

**MINUTES
UTAH
BOARD OF PHARMACY
MEETING
October 25, 2016
Heber M. Wells Bldg.
Room 474, 4th Floor – 8:30 A.M.
Salt Lake City, UT 84114**

CONVENED: 8:33 A.M.

ADJOURNED: 11:50 A.M.

**Bureau Manager
Board Secretary:**

Dane Ishihara
Lee Avery

Board Members Present:

Carl “Trip” Hoffman, PharmD, Vice-Chairperson
Paige Patterick, RPh.
Andrea Kemper, PharmD
Roger Fitzpatrick, RPh.
Jan Bird, CPhT
Kumar Shah

Board Members Excused:

Greg Jones, RPh., Chairperson

DOPL Staff Present:

David Furlong, Chief Investigator
Sharon Bennett, Compliance Specialist
Dan Briggs, Investigation Supervisor
Lynn Hooper, Lead Investigator
Camille Farley, Pharm. Investigator
Jennifer Healey Pharm. Investigator
Sharilee McIntyre, Pharm. Inspector
Travis Drebing, Pharm. Inspector

Guests:

Glade Baldwin
Adam Jones, UPhA
Shannon Saldane, IHC
Donelle Perez
Andy Killpack
Matt Higley
Jilbear Hatch
Erin Johanson
Rob Lammle
Scott Williams
Sabrina Boehme
Jared Memmott
Phillip Lawrence

Minutes

The Board reviewed the minutes dated September 27, 2016. Ms. Bird made a motion to approve the minutes

with changes. Dr. Kemper seconded the motion. The motion carried unanimously.

Investigation Report

Mr. Furlong reviewed the September, 2016 investigation report and answered questions from the Board.

Naloxone CE update – Dr. Munger

Dr. Munger is unable to meet with the Board. Mr. Fitzpatrick reviewed the information regarding the Naloxone CE webinar. The webinar will be available on the U of U website for home study and one hour of live continuing education will be given to those who attend the UPhA meeting. Home study credit will be given to those who attend the program on-line. DOPL Investigators will be there to answer questions at the UPhA meeting.

COMPLIANCE REPORT:

Sharon Bennett, Probation Specialist

Ms. Bennett reviewed the compliance report with the Board.

Jilbear Hatch recently passed his exams and received his Pharmacist license and a new stipulation and order. He needs to update the Board regarding employment and therapy. He has no missed check-ins and his reports are to be submitted monthly for six months. If he stays in compliance, the Board may consider moving them back to quarterly. The evaluation recommended weekly therapy for at least four months.

Clifford Holt has been on probation since April, 2013. He is over halfway through his probation. His fine is paid and he has completed all terms of his probation. He is requesting early termination of his probation.

Glade Baldwin is currently working in the field. His supervisor reports have been submitted and are positive.

Katherine Keller has submitted her quarterly reports on time. These reports indicate she is doing very well. She had one missed check in and two abnormal UAs. Her probation started March, 2014. She has completed almost half of her probation.

Robert Lammle completed fourteen months of his twenty-four month probation. CEs have all been completed and he paid his fine in full. His reports have been received on time. He submitted a letter requesting early termination of probation.

Scott Williams has completed fifty-two months of his sixty-month probation. He is employed in the field and has submitted his supervisor reports since 2012. He has completed all requirements of his stipulation.

Jolley's Corner Pharmacy passed the latest DOPL inspection.

Dennis Beasley - The Division received a letter from the OIG Department indicating that as of September 21, 2016 they are restoring Mr. Beasley's eligibility to participate in the Medicare, Medicaid and all Federal Health Care programs.

APPOINTMENTS:

Jilbear Hatch, probation update

Dr. Hatch met with the Board. Mr. Patterick conducted the interview. Dr. Hatch stated he passed both exams and signed his stipulation for his pharmacist license. His therapy is going well and attends once a week. ~~Mr.~~ Dr. Hatch stated he feels therapy is helping him. He continues looking for employment in the field. He feels the reason he is not able to find employment is because of his lack of work experience. The Board asked to see him January 24, 2017.

Clifford Holt, probation update

Mr. Holt was contacted via telephone for his interview with the Pharmacy Board. Ms. Bird conducted the interview. Mr. Holt stated things are going well. The pharmacy had been broken into last night and he is dealing with those issues. The Board noted that Mr. Holt has been in compliance with his probation. His probation term is for five years and will end 04/19/2018. Mr. Holt stated he will send a letter to the Board regarding lessons learned and what changes he has made since his probation started. The Board will review this letter at the November Board meeting and consider recommending early termination.

