

ARKANSAS STATE BOARD OF PHARMACY
101 E. Capitol, Suite 218
Little Rock, AR 72201

The Arkansas State Board of Pharmacy met for a board meeting on June 4-5, 2013. The meeting was held at the Arkansas State Board of Pharmacy office at 101 E. Capitol, Ste. 218, Little Rock, AR.

Tuesday, June 4, 2013

The meeting was called to order by Ronnie Norris, P.D., President. Members present were Justin Boyd, Pharm.D., MBA; Joyce Palla; Stephanie O'Neal, P.D.; Larry Ross; Thomas Warmack, P.D.; Lenora Newsome, P.D. and Steve Bryant, P.D. Staff members present were John Kirtley, Pharm. D., Executive Director; Brenda McCrady, P.D, Assistant Director, Inspector Ron Ewing, P.D.; Inspector Rusty McSpadden, P.D.; Inspector Clyde Frazier, P.D.; Brandon Robinson, Legal Counsel; Dana Brown, CFO and Kelly Kendall, Administrative Assistant.

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:

Andrea Adsit	Guy Halley	Liza Nguyen
Kristin Alves	Brandon Hardin	Jacqueline Nguyen
Nicole Balarezo	Adelaide Harper	Bickkie Nguyen
Carmen Berg	Keri Henry	Darlene Norwood
Toshila Bonete	Harvey Hill	Natalie O'Connor
Jonathan Box	Jeffrey Hinchey	Devendra Patchala
Pete Cangialosi	Angela Hotard	Khyati Patel
Michael counts	Robert Kelly	David Phillips
Joseph Davis	Tracy Lashbrook	Deleca Reynolds-Barnes
Adam DeRue	Renee Licwinko	Roderick Rice
Matthew Dixon	Howard Lieberman	Cameron Rogers
LaDonna Edge	Melissa Mackin	Steven Schafer
Thomas Edinger	Teresa Malanda	Rebecca Sheehan
Rodney Ford	April Malone	Victor Spearman
Samuel Gadzichowski	Douglas Massey	Martin Szkodzinski
Rodger Garms	Jason May	Ernest Tam
Mary Glenn	Michael McDonald	Stuart Tolman
Mitchell Graumenz	Allison Mercadel	Timothy Vitullo
Brooke Green	Justin Mills	Michele Way
Christopher Gruber	Ashley Muir	

BOARD ACTION:

Dr. Bryant made the motion to approve the above applicants for reciprocity. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

The Board interviewed candidates for Reciprocity who have not completed the application process. Each applicant was asked to complete a questionnaire regarding practice history, type of business and background. The following candidates were present:

John Mabry
Jaime Miller
Evan Schnur

BOARD ACTION:

Dr. Boyd made the motion to approve the above applicants for reciprocity upon successful completion of all the requirements. Mr. Ross seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley informed all of the applicants of the CE requirements for the 2014-2015 renewal period. These requirements are no CE and the \$150 renewal fee.

Dr. O'Neal provided information about the Arkansas Pharmacist Association to the applicants.

The minutes of the February, 2013 meeting were reviewed.

BOARD ACTION:

Mr. Ross made the motion that the minutes of the meetings be approved. Dr. Boyd seconded the motion. The vote for the motion was unanimous.

The financial report was reviewed.

BOARD ACTION:

Dr. Boyd made the motion to accept the financial report. Dr. O'Neal seconded the motion. The vote for the motion was unanimous.

Sue Ellen Wilkerson of the Substance Abuse Treatment Clinic at UAMS asked for approval for a pilot study for the UAMS-ISR Detox Protocol v1 "Improving buprenorphine dextoxification outcomes with isradipine". In addition Dr. Wilkerson suggested that a regulation change might be appropriate to allow the studies of other research drugs without having to come before the board each time a new protocol is considered.

BOARD ACTION:

Dr. Bryant made the motion to proceed with regulations changes via the informal conference based on staff recommendation. Dr. Boyd seconded the motion. The vote for the motion was unanimous.

