

ALASKA STATE LEGISLATURE

SENATOR DONALD C. OLSON



ALASKA
STATE CAPITOL
ROOM 514
JUNEAU, ALASKA 99801-1182

(907) 465-3707
FAX (907) 465-4821

MEMORANDUM

DATE: February 23, 2010

TO: Senator Bert Stedman, Co-Chairman
Senator Lyman Hoffman, Co-Chairman
Senate Finance Committee

FROM: Senator Donald Olson *D.O.*
Senate District T

SUBJ: Request for Hearing – CSSB 247 (L&C)

I would like to request a hearing for this bill, which would extend the termination date of the Board of Pharmacists to the year 2018. According to the legislative audit for this panel, there were no issues discovered adversely affecting the public, but auditors commented that the Administration needs to improve support for this board and make more timely appointments.

The Committee Substitute was generated because the original bill was drafted for the number of years in the last extension exercise, which was different from the recommendation in the audit. Once staff studied the audit, we asked for a CS for the bill to conform to that audit.

SB 247 is attached, as well as the CS. The bill is its own sponsor statement and sectional analysis, but attached is the legislative audit, a roster of the Board members, and a support letter from the Pharmacists' Association. There is a fiscal note from DCCED accompanying SB 247, also attached.

If there are any questions, please contact Tim Benintendi of my office at 465-4989. Thank you.

CS FOR SENATE BILL NO. 247(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 2/24/10

Referred: Finance

Sponsor(s): SENATOR OLSON

A BILL

FOR AN ACT ENTITLED

1 **"An Act extending the termination date of the Board of Pharmacy; and providing for an**
2 **effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 08.03.010(c)(15) is amended to read:

5 (15) Board of Pharmacy (AS 08.80.010) - June 30, **2018** [2010];

6 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).

SENATE BILL NO. 247

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY SENATOR OLSON

Introduced: 1/29/10

Referred: Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act extending the termination date of the Board of Pharmacy; and providing for an**
2 **effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 08.03.010(c)(15) is amended to read:

5 (15) Board of Pharmacy (AS 08.80.010) - June 30, **2015** [2010];

6 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).

FISCAL NOTE

STATE OF ALASKA
2010 LEGISLATIVE SESSION

Fiscal Note Number: _____
 Bill Version: SB 247
 () Publish Date: _____

Identifier (file name): SB247-CED-CBPL-2-5-10

Title Extending Board of Pharmacy Dept. Affected: DCCED
 RDU Corp, Bus, & Prof Licensing (117)
 Component Corp, Bus, & Prof Licensing
 Sponsor Senator Olson
 Requester Senate Labor and Commerce Component Number 2360

Expenditures/Revenues

(Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

	Appropriation Required	Information					
OPERATING EXPENDITURES	FY 2011	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016
Personal Services	0.0	98.1	98.1	98.1	98.1	98.1	98.1
Travel	0.0	10.4	10.4	10.4	10.4	10.4	10.4
Contractual	0.0	21.7	21.7	21.7	21.7	21.7	21.7
Supplies	0.0	0.1	0.1	0.1	0.1	0.1	0.1
Equipment	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures							
Grants & Claims							
Miscellaneous							
TOTAL OPERATING	0.0	130.3	130.3	130.3	130.3	130.3	130.3

CAPITAL EXPENDITURES							
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CHANGE IN REVENUES (1156)		0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts							
1003 GF Match							
1004 GF							
1005 GF/Program Receipts							
1037 GF/Mental Health							
Other: RSS (1156)	0.0	130.3	130.3	130.3	130.3	130.3	130.3
TOTAL	0.0	130.3	130.3	130.3	130.3	130.3	130.3

Estimate of any current year (FY2010) cost: 0.0

POSITIONS

Full-time							
Part-time							
Temporary							

ANALYSIS: (Attach a separate page if necessary)

SB 247 extends the Board of Pharmacy to June 30, 2015. In accordance with AS 08.03.020 funding extends one year following the termination date allowing the Board to conclude its affairs. The FY2011 funding is included in the operating budget request and costs shown are an average of direct costs for a biennial licensing period.

Travel expenses represent transportation and per diem for the 7 member board and 2 staff to meet at least 3 times each year in accordance with AS 08.80.060.

