

ARKANSAS STATE BOARD OF PHARMACY
322 South Main St., Suite 600
Little Rock, AR 72201

The Arkansas State Board of Pharmacy met for a regular scheduled Board meeting on February 18th and 19th, 2015. The meeting was held at the Arkansas State Board of Pharmacy office at 322 South Main St., Suite 600, Little Rock, AR.

Wednesday, February 18, 2015

The meeting was called to order by Lenora Newsome, P.D., Vice-President. Members present were Stephanie O'Neal, P.D.; Steve Bryant, P.D.; Thomas Warmack, P.D.; Kevin Robertson, Pharm.D.; Percy Malone, P.D.; and Sheila Castin. Staff members present were John Kirtley, Pharm. D., Executive Director; Brenda McCrady, P.D, Assistant Director; Inspector Clyde Frazier, P.D.; Inspector Ron Ewing, P.D.; Inspector Rusty McSpadden, P.D.; Lana Whitmore, CFO; and Brandon Robinson, Legal Counsel for the Board.

The minutes from the October, 2014 meeting was reviewed.

BOARD ACTION:

Dr. Bryant made the motion that the minutes of the October 2014 meeting be approved. Dr. Robertson seconded the motion. The vote for the motion was unanimous.

Mrs. Whitmore presented the Board with the financial report for review.

BOARD ACTION:

Dr. Bryant made the motion to accept the financial report. Mrs. Castin seconded the motion. The vote for the motion was unanimous.

The Expense Reimbursement for Upcoming Meetings was reviewed.

BOARD ACTION:

Dr. Bryant made the motion to approve the expense reimbursements. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

The Board interviewed candidates for Reciprocity. Each applicant was asked to complete a questionnaire regarding practice history, type of business, and background. The following candidates were present:

Aklile, Mahlet

Bauer, Michelle Patricia

Bayless, Patricia

Bidwell, Lauren Elizabeth

Blad, Laura Marie

Cahoon, Denali A

Chambers, Ricky Allan

Chasko, Elizabeth Lee

Cova, Kristin Ann

Dagher, Wanda Annette

Denney, Jeffery M

Flaherty, Rollie W

Gamble, Gregory

Gentry, Lloyd Scott

Goers, James Melvin

Harrison, Brian Patrick

Harting, Carl Alan

Heaton, Jessie Brent

Heyde, Charlene Mae

Inman, Michael Eugene

Sachitano, Leah Skylar Isbell

Jelline, Kate Stelly

Kah, Tiarra Denice

Keener, David Allen

Kehinde, Afix Ademola

Kubosh, Kristi Ann

Kueltzo, Clarke Allan

Kuper, Kallan Therese

Lam, Linda Phuonghu

Longo, Christopher Robert

Luea, Mark G

Mack, Erica Bolden

Massingill, Candis Cherise

Masterson, Tamara Esther

Morang, Laurie Ann

Ovrutsky, Fallan R

Parker, Brittany Lee

Petrutiu, Alyce Marie

Pettengill, Kenneth

Pham, Tri Duc

Pundir, Adesh

Rogers, Michelle Ann

Ruzic, Marija

Schoenbaechler, David C

Stanton, Kathleen Ann

Ulmer, Gary Adolph

Zahorchak, Denise Rae

BOARD ACTION:

Dr. Bryant made the motion to approve the above applicants for reciprocity.
Dr. Warmack seconded the motion. The vote for the motion was unanimous. Dr. O'Neal provided information regarding the Arkansas Pharmacist Association to the applicants. Dr. Kirtley informed the applicants of the CE requirements for the 2014-2015 renewal period.

Dr. McCrady presented the Board with the following Consent Agreements for approval:

Stephanie Cox, PD07870

Deborah Liles, PD07739

Wal-Mart Pharmacy 10-5738, AR20597

Glenwood, LLC, WD01874

EXP Pharmaceutical Services Corp., WD02577

Arkansas Welding and Industrial Supply, WD03046

Hi-Tech Pharmacal Co., Inc., WD03707

Hi-Tech Pharmacal Co., Inc., WD03956

Hi-Tech Pharmacal Co., Inc. WD03957

ExcelleRx, OS01490

Adam Keathley, PD12323

BOARD ACTION:

Dr. O'Neal made the motion to accept the Consent Agreements for the licensees as presented. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. McCrady presented the Board with a Probation Consent Order for **Waylon Bullock, PD08207**. Dr. Kirtley informed the Board that there was discussion among the members who attended the informal conference to change the wording of the Consent Order to include a five year probation period and a life time contract.