Glade Baldwin, probation update

Mr. Baldwin met with the Board. Dr. Kemper conducted the interview. Mr. Baldwin stated the

pharmacy is doing well. He is taking a more active role in the pharmacy and has established a color code system, for filing, that has been very helpful. The Board noted his supervisor reports have been received and are all positive. The Board encouraged Mr. Baldwin to submit a letter requesting early termination. The Board will consider this request at the April meeting. The Board asked to see Mr. Baldwin April 25, 2017.

Katherine Keller, probation update

Dr. Keller met with the Board. Dr. Kemper conducted the interview. Dr. Keller stated things are going well. She does random UAs and therapy once a week. The Board noted that her therapy and employer reports are very positive. Dr. Keller stated she relies on family and friends for support. The Board encouraged her to continue in the direction she is going. The Board asked to see Dr. Keller April 25, 2017.

Robert Lammle, request early release from probation

Mr. Lammle met with the Board. Mr. Fitzpatrick conducted the interview. Mr. Lammle stated that things are going well. He continues working part time in a closed door pharmacy. They do not carry controlled substances. He works eight hours a week and does not anticipate working in any other venue. Mr. Lammle reviewed his letter requesting early termination of his probation and what he has learned with the Board. Mr. Fitzpatrick made a motion to terminate Mr. Lammle's probation. Mr. Shaw seconded the motion. The motion carried unanimously.

Scott Williams, request early release from probation

Mr. Williams met with the Board. Mr. Patterick conducted the interview. Mr. Williams stated things are going well. He continues working part time and has no plans to work full time. Mr. Williams' probation is for five years and is scheduled to end June 25, 2017. He has completed all requirements of his probation. The Board encouraged him to submit a current letter requesting early release from probation. The Board would consider it at the next Board meeting.

Jeff Kirkpatrick, request early release from probation

Will not meet with the Board. He needs to reapply for licensure. Currently his license is cancelled.

Chelsi Seely, RN/Nurse Manager, The Center

Out of order on the agenda:

of Surgical Arts

Ms. Seely met with the Board regarding adding IV therapy to their list of services. They are a regulated surgical center and have a consulting pharmacist on staff. Ms. Seely gave the Board an information packet and reviewed it with them. The Board noted this practice would be compounding and the facility would need to be USP <797> compliant. The information submitted does not indicate if the products are patient specific or if there is a patient-provider relationship and a prescription from a physician is needed. This is required under Utah State and Federal statutes. The Board encouraged Ms. Seely to talk to an attorney.

Matthew Higley, approval of pharmacist to get DEA number under collaborative practice agreement

Out of order on the agenda:

Dr. Higley met with the Board for approval of pharmacists to obtain a DEA number under a collaborative practice agreement. Dr. Higley stated that other State Boards already allow this practice and has found it to be very beneficial to the consumer. The Board noted that currently Utah statutes do not allow pharmacists to obtain a DEA number. The statute or Rule would need to be updated. The Board expressed concerns opening this door without further information and research.

UNFINISHED ITEMS:

Review R156-17b-618

The Board reviewed proposed language for R156-17b-618. Mr. Ishihara noted that the requirement to change a name of a pharmacy mirrors DEA requirements. Mr. Ishihara will draft another proposal with the suggested changes for the Board to review at the Board meeting November 15, 2016.

NEXT SCHEDULED MEETING:

November 15, 2016

2016 Board Meetings:

2016 Board Meetings Tentatively Schedule;

December 20

2017 Board Meetings Tentatively Scheduled

January 24, February 28, March 28, April 25, May 23, June 27, July 18, August 22, September 26, October 24, November 21, December 19

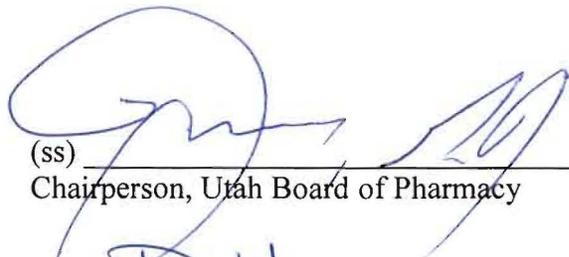
ADJOURN:

Motion to adjourn at 11:50 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.

11/15/2016
Date Approved

November 15 2016
Date Approved


(SS) _____
Chairperson, Utah Board of Pharmacy


(SS) _____
Bureau Manager, Division of Occupational &
Professional Licensing