

**MINUTES
UTAH
BOARD OF PHARMACY
MEETING**

**March 22, 2016
Heber M. Wells Bldg.
Room 474, 4th Floor – 8:30 A.M.
Salt Lake City, UT 84114**

CONVENED: 8:34 A.M.

ADJOURNED: 11:55 A.M.

Bureau Manager
Board Secretary:

Dane Ishihara
Lee Avery

Board Members Present:

Greg Jones, RPh., Chairperson
Carl "Trip" Hoffman, PharmD, Vice-Chairperson
Jan Bird, CPhT
Roger Fitzpatrick, RPh.
Paige Patterick, RPh.
Kelly Lundberg, Ph.D
Andrea Kemper, PharmD

DOPL Staff Present:

Sharon Bennett, Compliance Specialist
Ray Walker, Div. Enforcement Counsel
Dan Briggs, DOPL Investigator
Lynn Hooper, DOPL Investigator
Camille Farley, DOPL Investigator
Sharilee McIntyre, DOPL Investigator
Jennifer Healey, Pharmacy Inspector

Guests:

Kim Nguyen, Roseman University
Jamie Peterson, Walgreens
Becca Pond
Cameron Johnson, U of U
Matt Higley
Casey Eggett, Cardinal Health
Tun Ngo, U of U
Donelle Perez
Bill Stilling, Parsons Behle and Latimer
David Nay ESL
Sepideh Daeery, Walmart
Jacob Corsi, Isomeric
Chris Cantwell, Medquest
Adam Jones, UPHA
Erika Winegar, Jolley's Corner Pharmacy
David Young, U of U

ADMINISTRATIVE BUSINESS:

Minutes

The Board reviewed the minutes dated February 23, 2016. Dr. Lundberg made a motion to accept the minutes. Dr. Hoffman seconded the motion. The motion carried unanimously.

Investigation Report

Out of order on the agenda

Mr. Briggs reviewed the February 2016 investigation report.

COMPLIANCE REPORT:

Sharon Bennett, Probation Specialist

Out of order on the agenda

At 8:39 A.M. Ms. Bird made a motion to close the Board meeting to discuss the character, professional competence, or physical or mental health of an individual. A recording was not made. There were no written notes. Mr. Fitzpatrick seconded the motion. The Board meeting opened at 9:05 A.M.

APPOINTMENTS:

Wee Care Pharmacy, Owner/PIC Ferris
Debridge

Mr. Debridge met with the Board regarding Wee Care Pharmacy. Mr. Fitzpatrick conducted the interview. Mr. Debridge stated he is the owner/PIC of Wee Care Pharmacy, dba Davis Drug. The Board reviewed the stipulation with Mr. Debridge. His fine is still pending. This needs to be paid by August 1, 2016. The Board reviewed the practice plan Mr. Debridge submitted. He indicated in the plan that he is considering not compounding anymore. The Board advised Mr. Debridge that he needs to decide if he is going to compound. The Board noted that P&Ps are different than the practice plan. He needs to submit the P&P manual to Ms. Bennett. Mr. Debridge stated he hired a reverse distributor to take care of the expired medications and they have established a tracking policy and are now removing medications that expire one month out. Mr. Debridge needs to submit a letter from his proposed supervisor, Mr. Porter, regarding his compounding experience. This needs to be submitted to Ms. Bennett. His supervisor report is due April 1, 2016.

Jeff Kirkpatrick, new probation interview

Mr. Kirkpatrick met with the Board. At 9:58 A.M. Ms. Bird made a motion to close the Board meeting to discuss the character, professional competence, or

physical or mental health of an individual. Mr. Fitzpatrick seconded the motion. A recording was not made. There were no written notes. The Board meeting opened at 10:19 A.M.

Ms. Bird made a motion to stay the fine. Dr. Lundberg seconded the motion. The motion passed unanimously.

