

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

Wednesday, February 22, 2017

The Arkansas State Board of Pharmacy met for a regular scheduled Board meeting on February 22nd, 2017. The meeting was held at the Arkansas State Board of Pharmacy office at 322 South Main St., Suite 600, Little Rock, AR.

The meeting was called to order by Stephanie O'Neal, P.D., President.

Members present:

- * Thomas Warmack, P.D.
- * Kevin Robertson, Pharm.D.
- * Steve Bryant, P.D.
- * Debbie Mack, P.D.
- * Lenora Newsome, P.D.
- * James Burgess, D.D.S.
- * Carol Rader, RN.

Staff present:

- * John Kirtley, Pharm.D., Executive Director
- * Brenda McCrady, P.D, Assistant Director
- * Luke Daniel, General Counsel
- * Lana Whitmore, CFO

No Members absent.

Rusty McSpadden was not present.

The minutes from the October 2016 Board Meeting were reviewed.

BOARD ACTION:

Dr. Bryant made the motion that the minutes of the October 2016 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. Newsome made the motion to accept the financial report. Dr. Mack seconded the motion. The vote for the motion was unanimous.

Mrs. Whitmore presented the Board Member meeting list and Authority for Expense Reimbursement for board members, pursuant to Arkansas Statute 25-16-902 and 25-16-905.

BOARD ACTION:

Dr. Newsome made the motion to approve the Board Member meeting list and Authority for Expense Reimbursement for Board members. Dr. Mack 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:

Sean Patrick Altendorf
Amanda Browning Benak
Jean M. Bickel
Benjamin Ray Boches
Lena Michelle Ceranski
Brandy Lea Choate
Roberts Brent Clevenger
Anthony Joseph Collins
Nicole Elisabeth Cox
Won Young Dolegowski
Celeste Nichole Duarte
Natalee Helene Felten
Carlos Tomas Garcia
Katarzyna Agnieszka Griesar
James Richard Gulley
David Jensen Hasebroock
Russell Allen Hays
Matthew Cole Jarvis
Jason Sassan Jerusik
David Christopher Johnson
Vickie Lynne Jones
Kirk Joseph Kwaczala
John Mauris Leano
Travis Alan Leeah
Timothy Litsch
Miteisy Martinez
Deborah Kay McFtridge
Sewalem A. Mebrate
Dorothy E. Morrison
Peter T. Mui
Leslie Jean Myers
Lata Milind Narawane
Pascaline Anjingwa Nwokoma
Cecelia Rose O'Keefe
Hali Dawn O'Malley
Patrick Nathaniel Parish
Dharak Jagdishbhai Patel
Kim Anh Thi Pham
Roshan Nilantha Randeniya
John Michael Raniero
Hugh Hyojin Rim
Vivian L. Ripak

Kimberly Dawn Rodriguez

Phillip Kane Roszel

Yan Rotenstein

Adam Rory Saulles

Benjamin Allen Schneider

Jenna Marie Scozzafava

Shane Justin Sechrest

Kristen Erin Self

Roger Smith Shaw

Bankim Sheth

Wesley Joe Skalak

Holly Sharzad Skelton

Elizabeth K. Smith

Thomas Hugh Steele

Hatti Lou Steeley

Kimberly Anne Stentz

Suzanne Parker Tagg

Adam Michael Timm

Kathleen Cao Tran

Auynh-Anh Thien Tran

Brittany On-Ling Tse

Shubha Vaidya

Lori Beth Valkowitz

Emily Jean Wagner

David Scott Wildes

Ami Jones Wittber

Frank Emil Wonka

Erica Pope Yelton

Nicholas Casimir Zielinski

Donald Dean

Paul Edward Little

Charlene Marie Catterlin

Nichole Lynn McCann

Hari Priya Ramineni

Evelyn Fisher

BOARD ACTION:

Dr. Robertson made the motion to approve the above applicants for reciprocity.

Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley explained Arkansas' continuing education requirements to the reciprocity applicants, and Dr. O'Neal provided information regarding the Arkansas Pharmacists Association.

