

these minutes have not been reviewed or approved by the Board of Pharmacy.

NEBRASKA BOARD OF PHARMACY
MEETING MINUTES
July 23, 2018

ROLL CALL

Sabrina Beck, R.P., Chair, called the meeting of the Board of Pharmacy to order at 9:02 a.m. in the Lighthouse Room of the Country Inn & Suites, located at 5353 North 27th Street, Lincoln, Nebraska. The agenda was provided to Board members, posted on a public bulletin board in the Nebraska State Office Building, posted on the Department's website, and e-mailed to the "interested parties" list prior to the meeting. The following Board members answered roll call:

Sabrina Beck, R.P., Chair
Charlene Dunbar, Vice-Chair
Patricia Gollner, R.P., Secretary
Kenneth Saunders, R.P.
Angie Svoboda, R.P.

A quorum was present and the meeting convened.

Also present were: Jennie King, R.P., Pharmacy Inspector; Michael Rueb, R.P., Pharmacy Inspector; Dean Willson, R.P., Pharmacy Inspector; Jesse Cushman, Program Manager; Vonda Apking, Health Licensing Coordinator; Mindy Lester, Assistant Attorney General; Teresa Hampton, Department Attorney; Jeff Newman, Investigator; and Larry Wiehn, Investigator.

Beck announced that there is a copy of all the public documents being reviewed at this meeting available in the meeting room pursuant to the Open Meetings Act.

REVIEW OF AGENDA

Adoption of Agenda

Saunders moved, seconded by Svoboda, to approve the agenda as presented with the Chair having the authority to rearrange agenda items as needed. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Becky Wisell, Administrator joined the meeting at 9:03 a.m.

OPIOID PREVENTION CONTINUING EDUCATION FOR PHARMACIES – TAMARA GAVIN, DEPUTY DIRECTOR, DEPARTMENT OF BEHAVIORAL HEALTH AND AMY REYNOLDSON, PRESCRIPTION DRUG OVERDOSE PREVENTION COORDINATOR

Amy Reynoldson, Prescription Drug Overdose Prevention Coordinator, explained that the Prescription Drug Monitoring Program teamed up with the Division of Behavioral Health to develop three educational videos titled:

- Acute Pain Education;
- Tapering Opioids and Benzodiazepines; and
- The Art of Difficult Conversation

These videos are available Department of Health and Human Services (DHHS) website as pain management guidance videos. They are in the fourth year of their grant and are planning to expand continuing education to other credentialed individuals. Gollner questioned whether Ms. Reynoldson had reached out to the Accreditation Council for Pharmacy Education to get continuing education for pharmacists. Ms. Reynoldson explained that it is a long and expensive approval process and that these are considered enduring videos and the approval process is even harder to get approval. They have received continuing education approval from the Board of Medicine and Surgery. Ms. Reynoldson will keep the Board updated. The Board thanked Ms. Reynoldson and Ms. Gavin.

PRESCRIPTION DRUG MONITORING PROGRAM UPDATE – AMY REYNOLDSON, PRESCRIPTION DRUG OVERDOSE PREVENTION COORDINATOR AND FELICIA QUINTANA-ZINN, EPIDEMIOLOGIST

Felicia Quintana-Zinn, Epidemiologist, provided the Board with an update (handout provided) of the Prescription Drug Monitoring Program (PDMP). The veterinary reporting went "LIVE" on July 1, 2018. Currently there is 200 practitioners participating, however there are multiple veterinarians under one uploader account. Ms. Quintana-Zinn provided an update on training which has about 6,539 prescribers and dispensers trained either in-person, by live-webinars and on-demand training. 10,145 prescribers and dispensers used

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the downloadable tutorials for training processes. They are hoping to increase access to the PDMP to 40% by 2019. Charts were provided on the handout for the following:

- Successful Uploads, Errors, and Error Percentages (June 2017 – June 2018);
- Pharmacy Data Reported to the Nebraska PDMP (June 2017 – June 2018);
- Number of Users, Unique patient names, and Estimated Patients Queried (July 2017 – June 2018); and
- Proportion of Unique Users Querying the PDMP by User Type (July 2017 – June 2018)

Ms. Quintana-Zinn provided information on estimated timelines for scheduled enhancements to the PDMP. Ms. Reynoldson provided an update on the new "Pain Management Guidance" document and that current efforts are focused on the implementation of the pain guidance document and education opportunities. Ms. Reynoldson also explained that there are new "Naloxone Education videos available on the Department's website for both prescribers and pharmacists. They have kicked off a statewide consumer awareness campaign and Dr. Williams (Chief Medical Officer, DHHS Director) has released a naloxone standing order which has been distributed to all Nebraska community pharmacies. The Board thanked Ms. Quintana-Zinn and Ms. Reynoldson for the update.

REVIEW OF AGENDA – CON'T

Additions, Modification, Reordering

The Board requested that the following applications be removed from the consent agenda:

Muataz Noffel – Pharmacist application
Robert Brower – Pharmacist application
Ryan DeVries – Pharmacy Technician application
William Corbett – Pharmacy Technician application
Austin Lowe – Pharmacy Technician application
Physician Specialty Pharmacy – Mail Service Pharmacy application
Distinguished Pharmacy – Mail Service Pharmacy application
Athena Pharmacy – Mail Service Pharmacy renewal application
Think Whole Person Healthcare – Pharmaceutical Care Agreement

Adoption of Consent Agenda

Saunders moved, seconded by Svoboda, to approve the consent agenda as amended. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

INVESTIGATIONAL REPORTS, DISCIPLINARY REPORTS, CONTROLLED SUBSTANCES AUDIT REPORTS & APPLICATION REVIEW – CLOSED SESSION

Gollner moved, seconded by Dunbar, to go into closed session at 9:37 a.m. for the purpose of review and discussion of investigative reports, licensure applications, and other confidential information, and for the prevention of needless injury to the reputation of the individuals. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Hampton left the meeting at 9:37 a.m.

