., dispensing fees) by the PDP sponsor or pharmacy benefit manager. Additionally, the Centers for Medicare & Medicaid Services must establish certain quality measures for PDP sponsors to use when determining incentive payments and adjustments (e.g., performance payments) to pharmacies. The Senate bill currently has 14 cosponsors and was referred to the Committee on Finance 3/4/2019. The House version has 75 cosponsors and was referred to the Subcommittee on Health 2/7/2019

S. 2723 | Mitigating Emergency Drug Shortages Act

This bill aims to increase authority for the U.S. Food and Drug Administration (FDA) regarding enhanced manufacturing reporting requirements and new market-based incentives to encourage drugs in shortage or at risk of shortage. We know this legislation is of particular importance to SDSHP, and SDPhA is committed to working with SDSHP on these issues. This legislation has been introduced, and referred to the Committee on Health, Labor, and Pensions. 10/29/2019. The bill has one cosponsor.

[H.R. 789/H.R. 803/S. 988 \(Identical Bills\) | Improving Transparency and Accuracy in Medicare Part D Spending Act](#)

This bill prohibits Medicare prescription drug plan sponsors from retroactively reducing payment on clean claims submitted by pharmacies. S. 988 has been referred to the Committee on Finance. Identical House bill H.R. 803 was referred to Subcommittee on Health 3/1/2019. The bill has 27 cosponsors.

[H.R. 1332 | Fair Care Act of 2019](#)

This bill is intended to address the high costs of health care services, prescription drugs, and health insurance coverage in the United States and for other purposes. This is a companion bill to H.R. 803/H.R. 789. The bill was referred to the Subcommittee on Health 2/26/2019.

[H.R. 1035 | Prescription Drug Price Transparency Act](#)

This bill would codify Medicare transparency provisions concerning maximum allowable costs for generics and apply them to the Federal Employee Health Benefits Program. It would also establish a MAC appeals process and prohibit PBM requirement to use a PBM-owned pharmacy. Referred to the Committee on Energy and Commerce, Ways and Means, Oversight and Reform 2/7/2019. The bill has 37 cosponsors.

[H.R. 3528 | Every Prescription Conveyed Securely Act – 115th Congress](#)

This bill generally requires, with specified exceptions, electronic prescribing under the Medicare prescription drug benefit with respect to covered drugs that are controlled substances. The bill was placed on the Union Calendar 6/12/2018. The bill has 51 cosponsors.

[H.R. 4275 | Empowering Pharmacists in the Fight Against Opioid Abuse Act – 115th Congress](#)

This bill requires the Department of Health and Human Services (HHS) to develop and disseminate training programs and materials on: (1) the circumstances under which a pharmacist may refuse to fill a controlled substance prescription suspected to be fraudulent, forged, or indicative of abuse or diversion; and (2) federal requirements related to such refusal. HHS must seek input from relevant stakeholders. This bill passed the House 6/12/2018, and was received in the Senate, and referred to the Committee on Health, Education, Labor and Pensions 6/13/2018.

[S. 2553 | Know the Lowest Price Act of 2018 – 115th Congress](#)

This bill prohibits a prescription drug plan under Medicare or Medicare Advantage from restricting a pharmacy from informing an enrollee of any difference between the price, copayment, or coinsurance of a drug under the plan and a lower price of the drug without health-insurance coverage. This bill became public law 115-262 on 10/10/2018. Senators Thune and Rounds supported the bill.

[S. 2554 | Patient Right to Know Drug Prices Act – 115th Congress](#)

This legislation would prohibit gag clauses in Health Insurance Marketplace plans as well as Employee Retirement and Income Security Act (ERISA) plans—employee benefit plans offered by private sector employers. This bill became public law 115-263 on 10/10/2018. Senators Thune and Rounds supported the bill.

[H.R. 592/S. 109 | Pharmacy and Medically Underserved Areas Enhancement Act – 115th Congress](#)

Amends Title XVIII of the Social Security Act to provide for coverage under the Medicare program of pharmacist services. Referred to the Subcommittee on Health. 2/1/2017. Senators Thune and Rounds have graciously agreed to co-sponsor this important legislation. The House version has 296 cosponsors. The Senate version has 55.