BOARD ACTION:

Dr. O'Neal made the motion to amend the Probation Consent Orders for Waylon Bullock, PD08207 to include the five year probation with a life time contract. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Dr. McCrady presented the Board with the following Probation Consent Orders for approval:

Rebecca Hancock, PD08710

Scott Stracener, PD09206

Phillip Pittman, PD11414

BOARD ACTION:

Dr. O'Neal made the motion to accept the Probation Consent Orders as presented. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with a Preliminary Consent Order for **Jennifer Kelly, PD09944**.

BOARD ACTION:

Dr. O'Neal made the motion to accept the Probation Consent Order for Jennifer Kelly as presented. Dr. Robertson seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with the following Consent Orders for approval:

Matthew Hambuchen, PD11798

Vivian Akpala, PI21730

Chikezie Ononogbu, PI21804

Stephanie Holifield, PD09873

Scott Eric Kaufman, PD10694

BOARD ACTION:

Dr. O'Neal made the motion to accept the Consent Orders as presented. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dean Julie Hixon-Wallace appeared before the Board to give an update on Harding College of Pharmacy. She discussed the recent site visit conducted at the College, the upcoming P4 rotation schedule, and the fully staffed faculty. She also discussed the upcoming ACPE accreditation guidelines which require the Pharmacy Curriculum Outcome Assessment.

Associate Dean Kathryn Neill appeared before the Board to give an update on UAMS College of Pharmacy. Dr. Neill discussed the implementation of inner professional education curriculum, the enrollment of the upcoming fall class, and the student representation at the San Diego convention at which the outgoing Dean, Stephanie Gardner, will receive an award. She also discussed Dr. Gardner's promotion to the Provost position at UAMS and the application process for the new Dean of the College of Pharmacy.

Dr. Kirtley presented the Board with the results from a recent survey emailed to Arkansas pharmacists regarding pharmacy technician ratios and certification. Dr. Newsome opened the discussion for public comment. The following appeared before the Board to speak regarding the current technician issues:

Amber Brown – Wal-Mart, spoke in favor of a 3:1 tech ratio.

Mark Riley – APA, stated the Association would be in favor of 2:1 or 3:1 ratio; however, the Association thought it would be a mistake to require all technicians to be certified immediately and a stepped approach would be better.

Brent Baily – UAMS Student Representative, reported the findings of a student survey. The results of the survey showed 52% of pharmacy students in favor of a 3:1 ratio.

Dean Sykes – Jefferson Regional Medical Center, spoke in favor of increasing the technician ratio.

Carol Farnal – AR Career Training Institute, spoke in favor of tech certification and asked the Board to think about technicians that are in certification training and consider how they will get into the pharmacy to obtain experimental training when amending the regulations.

ASHP

Hal Carter – Director of Pharmacy Affairs for Walgreens, spoke regarding Walgreen's in-house technician training program and certification. He also stated that Walgreens would like the removal of technician ratios and allow the decision to be up to the pharmacy manager.

Tim Co & Debbie Mack – Wal-Mart, spoke in favor of a 3:1 or 4:1 technician ratio. They said they supported a 3:1 ratio with the idea that the ratio could be higher with technician certification.

Marion Staple – NACDS, spoke in favor of eliminating technician ratios.

Dennis McAllister – AZ Board of Pharmacy, spoke regarding eliminating technician ratios.

The Board discussed possible changes to the current technician regulation.

BOARD ACTION:

Dr. Bryant made the motion to start the procedures to amend the regulation to change the pharmacy technician ratio from two to one to three to one in both section a and b. The remainder of the regulation shall remain the same. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Dr. O’Neal stated that the Board needed to gather more information before making a decision regarding technician certification.

Representatives from Diamond Pharmacy Services appeared before the Board to request approval to provide pharmacy services for the State of Arkansas correctional facilities. The Board was presented with the company’s operational policies and procedures.