Discussion Items:

Dr. Kirtley provided board members with a copy of a letter from DEA to an attorney regarding DEA's policy on pharmacies delivering controlled substances to prescribing practitioners rather than directly to the patient, under certain circumstances. Dr. Kirtley explained the Board's currently policy regarding shipping to practitioners for administration is based on a letter from DEA from October 2006. Dr. Kirtley asked the Board if this new policy can be adopted now that DEA has changed its stance on this procedure.

BOARD ACTION:

Dr. Newsome made the motion to adopt the letter from Louis Milione, Office of Diversion Control of DEA, as the Board's new guidelines and interpretation. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Partner Updates:

Sarah Griffin appeared before the Board to provide an update on Harding University College of Pharmacy. Dr. Griffin told the Board the PCOA was administered at Harding in January and results should be received in a couple of weeks. She also explained they adjusted the Law Course with scheduling needs – she said they were going back to twice a week scheduling. Dr. Griffin said Harding is currently undergoing preparation for a self-study with ACPE in October.

Dean Keith Olsen, appeared before the Board to provide an update from UAMS College of Pharmacy. Dr. Olsen said they were actively trying to fill the next class – he said they are at 75% with the cutoff date for applicants being March 1st. Dr. Olsen told the Board that changes are coming down nationally that should be implemented in about a year which will require prospective pharmacy students to hold one spot at one pharmacy school rather than holding spots at several pharmacy schools, which is what is happening now – this current practice keeps the school from knowing who is going to show up until the first day of school. Dr. Olsen said that UAMS is partnering with University of Monticello with early admission to UAMS. He explained the goal and purpose is to get students from rural areas to ultimately go back to rural Arkansas for practice where there is a great need for pharmacists.

Discussion Items:

Dr. Kirtley said there has been a push by insurance companies to require a 90-day supply for maintenance medications in order to be filled. Dr. Kirtley said the Board has the opportunity to make an interpretation (on maintenance meds only) to consider a prescription with two refills as a 90-day supply prescription. Scott Pace, with the Arkansas Pharmacists Association, told the Board that his Board was in support of this interpretation. Dr. Kirtley said if the interpretation is approved, a notice will be placed in the Board newsletter.

BOARD ACTION:

Dr. Robertson made the motion to allow pharmacists to fill up to the parameters of a non-controlled prescription, using their professional judgement. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley discussed *Speak Up Speak Out* – the William Christian Doerhoff story. Dr. Kirtley, Chief Lane, with Benton Police Department, Matt Barden, with DEA, traveled to Arkansas State in Jonesboro to show the Chasing the Dragon video to students and answer questions. They plan to go to U of A Fayetteville to give the presentation. The father of Will Doerhoff has started a charitable foundation and plans to show this presentation to anyone and everyone.

Shelley Tustison and Phil Reynolds with Wal-Mart appeared to provide a six month update to the Board on Wal-Mart's central fill operation.

Jason Eakin, Director of Pharmacy at Baptist in Conway and Whitney Daniel, Director of Pharmacy at Baptist in Stuttgart appeared before the Board to request approval for Baptist in Conway, which is a 24-hour facility, to operate as an after hour off site (remote) medication order verification facility for other Baptist facilities that are not 24 hour. This will be a cross coverage facility just like Baptist in Little Rock and North Little Rock.

BOARD ACTION:

Dr. Bryant made the motion to approve Baptist's request for the 24 hour facilities, including Conway, to provide remote entry services to the Baptist facilities that are not 24 hour. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

Kevin Robertson, appeared in front of the Board to discuss Baptist's Tech-Check-Tech program. He said this has been a very successful program, and that currently, there are four technicians with tech-check-tech capabilities. Dr. Robertson said the program has allowed pharmacists more flexibility to provide clinical services. Dr. Robertson requested the Board to expand the program to allow interns to follow this process.