H.R. 1038 / S. 413 | Improving Transparency and Accuracy in Part D Drug Spending Act – 115th Congress

Similar/Companion bills dealing with DIR fees. Introduced in the Subcommittee on Health 3/9/2017. Senators Thune and Rounds have agreed to co-sponsor this legislation.

HEALTH PROFESSIONAL ASSISTANCE PROGRAM

Our association continues to support the HPAP program. A pharmacist may access the program by self-referral, board referral, or referral from another person or agency, employer, coworker or family member.

C&L FUND

We say it a lot around here, but it's important – lobbying is an expensive endeavor. It's also extremely vital. The C & L Fund is used to support the legislative work we do. It assists us in the protection and promotion of the profession during legislative session. It also relies nearly solely on your contributions, and we need your help to ensure we have the financial resources to swing into action on bills and policy that impact South Dakota pharmacists. We've heard from many of you that you're not sure where or how to donate – so we're working hard on our end to update, and make the process as visible and as simple as possible. And don't forget to support your own district by paying your dues!

SDPHA OFFICE UPDATE

COVID-19 dominates most of the work these days, and we encourage pharmacists to continue to reach out and let us know what they need, and we will work to facilitate resolution to issues in any way we can. We are reminding pharmacists to take care of themselves – they can't care for their families and their patients if they aren't first caring for themselves. We know it sounds basic, but we're reminding pharmacists to move their body daily, drink enough water, and unplug whenever they can. This situation is a marathon, not a sprint.

Prior to all this, the past few months had been a really wonderful season of feeling some forward momentum in some of the issues so important to so many of our pharmacists – and our patients. We are highly encouraged by The Supreme Court granting cert in *Rutledge V. PMCA*, and what it may mean for the ability for states to better regulate PBMs. We're looking forward to bringing you updates at our Spring meetings, as well as at convention in Brookings this Fall. I also continue to greatly appreciate the spirit of collaboration I have received from the BOP, and I look forward with the knowledge that together we can navigate the challenges that lie ahead.

Kind Regards,

Amanda

Commercial and Legislative Branch Report



Final Report – March 13, 2020

HB 1005

- This legislation revises certain provisions regarding the use of telehealth technologies.
- [View Bill](#)
- Latest Action: Signed by the Governor 2/6/2020
- Position: Monitoring

HB 1014

- This is the **Department of Health's** annual scheduling bill to place certain substances on the controlled substances list, and declare an emergency.
- [View the Bill](#)
- Latest Action: Signed by the Governor 3/9/2020
- Position: Monitoring

HB 1048

- This legislation revises certain requirements for certain advisory committees under the Board of Medical and Osteopathic Examiners, Board of Nursing, and Board of Social Work Examiners.
- [View the Bill](#)
- Latest Action: Signed by the Governor 2/27/2020
- Position: Monitoring

HB 1057

- This legislation prohibits certain acts against children and provides a penalty therefor.
- [View the Bill](#)
- Latest Action: Deferred to the 41st Legislative Day, Senate Health and Human Services 2/10/2020
- **Position: Oppose** – SDPhA Vice President Kristen Carter testified on behalf of the association against this bill citing Section 2 (3) of the legislation which may have made pharmacists civilly liable when dispensing certain medications.

HB 1072

- This legislation places certain substances on the controlled substances schedule
- [View the Bill](#)
- Latest Action: Deferred to the 41st Legislative Day, Health and Human Services 2/20/2020
- Position: Monitoring

HB 1219

- This legislation requires certain health care professionals to recommend treatments alternative to opioids
- [View the Bill](#)
- Latest Action: Deferred to the 41st Legislative Day, House Health and Human Services 2/18//2020
- Position: Monitoring

HB 1235

- This legislation revises provisions regarding immunizations
- [View the Bill](#)
- Latest Action: Deferred to the 41st Legislative Day, House Health and Human Service 2/25/2020
- **Position: Oppose** – This legislation would prohibit schools from requiring immunizations and make it a Class 1 misdemeanor for any educational institution, medical provider or person to compel another to submit to immunization.

