

(FINAL/APPROVED)

VIRGINIA BOARD OF PHARMACY

PUBLIC HEARING FOR DELIVERY OF SCHEDULE VI DEVICES AND WHITE BAGGING/BROWN BAGGING

December 9, 2019
Commonwealth Conference Center
Second Floor
Board Room 4

Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233-1463

CALL TO ORDER: The public hearing was called to order at 9:08 a.m.

PRESIDING: Cynthia Warriner, Chairman

MEMBERS PRESENT: Kristopher S. Ratliff, Vice Chairman
Glen Bolyard
Melvin L. Boone, Sr.
James L. Jenkins, Jr.
Ryan Logan
Cheryl H. Nelson
Patricia Richards-Spruill
Rebecca Thornbury

MEMBERS ABSENT: William Lee

STAFF PRESENT: Caroline D. Juran, Executive Director
Ellen B. Shinaberry, Deputy Executive Director
Annette Kelley, Deputy Executive Director
James Johnson, Deputy Executive Director
Beth O' Halloran, Deputy Executive Director
Elaine Yeatts, Senior Policy Analyst, DHP
David E. Brown, D.C., Director, DHP
James Rutkowski, Assistant Attorney General
Kiara Christian, Executive Assistant

CALL FOR PUBLIC COMMENT: Ms. Warriner called for public comment to consider delivery of Schedule VI devices.

PUBLIC COMMENT: There was no public comment offered during the public hearing.

The Board is promulgating regulations in accordance with provisions of § 54.1-3415.1 of the Code of Virginia as amended by Chapter 241 of the 2018 Acts of the Assembly. Proposed regulations replace emergency regulations currently in effect. A new section, 18VAC110-50-55, sets out the requirements for delivery of Schedule VI devices directly to an ultimate user or consumer on behalf of a medical equipment supplier upon a valid order from a prescriber or upon request from the medical director of home health agency, nursing home, assisted living facility or

hospice.

Ms. Warriner stated that the public comment period for this topic will close on December 13, 2019.

CALL FOR PUBLIC
COMMENT:

Ms. Warriner called for public comment to consider regulations for white bagging/brown bagging.

PUBLIC COMMENT:

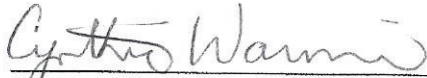
There was no public comment offered during the public hearing.

The Board intends to consider adopting a regulation to regulate brown bagging of drugs requiring reconstitution or compounding prior to administration and to set specific requirements for specialty pharmacies participating in white bagging. The intent of the regulatory action is public protection to ensure drugs are appropriately dispensed and administered.

Ms. Warriner stated that the public comment period for this topic will close January 10, 2020.

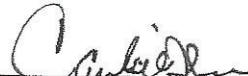
ADJOURN:

The public hearing adjourned at 9:14 am.



Cynthia Warriner, Chairman

5/20/2020
Date



Caroline D. Juran, Executive Director

5/18/2020
Date