BOARD ACTION:

Dr. O'Neal made the motion to approve this study. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Jeff Mercer of HUCOP and Schwanda Flowers of the UAMS COP appeared before the board to present updates.

Dr. Kirtley and Dr. Flowers discussed the Rural Student Loan program.

BOARD ACTION:

Dr. O'Neal made the motion to appropriate \$50,000 to the UAMS Rural Student Loan Program. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

PRELIMINARY CONSENT ORDERS

Dr. Kirtley presented the Board with a Preliminary Consent Order for **Hyland Charles Herring, #PD11283**. By signing the Preliminary Consent Order, Respondent Herring agrees to comply with the stipulations of this Order.

Dr. Kirtley presented the Board with a Preliminary Consent Order for **Scott Stracener, #PD09206**. By signing the Preliminary Consent Order, Respondent Stracener agrees to comply with the stipulations of this Order.

Dr. Kirtley presented the Board with a Preliminary Consent Order for **Ed Donnelly, #PD05783**. By signing the Preliminary Consent Order, Respondent Donnelly agrees to comply with the stipulations of this Order.

BOARD ACTION:

Dr. Bryant made the motion to accept the Preliminary Consent Orders for the pharmacists mentioned above. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

AMENDED AND SUBSTITUTED CONSENT ORDER

Dr. Kirtley presented the Board with an Amended and Substituted Consent Order for **Ashley Crawley, #PD10802**. By signing the Amended and Substituted Consent Order, Respondent Crawley agrees to comply with the stipulations of this Order.

BOARD ACTION:

Dr. Bryant made the motion to accept the Amended and Substituted Consent Order for Ashley Crawley, #PD10802. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

CONSENT AGREEMENTS

Dr. Kirtley presented the Board with a Consent Agreement for **James Buck, #PD07846**. By signing the Consent Agreement, Respondent Buck has agreed pay a monetary penalty of \$750 to the Board within 30 days of the acceptance of this Agreement by the Board.

Dr. Kirtley presented the Board with a Consent Agreement for **Jacqueline Buck, #PD07919**. By signing the Consent Agreement, Respondent Buck has agreed pay a monetary penalty of \$750 to the Board within 30 days of the acceptance of this Agreement by the Board.

Dr. Kirtley presented the Board with a Consent Agreement for **Walgreens #7234, #AR20351**. By signing the Consent Agreement, Respondent Walgreens #7234 has agreed pay a monetary penalty of \$2,500 to the Board within 30 days of the acceptance of this Agreement by the Board.

Dr. Kirtley presented the Board with a Consent Agreement for **Wal-Mart Pharmacy 10-0091, #AR18346**. By signing the Consent Agreement, Respondent Wal-Mart Pharmacy 10-0991 has agreed pay a monetary penalty of \$2,500 to the Board within 30 days of the acceptance of this Agreement by the Board.

Dr. Kirtley presented the Board with a Consent Agreement for **Batesville Endoscopy Center, #HP02056**. By signing the Consent Agreement, Respondent Batesville Endoscopy Center has agreed pay a monetary penalty of \$1,000 to the Board within 30 days of the acceptance of this Agreement by the Board.

BOARD ACTION:

Dr. Boyd made the motion to accept the Consent Agreements for the pharmacists and facilities mentioned above. Dr. O'Neal seconded the motion. The vote for the motion was unanimous.

EXTENDED PROBATION CONSENT ORDERS

Dr. Kirtley presented the Board with an Extended Probation Consent Order for **Michael Busch, #PD10394**. By signing the Extended Probation Consent Order, Respondent Busch agrees to comply with the stipulations of this Order.

Dr. Kirtley presented the Board with an Extended Probation Consent Order for **Bradley Renick, #PD10589**. By signing the Extended Probation Consent Order, Respondent Renick agrees to comply with the stipulations of this Order.

Dr. Kirtley presented the Board with an Extended Probation Consent Order for **Rebecca Renick, #PD09688**. By signing the Extended Probation Consent Order, Respondent Renick agrees to comply with the stipulations of this Order.