SB 23

- This legislation repeals the high school graduation or equivalent requirement for certain licensed professionals
- [View the Bill](#)
- Latest Action: Signed by the Governor 2/19/2020
- Position: Monitoring

SB 50

- This legislation revises certain provisions regarding the practice of a certified registered nurse anesthetist.
- [View the Bill](#)
- Latest Action: Senate Concurred in Amendments 2/18/2020
- Position: Signed by the Governor 2/26/2020

SB 60

- This legislation adopts the Physical Therapist Licensure Compact.
- [View the Bill](#)
- Latest Action: Delivered to the Governor 3/10/2020
- Position: Monitoring

SB 109

- This legislation provides protections for health care decisions governed by conscience.
- [View the Bill](#)
- Latest Action: Tabled, Senate Health and Human Services 2/24/2020
- Position: Monitoring

SB 155

- This legislation provides for step therapy protocol regarding certain prescription drugs.
- [View the Bill](#)
- Latest Action: Delivered to the Governor, 3/11/2020
- Position: Monitoring

SD Pharmacists Association
Profit & Loss Budget vs. Actual
 July 1, 2019 through March 4, 2020

	Jul 1, '19 - Mar 4, 20	Budget	% of Budget
Ordinary Income/Expense			
Income			
PhRMA Grant	5,000.00	0.00	100.0%
Membership			
SD Board of Pharmacy Transfer	200,900.00	198,000.00	101.5%
Associate Member	200.00	200.00	100.0%
District Dues			
District 9 - Yankton	15.00	0.00	100.0%
District 8 - Watertown	20.00	0.00	100.0%
District 7 - Sioux Falls	180.00	0.00	100.0%
District 6 - Rosebud	10.00	0.00	100.0%
District 5 - Mobridge	10.00	0.00	100.0%
District 2 - Black Hills	80.00	0.00	100.0%
District 1 - Aberdeen	260.00	0.00	100.0%
Total District Dues	575.00	0.00	100.0%
Student Membership	1,120.00	1,300.00	86.2%
Total Membership	202,795.00	199,500.00	101.7%
Corp Endorsements			
NASPA-PQC Endorsement	300.00	300.00	100.0%
Career Center Endorsement	97.25	0.00	100.0%
PAAS Endorsement	180.00	300.00	60.0%
PMG Endorsement	9,877.00	10,000.00	98.8%
Total Corp Endorsements	10,454.25	10,600.00	98.6%
Interest/Dividends	5,301.89	2,500.00	212.1%
Other Income	2,557.00	0.00	100.0%
Convention Income			
Convention Sponsor	2,500.00	0.00	100.0%
Exhibitors	12,450.00	14,000.00	88.9%
Registrations	8,450.00	11,000.00	76.8%
Student Sponsorship	200.00	0.00	100.0%
Total Convention Income	23,600.00	25,000.00	94.4%
Total Income	249,708.14	237,600.00	105.1%
Gross Profit	249,708.14	237,600.00	105.1%
Expense			
Legislative	914.76	0.00	100.0%
American Pharmacists Month	1,830.00	1,850.00	98.9%
Accounting/Tax Prep	3,075.89	4,300.00	71.5%
Salary & Benefits			
Payroll Taxes	3,041.86	4,547.93	66.9%
Payroll Expense	32.24	0.00	100.0%
Executive Director	39,633.28	59,450.00	66.7%
Insurance	7,553.25	10,071.00	75.0%
Retirement	2,377.92	3,567.00	66.7%
Total Salary & Benefits	52,638.55	77,635.93	67.8%
Advertising	1,094.04	3,000.00	36.5%
Dues/Subscriptions	2,220.00	3,300.00	67.3%
Technology/Net/Software	2,749.87	3,500.00	78.6%
Furniture/Copier/Assets	1,338.37	2,300.00	58.2%
Hlth Professionals Assist Prog	15,000.00	15,000.00	100.0%
Insurance (D&O, Office)	3,438.00	3,600.00	95.5%
Legal/Professional	1,258.04	5,000.00	25.2%
Merchant Card Fees	1,904.61	2,000.00	95.2%
Phone/Internet	2,972.48	4,500.00	66.1%
Postage	125.48	150.00	83.7%
Office Supplies	384.43	1,500.00	25.6%
Publications & Printing (Exp)			
Journal	0.00	3,200.00	0.0%