BOARD ACTION:

Dr. Mack made the motion to allow interns to be added to the tech check tech protocol. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

Dr. McCrady presented the Board with the following:

Consent Agreements

- Exelan Pharmaceuticals – WD04026
- Epic Pharma, LLC – WD03661
- Richmond Pharmaceuticals – WD01514
- RSVP Pharmacy #7, LLC – OS02723
- Par Pharmaceutical – WD 00403

- Mallinckrodt NcCLEAR Medicine, LLC – WD03181
- Precision Logistics – WD04282
- Aspen Veterinary Resources, Ltd – WD04283
- Animal Health International, Inc. – OS02573
- Animal Health International, Inc. – WD01990
- Animal Health International, Inc. – WD02461
- Animal Health International, Inc. – WD04302
- Animal Health International, Inc. – OS02102
- Hunter's Precision Pharmacy – OS02328
- Jeff James Hunter – PD11182
- Guardian Pharmacy – OS02402
- Anthony Wilson – PT01416
- Alan Reams – PD06945
- St. Mary's Regional Med Center – HP01185
- Whit Herdon – PD06120
- Gary Fancher – PD06150
- Alex Kehinde – PD13030

Consent Orders

- Kent Vinson – PD10567
- Lisa Gill – PD12284
- Kristie Ragland – PD07836
- John Barksdale – PD08893
- Brian Marcantel – PD10285
- Newsome Family Pharmacy

Preliminary Consent Orders

- Caul Wright Corbell – PD12616

Probation Consent Orders

- Michael Adma Brickington – PD09533
- Eric Crumbaugh – PD10734
- James Taylor Keen
- Jordan Russell Murdock – PD13853
- Jacob J. Leslie – PD11068

Voluntary Surrender

- Jessica Vines – PT03287
- Kameron Leigh Charles – PT94945
- Joseph David Holcomb – PT04017
- Sarah Jean Krisnowich – PT92204
- Jakara Rochelle Lowden – PT04683
- Jason Charles McKewen – PD09481

BOARD ACTION:

Dr. Robertson made the motion to approve the items as presented. Dr. Newsome seconded the motion. The vote for the motion passes.

Discussion Items:

Dr. Kirtley presented the Board with a copy of the House Bill filed for the rural pharmacy student loans and scholarships.

Leo Houser, Carlos Gutierrez, and Jim Acquisto appeared before the Board to discuss NPLEEx (National Precursor Log Exchange), and to get input and support from the Board to pass a bill to remove the current restriction that only allows persons with military IDs or Arkansas IDs to purchase pseudoephedrine. They would like to expand the scope of IDs used beyond Arkansas only IDs because they have a new tracking system in place which allows 33 states to communicate in a comprehensive fashion. Chief Lane with the Benton Police Department and Scott Pace with the Arkansas Pharmacists Association both spoke in opposition of the proposed changes.

BOARD ACTION:

Dr. Bryant made the motion that the Board opposes the proposed legislative changes to 5-64-1105 definitions. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Wes Richardson, Pharmacist in Charge for Hospice Homecare, appeared before the Board to request approval to operate an automated dispensing machine system (Med Dispense) in the hospice facility.

BOARD ACTION:

Dr. Robertson made the motion that the Board grant provisional approval with a follow up by on-site inspection visit and/or presentation before the informal committee within 90 days. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented a Memorandum of Understanding between Baptist Health Medical Towers Pharmacy and Infusion Services, and the Board of Pharmacy acknowledging that Med Towers Pharmacy is permitted to have co-pharmacists-in-charge – one for the retail side and one for the infusion side of the pharmacy.

BOARD ACTION:

Dr. Newsome made the motion to approve the Memorandum of Understanding as presented. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented an Consent order for **Sandra Denise Camp, PD06988 and Whitney Michelle Maxwell, PD11069.**

BOARD ACTION:

Dr. Mack made the motion to approve the Consent Order as presented. Dr. Burgess seconded the motion. The vote for the motion was unanimous.

Discussion Items:

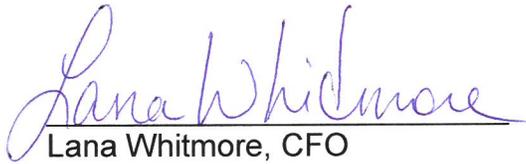
Dr. Kirtley provided the Board with an update on legislative issues.

The Board discussed moving the date of the October Board meeting to September 26-27, 2017, due to conflicts with the dates of national meetings in October.

The Board discussed live continuing education and how to remove the requirements.

The meeting was adjourned.

Prepared by:


Lana Whitmore, CFO

Approved for the Board:


Stephanie O'Neal, P.D., President