Beck recused herself from the meeting at 9:45 a.m.

Hampton rejoined the meeting at 9:50 a.m.

Beck rejoined the meeting at 9:53 a.m.

Gollner moved, seconded by Dunbar, to open the session at 11:27 a.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Wisell introduced Jesse Cushman who replaced Kathie Lueke as Program Manager. Wisell also introduced Dan Taylor, RN, who is a Training Coordinator for Facilities Licensure.

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APPROVAL OF MINUTES

May 14, 2018

Page 1: No changes.

Page 2: Under NABP's 114th Annual Meeting – May 5-8, 2018 in Denver, CO, in line 2, add the word “medicinal” before the word “marijuana”, and in line 5, change the word “discuss” to “discussion”.

Page 3: Under NABP New Process for Nebraska Applicants, in line 1, delete the “a” before the word “having”.

Gollner moved, seconded by Saunders, to approve the May 14, 2018 minutes as corrected. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

BOARD RECOMMENDATIONS ON APPLICATIONS FOR LICENSURE AND REGISTRATION

Pharmacist Application(s) (3) – CONSENT

The pharmacist application of Obadiah Scheich was approved through the consent agenda.

Gollner moved, seconded by Svoboda to recommend issuing a pharmacist license to Muataz Noffel, upon meeting all licensure requirements. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Gollner moved, seconded by Svoboda to recommend issuing a pharmacist license to Robert Brower, upon meeting all licensure requirements. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Pharmacy Technician Application(s) (3) - CONSENT

Gollner moved, seconded by Svoboda, to recommend a five year probationary pharmacy technician registration to Ryan DeVries. The basis for the probationary registration is a recent conviction and a recent diagnosis of a substance use disorder. The probationary terms and conditions should include but not limited to the standards conditions for substance use disorders, body fluid screens, and following treatment recommendations. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Svoboda moved, seconded by Gollner, to recommend issuing the pharmacy technician registration of William Corbett. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Svoboda moved, seconded by Gollner, to recommend issuing a pharmacy technician registration to Austin Lowe. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Mail Service Pharmacy Application(s) (2) - CONSENT

Svoboda moved, seconded by Gollner, to deny the mail service pharmacy application of Physician Specialty Pharmacy. The basis for the denial is disciplinary action in other states and that the conduct by such pharmacy which in this state presents a threat to the public health and safety or a danger of death or physical harm. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Dunbar moved, seconded by Saunders, to deny the mail service pharmacy application of Distinguished Pharmacy. The basis for the denial is disciplinary action in other states and that the conduct by such pharmacy which in this state presents a threat to the public health and safety or a danger of death or physical harm. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Mail Service Pharmacy Renewal Application(s) (1) - CONSENT

Svoboda moved, seconded by Gollner, to recommend renewing the mail service pharmacy license of Athena Pharmacy (MS #923). Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

REVIEW OF PHARMACEUTICAL CARE AGREEMENT(S) (19) – CONSENT

Eighteen (18) of the pharmaceutical care agreements were reviewed by the Board through the consent agenda.

Saunders moved, seconded by Gollner, to recommend tabling the pharmaceutical care agreement presented to the Board by Think Whole Person Healthcare for additional information. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

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PRACTICE QUESTION – CLARIFICATION OF “CHANGE IN DIRECTIONS” ON MEDICATIONS A NURSING HOME RESIDENT IS CURRENTLY TAKING

The Board reviewed a practice question submitted by McKenzie Farr, RP regarding the labeling change needed when certain changes occur to the current medications of a nursing home resident. Ms. Farr provided a brief explanation of the issues identified in her letter to the Board. Ms. Farr emphasized that the current requirement of requiring that a pharmacist place the “updated” label on the medication. The statutes identify labeling medications as part of the scope of practice of a pharmacist. 175 NAC 12 regulations governing nursing homes require that only a pharmacist or pharmacist intern under the direct supervision can make label changes. Department Legal explained that pharmacist must follow the statutes as currently written. There was discussion about when the practice of pharmacy ends which common practice dictates after the individual receives their medication. Wisell explained that Board usually does not give their opinion on practice questions until the next scheduled meeting. This allows the Board members and Department Legal to research and develop a response.

NATIONAL ASSOCIATION OF BOARDS OF PHARMACY (NABP) – 2018 MPJE STATE-SPECIFIC REVIEW AND PRE-TEST ITEM SELECTION – SEPTEMBER 6-7, 2018

The pharmacy inspectors will be participating remotely.

Wisell informed the Board that a public hearing has been scheduled for 172 NAC 128 and 175 NAC 8 regulations on August 23, 2018 at 10:00 a.m.

ADJOURNMENT

Gollner moved, seconded by Saunders, to adjourn the meeting at 12:48 p.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Respectfully submitted,

(signature on file with the Department)

Charlene Dunbar, Vice-Chair
Board of Pharmacy