SD Pharmacists Association
Profit & Loss Budget vs. Actual
 July 1, 2019 through March 4, 2020

	Jul 1, '19 - Mar 4, 20	Budget	% of Budget
Publications & Printing (Exp) - Ot...	2,426.62	0.00	100.0%
Total Publications & Printing (Exp)	2,426.62	3,200.00	75.8%
Scholarships	0.00	1,000.00	0.0%
Rent	4,356.00	4,400.00	99.0%
Board Travel & Meetings	12,153.73	20,000.00	60.8%
Staff Travel			
In-State	2,138.29	5,000.00	42.8%
Out-of-State	821.32	6,000.00	13.7%
Total Staff Travel	2,959.61	11,000.00	26.9%
Convention Expense	25,661.76	32,000.00	80.2%
Misc Expense	561.27	0.00	100.0%
Total Expense	139,063.51	199,235.93	69.8%
Net Ordinary Income	110,644.63	38,364.07	288.4%
Other Income/Expense			
Other Income			
PTU Pass Thru Income	5,850.00	0.00	100.0%
C/L Contributions Pass Thru			
Corporation/Business C/L Contr.	1,100.00	0.00	100.0%
Individual C/L Contr.	2,735.00	0.00	100.0%
Total C/L Contributions Pass Thru	3,835.00	0.00	100.0%
Total Other Income	9,685.00	0.00	100.0%
Other Expense			
PTU Pass Thru Exp	7,800.00	5,000.00	156.0%
Total Other Expense	7,800.00	5,000.00	156.0%
Net Other Income	1,885.00	-5,000.00	-37.7%
Net Income	112,529.63	33,364.07	337.3%

SD Pharmacists Association C & L
Assets, Liabilities, Equity
As of February 29, 2020

	<u>Feb 29, 20</u>
ASSETS	
Current Assets	
Checking/Savings	
SDPhA C/L CK	2,701.36
SDPhA C/L Savings	2,039.72
CD #66228342	43,878.91
Total Checking/Savings	<u>48,619.99</u>
Total Current Assets	<u>48,619.99</u>
TOTAL ASSETS	<u>48,619.99</u>
LIABILITIES & EQUITY	
Equity	
Opening Bal Equity	12,163.43
Retained Earnings	40,861.88
Net Income	-4,405.32
Total Equity	<u>48,619.99</u>
TOTAL LIABILITIES & EQUITY	<u>48,619.99</u>

**SD Pharmacists Association C & L
Profit & Loss Budget vs. Actual
July 1, 2019 through March 4, 2020**

	Jul 1, '19 - Mar 4, 20	Budget	\$ Over Budget	% of Budget
Income				
Interest	443.18	0.00	443.18	100.0%
C & L Income				
South Dakota Pharmacies Transfe	0.00	0.00	0.00	0.0%
District Contributions	0.00	0.00	0.00	0.0%
Legislative Days	0.00	0.00	0.00	0.0%
Other	0.00	0.00	0.00	0.0%
C & L Income - Other	0.00	5,500.00	-5,500.00	0.0%
Total C & L Income	0.00	5,500.00	-5,500.00	0.0%
Total Income	443.18	5,500.00	-5,056.82	8.1%
Expense				
Legislative Exp	4,848.50	150.00	4,698.50	3,232.3%
C & L Expenses				
C/L Administration	0.00	0.00	0.00	0.0%
Legislative Receptions	0.00	1,000.00	-1,000.00	0.0%
Lobbyist	0.00	11,000.00	-11,000.00	0.0%
Misc	0.00	200.00	-200.00	0.0%
Per Diem	0.00	0.00	0.00	0.0%
Postage	0.00	0.00	0.00	0.0%
Printing/Copies	0.00	100.00	-100.00	0.0%
C & L Expenses - Other	0.00	0.00	0.00	0.0%
Total C & L Expenses	0.00	12,300.00	-12,300.00	0.0%
Payroll Expenses	0.00	0.00	0.00	0.0%
Total Expense	4,848.50	12,450.00	-7,601.50	38.9%
Net Income	-4,405.32	-6,950.00	2,544.68	63.4%