The program is required to cover costs with licensing fees under AS 08.01.065, and revenue generated by board fees are

Prepared by: Jennifer Strickler, Division Operations Manager
 Division: Corporations, Business & Professional Licensing
 Approved by: Emil Notti, Commissioner
Commerce, Community, and Economic Development

Phone (907) 465-2144
 Date/Time 1/29/2010 5:10PM
 Date 2/5/2010

BOARD MEMBER ROSTER

Board	Full Name	Title/ Position on Board	Expiration Date
PHA	MARY D. MUNDELL	PHARMACIST	PHARMACY BOARD MEMBEI
Address	SUSITNA PROFESSIONAL PHARMACY 1751 E. GARDNER WAY, STE. G WASILLA AK 99654	(H) 907-688-5566 (W) 907-373-7933 (Fax) 907-373-7939 (Cell) -	Expiration 03/01/13 Appointment 04/14/05 Reappointment
Email	susprof@mtaonline.net		
PHA	LEAH HANDLEY	PUBLIC MEMBER	PHARMACY BOARD MEMBEI
Address	P.O. BOX 900 HOMER AK 99803	(H) 907-235-2838 (W) - (Fax) - (Cell) 907-299-2755	Expiration 03/01/13 Appointment 03/01/09 Reappointment
Email	leah.fernwood@gmail.com		
PHA	RICHARD C. HOLM	PHARMACIST	CHAIR
Address	NORTH POLE PRESCRIPTION LABORATORY, INC 167 SANTA CLAUS LANE NORTH POLE AK 99705	(H) 907-488-1776 (W) 907-488-8555 (Fax) 907-488-8556 (Cell) -	Expiration 03/01/10 Appointment 03/31/06 Reappointment
Email	nprxlab@hotmail.com		
PHA	DIRK WHITE	PHARMACIST	VICE CHAIR
Address	106 LINCOLN ST. SITKA AK 99835	(H) 907-747-5976 (W) 907-738-6337 (Fax) 907-966-3979 (Cell) -	Expiration 03/01/11 Appointment 03/01/07 Reappointment
Email	dirkrph@ptialaska.net		
PHA	CHRISTOPHER J. KIM	PHARMACIST	PHARMACY BOARD MEMBE
Address	9445 ENDICOTT ST ANCHORAGE AK 99502	(H) 907-245-2687 (W) 907-339-1360 (Fax) 907-339-1319 (Cell) 907-441-7054	Expiration 03/01/12 Appointment 03/01/09 Reappointment
Email	gowmoto@gmail.com		
PHA	STEVEN JOHNSON	PHARMACIST	SECRETARY
Address	P O BOX 4393 PALMER AK 99645	(H) 907-982-0102 (W) 907-746-4061 (Fax) - (Cell) -	Expiration 03/01/12 Appointment 12/03/08 Reappointment
Email	ebersteve@yahoo.com		



Alaska Pharmacists Association

February 5, 2010

Senator Joe Paskvan
Chairman, Senate Labor & Commerce Committee
State Capitol
Juneau, AK 99801

RE: Letter of Support SB247
Extending Termination date of Board of Pharmacy

Dear Senator Paskvan,

The Board of Pharmacy promotes compliance of pharmacy and drug law in Alaska in addition to providing controls, registration, disciplinary sanctions and the regulation of controlled substances. The state of Alaska has been awarded a grant to implement a prescription drug monitoring program (PDMP) that will be implemented by the Board of Pharmacy in 2010. The Alaska Pharmacists Association supports the extension of the Board of Pharmacy.

Respectfully,

Nancy Davis
Executive Director

Cc Senator Donald Olson

E-mail: akphrmev@alaska.net

203 W. 15th Ave., Suite 100 • Anchorage, Alaska 99501 • (907) 563-8880 • (907) 563-7880

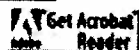


Division of Legislative Audit

Report Digest #08-20065-10



* Requires Acrobat Reader



SUMMARY OF: A Sunset Review on the Department of Commerce, Community, and Economic Development (DCCED), Board of Pharmacy (BOP), November 12, 2009

PURPOSE OF THE REPORT

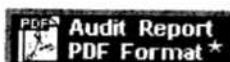
In accordance with Title 24 and Title 44 of the Alaska Statutes (sunset legislation), we have reviewed the activities of BOP. The purpose of this audit was to determine if there is a demonstrated public need for its continued existence and if it has been operating in an effective manner. As required by AS 44.66.050(a), this report shall be considered by the committee of reference during the legislative oversight process in determining whether BOP's termination date should be extended. Currently under AS 08.03.010(c)(15), BOP is scheduled to terminate on June 30, 2010. If the legislature does not extend the board's termination date, BOP will have one year to conclude its administrative operations.

REPORT CONCLUSIONS

The termination date for BOP should be extended until June 30, 2018. The board is safeguarding the public interest by ensuring the competence of individuals who present themselves to the public as pharmacists, pharmacist interns, and pharmacist technicians through licensing and regulatory requirements. The board also has an integral role in the regulation of pharmacies, drug rooms, and wholesale distributors and should continue to regulate those entities.

FINDINGS AND RECOMMENDATIONS

1. BOP should approve collaborative protocols in accordance with regulation.
2. DCCED's professional licensing administrative officer should improve administrative support.
3. BOP and staff within the Office of the Governor should work together to increase the pool of qualified applicants available for board appointments to ensure full representation.



* Requires Acrobat Reader