BOARD ACTION:

Dr. O’Neal made the motion that Diamond Pharmacy Services be approved to provide pharmacy services for the State of Arkansas correctional facilities. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Jeff Lackman with Rx RemoteSolutions appeared in front on the Board to request approval to seek business in Arkansas. Mr. Lackman operates his business out of Naperville, IL. It is a remote site facility which primarily does business with small critical care hospitals. Mr. Lackman stated that he has been approached by a hospital pharmacy in Arkansas, and he wanted to present his business model to the Board before he starts the process of working with a hospital in Arkansas.

BOARD ACTION:

Dr. Robertson made the motion to allow Jeff Lackman with RxRemoteSolutions to solicit business in Arkansas and that he bring any request for business before the Board. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Kevin Robertson, Clinical Coordinator of Pharmacy at Baptist Health Medical Center – NLR and Wendy Jordan, Pharmacy Supervisor appeared before the Board to request approval for a Tech-Check-Tech pilot program at Baptist Health Medical Center – NLR

and St. Bernard's Hospital in Jonesboro, AR. Jacqueline Acuna went over a slide presentation with the Board detailing the steps of the pilot program.

BOARD ACTION:

Dr. Malone made the motion to approve the Tech-Check-Tech pilot program, as presented. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

The Board told Dr. Robertson and Dr. Jordan to plan to report back to the Board six months after the implementation of the program.

Dr. Kirtley presented the Board with a Voluntary Surrender for LaShonda Bromsey, PT91191 for approval.

BOARD ACTION:

Dr. Bryant made the motion to accept the Voluntary Surrender for LaShonda Bromsey, PT91191 as presented. Dr. O'Neal seconded the motion. The vote for the motion was unanimous.

Board Elections for Officers were held due to the resignation of Former Board President, Larry Ross.

BOARD ACTION:

Dr. Robertson made the motion that Dr. Newsome is President, Dr. O'Neal is Vice-President, and Dr. Warmack is Secretary, and that these positions are valid until the scheduled elections in June 2016. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Thursday, February 19, 2015

The meeting was called to order by Lenora Newsome, P.D., President. Members present were Stephanie O'Neal, P.D.; Steve Bryant, P.D.; Thomas Warmack, P.D.; Percy Malone, P.D.; and Sheila Castin. Staff members present were John Kirtley, Pharm. D., Executive Director; Brenda McCrady, P.D, Assistant Director; Inspector Clyde Frazier, P.D.; Inspector Ron Ewing, P.D.; Inspector Rusty McSpadden, P.D.; Lana Whitmore, CFO; Brandon Robinson and Julie Chavis, Legal Counsel for the Board.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **CHI National Home Care d/b/a AmeriMed, Inc.** Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Greg Kirkpatrick. Attorney Brandon Robinson and Co-counsel Julie Chavis, of the Attorney General's Office, represented the Board staff. Michael Ahrendt was present on behalf of AmeriMed and represented by Jim Simpson.

BOARD ACTION

Dr. O'Neal the motion that in the matter of **CHI National Home Care d/b/a AmeriMed, Inc.**, that Allegations A1 – A4 are true and that Charge C1 is proven. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. Kevin Robertson is now present.

Denise Robertson with the Arkansas Prescription Monitoring Program appeared before the Board to give the Board an update on the program. She stated that as of February 1, there were over 18 million prescription records in the database. She said there are over 5,300 registered users, with 34% of physicians signed up and over 38% of pharmacists. She said they have been working on getting the numbers up and working on sharing data from monitoring programs with other states. The most recent state to share data is Oklahoma. Dr. Robertson also updated the Board on current legislation with regard to the Prescription Monitoring Program.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Alice Arnold, PD06267**. Dr. Newsome called the hearing to order and turned the proceeding over to the Hearing Officer, Peggy Johnson. Attorney Brandon Robinson, of the Attorney General's Office, represented the Board staff. Dr. Arnold was represented by Fredye Alford.

BOARD ACTION

Dr. Robertson made the motion that in the matter of **Alice Arnold, PD06267**, that Allegations A1 – A4 are true and that Charges C1 – C5 are proven. There will be a seven month suspension on Dr. Arnold's pharmacist license with credit for time served. Probation is to run concurrent with Federal probation. She is to perform 200 hours of community service within a 12-month time-frame. She is allowed to return to work immediately. Mrs. Castin seconded the motion. The vote for the motion was unanimous.

BOARD ACTION

Dr. Bryant made the motion to move the February Board Meeting to March. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

The meeting was adjourned.

Approved for the Board:


Lana Whitmore, CFO


Lenora Newsome, P.D., President