BOARD ACTION:

Dr. Boyd made the motion to accept the Extended Probation Consent Orders for the pharmacists mentioned above. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with a Probation Consent Order for **Dustin Brownfield, #PD09534**. By signing the Probation Consent Order, Respondent Brownfield agrees to comply with the stipulations of this Order.

BOARD ACTION:

Dr. O'Neal made the motion to accept the Probation Consent Orders for Dustin Brownfield. Dr. Boyd seconded the motion. The vote for the motion was unanimous.

VOLUNTARY SURRENDERS

Dr. Kirtley presented the Board with Voluntary Surrenders for the following licensees:

- **Tamera Campbell, #PT92293**
- **Jamie Pavatt, #PT95654**

BOARD ACTION:

Dr. Bryant made the motion to accept the Voluntary Surrenders for the licensees. Dr. Boyd seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley and Mr. Robinson updated the Board on old cases still pending with the Board.

Dr. Kirtley discussed the upcoming Drug Summits and compounding issues. A compounding task force will be formed with Dr. Boyd serving as the chairman as needed to discuss issues with compounding as they arise.

Anglea Powell of McKesson PRO Manager-Rx appeared before the Board to discuss their program for Baxter Regional.

BOARD ACTION:

Dr. Boyd made the motion to approve a pilot to accept 10% of doses and document the information to be reported back to the Board at the February board meeting. The report should include information on how the pharmacist FTE (full time equivalent) is being utilized. Dr. Boyd seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley discussed Correctional Facilities with the Board. Jennifer Clements of Pharmacore/Corizon, Jonathan hag of CorrectRx, Marcus Caldwell and Percy Malone of Allcare, Chuck Schaefer and Jason Barker of Diamond Pharmaceutical and Cathy Jones of HIS were present.

Ken Day, pharmacy manager for Infectious Disease Specialists of NW Arkansas and Lucinda Van Anglin of Healix Infusion Therapy appeared before the Board to request part-time hours of operation.

BOARD ACTION:

Dr. Bryant made the motion to approve a 20 hour work week with a minimum of 3 days. Mr. Ross seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with Licensure by Examination application for Ioana Necs. Dr. Necs requested that the Board accept the total of her intern hours acquired while working as a foreign pharmacist in Nevada and her hours worked while licensed as a Nevada licensed pharmacist toward her licensure by examination requirements.

BOARD ACTION:

Dr. Boyd made the motion to accept the hours once a letter is received from her current employer verifying her hours. Dr. O'Neal seconded the motion. The vote for the motion was unanimous.

Cheryl Bryant appeared before the Board to discuss Walgreens Good Faith Dispensing policy.

Wednesday, June 5, 2013

Dr. Kirtley presented the Board with upcoming regulation changes that are currently in process at the Board.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Crystal Sullivan, Pharmacy Technician Applicant**. The applicant requested a continuance. The Board agreed to continue the hearing until the February meeting.

A hearing was scheduled in answer to an Order and Notice of Hearing in the matter of **Rafael Duenas, #PT91306**. Dr. Norris called the meeting to order and turned the proceeding over to the Hearing Officer, Charlie Moulton. Brandon Robinson of the Attorney General's Office represented the Board staff. Respondent Duenas did not appear before the Board.

BOARD ACTION

Dr. Newsome made a motion in the matter of **Rafael Duenas, #PT91306**, Allegations A-1, A-2, and A-3 were found to be true, and that Charges C-1, C-2, C-3 and C-4 were proven and that Mr. Duenas' license be revoked. Dr. Warmack seconded the motion. The vote for the motion was unanimous.

Dr. Norris was presented with a plaque for his time and service to the Arkansas State Board of Pharmacy.

Dr. Kirtley announced the retirement of staff member Paulette Williams.

The Board voted on new member positions.

BOARD ACTION:

Dr. O'Neal made the motion that Dr. Bryant be the president, Dr. Boyd be the vice-president and Lenora Newsome be the Secretary. Mr. Ross seconded the motion. The vote for the motion was unanimous.

The meeting was adjourned.

Approved for the Board:

Kelly Kendall, Administrative Assistant

Ronnie Norris, P.D., President