Lloyd Thomas request to amend hours in stipulation

Mr. Thomas met with the Board to request his work hours in his stipulation be amended. Mr. Hoffman conducted the interview. The Board reviewed the letter received from Mr. Thomas regarding changing his work hours and early termination of his probation. Mr. Thomas stated he is currently working an average of 20 hours a week. Mr. Hoffman motioned to approve decreasing Mr. Thomas' work hours on his stipulation. Mr. Patterick seconded the motion. The motion carried. The Board noted that Mr. Thomas' probation is for five years, scheduled to end October 2018. Mr. Patterick motioned to deny Mr. Thomas' request for early termination of his probation. Ms. Bird seconded the motion. The motion passed unanimously.

Jolley's Corner Pharmacy, Bryce Jolley, PIC, new probation interview

Ms. Erica Winegar met with the Board regarding Jolley's Corner Pharmacy probation interview. Ms. Winegar stated she is the PIC for Jolley's Corner Pharmacy now. Mr. Hoffman conducted the interview. Ms. Winegar reviewed what led to the probation and steps taken to fix the violations. The Board advised Ms. Winegar that the P&Ps submitted are not adequate. She needs to submit P&Ps regarding the violations and operating procedures. Ms. Bird made a motion to approve Mr. Jim Rubles as Jolley's Corner Pharmacy supervisor, and review the P&P when she submits an amended copy. Mr. Hoffman seconded the motion. The motion passed unanimously.

Uintah Basin Medical Center, Loni Anderson, PIC, new probation interview

Mr. Anderson met with the Board. Mr. Patterick conducted the interview. Mr. Anderson reviewed the violations that placed Uintah Basin Medical Center Pharmacy license on probation. He noted that they have developed a system of monitoring to keep these violations from happening again. Mr. Anderson stated that all fines are paid in full. Mr. Patterick made a motion to approve the practice plan and SOPs. Dr. Kemper seconded the motion. The motion carried.

Josh Wilde, Legislative review

Mr. Wilde reviewed the 2016 Legislative updates.

Roy Pharmacy, Ali Ghazvini, PIC, update the Board

Mr. Ghazvini met with the Board. Mr. Jones conducted the interview. Mr. Ghazvini stated things are going well. He submitted documentation showing that Mr. Thomas has resigned his share of the ownership from Roy Pharmacy. Mr. Ghazvini stated there is still some litigation with Winegars. Mr. Patterick motioned to approve Roy Pharmacy license without conditions. Dr. Lundberg seconded the motion. The motion carried.

The Board noted that Mr. Ghazvini is approved to start providing Mr. Thomas' supervision for his stipulation with the Board.

UNFINISHED DISCUSSION ITEMS:

Licensing of 3PLs, Mr. Ishihara

Mr. Ishihara advised the Board that most states are still waiting for the federal guidelines for 3PLs. These pharmacies will need a federal license and will report to the federal agency. At this time, the Division does not know how many pharmacies in Utah this will affect. The Division is receiving calls regarding 3PLs obtaining a Utah State license. The Board discussed making licensure an option in Class E and defining in standards. Mr. Ishihara will draft language for the Board to review.

NEW DISCUSSION ITEMS:

Overview and update of USP <800>, Mr. Hoffman

Mr. Hoffman reviewed some of the changes in USP <800>. There is a six-hour CE course with USP <800>. The Board will need to incorporate this chapter in the rule. Mr. Ishihara will draft language for the Board to review.

Pharmacies shipping compounds into Utah to have PIC licensed in Utah, Mr. Hoffman

Mr. Hoffman advised the Board that the Task Force Group felt that to ensure quality, PICs at pharmacies shipping compounds into Utah should hold a Utah pharmacist license. This might require a statute change. The Board will track these kinds of changes in an ongoing list to review with Senator Vickers.

NEXT SCHEDULED MEETING:

April 26, 2016

2016 Board Meetings:

2016 Board Meetings Tentatively Scheduled:

April 26, May 24, June 28, July 26, August 23, September 27, October 25, November 15, December 20

ADJOURN:

Motion to adjourn at 11:55 A.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

4/26/2016
Date Approved

April 26, 2016
Date Approved


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Chairperson, Utah Board of Pharmacy


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Bureau Manager, Division of Occupational &
Professional Licensing