

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

NEBRASKA BOARD OF PHARMACY
MEETING MINUTES
September 23, 2019

ROLL CALL

Charlene Dunbar, Chair, called the meeting of the Board of Pharmacy to order at 9:00 a.m. in the Staybridge Room of the Staybridge Suites, located at 2701 Fletcher Avenue, 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:

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

A quorum was present and the meeting convened.

Also present were: Michael Rueb, R.P., Pharmacy Inspector; and Dean Willson, R.P., Pharmacy Inspector; Melissa Pollard, R.P., Pharmacy Inspector; Jesse Cushman, Program Manager; Vonda Apking, Health Licensing Coordinator; Mindy Lester, Assistant Attorney General; Anna Harrison, R.N., B.S.N, Compliance Monitor; Larry Wiehn, Investigator; Sherri Lovelace, Investigator; Mark Meyerson, Investigator; and Jeff Newman, Investigator.

Dunbar 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.

Additions, Modification, Reordering

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

David Makhani – Pharmacist
Angela Netzel – Pharmacy Technician application
Jennifer Ajouga – Pharmacy Technician application
Mark Dietrich – Pharmacy Technician application
Andrea Carman – Pharmacy Technician application

Adoption of Consent Agenda

Svoboda moved, seconded by Gollner, 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

Saunders moved, seconded by Gollner, to go into closed session at 9:05 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.

Dunbar recused herself from the meeting at 10:07 a.m.
Dunbar returned to the meeting at 10:13 a.m.

Pollard recused herself from the meeting at 11:01 a.m.
Pollard returned to the meeting at 11:03 a.m.

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Saunders moved, seconded by Gollner, to open the session at 11:24 a.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

APPROVAL OF MINUTES

July 22, 2019

Page 1: No changes

Page 2: Under BOARD RECOMMENDATIONS ON APPLICATIONS FOR LICENSURE AND REGISTRATION, Pharmacy Technician Application(s), third paragraph, line 3, change the word "prescribe" to "prescribed".

Page 3: Under NATIONAL ASSOCIATION OF BOARDS OF PHARMACY (NABP) ANNUAL MEETING – MAY 16-19, 2019 IN MINNEAPOLIS, MN – BOARD MEMBER COMMENTS, line 2, delete the word "discusses" and add the words "discussions about".

Page 4: No changes.

Dunbar moved, seconded by Beck, to approve the July 22, 2019 minutes as presented. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

BOARD RECOMMENDATIONS ON APPLICATIONS FOR LICENSURE AND REGISTRATION

Pharmacist Application(s) (1) - CONSENT

Beck moved, seconded by Gollner, to recommend issuing a pharmacist license to David Makhani. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Pharmacist Intern Application(s) (2) - CONSENT

Pharmacy Technician Application(s) (7)

Svoboda moved, seconded by Saunders, to recommend a one (1) year probationary pharmacy technician registration to Angela Netzel. The basis for the probationary registration is a recent diagnosis and recommended treatment. The probationary term and condition should be that Angela Netzel shall abstain from alcohol and controlled substances unless prescribed, follow all treatment recommendations and other standard probationary terms and conditions for substance use disorder issues. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

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

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

Beck moved, seconded by Gollner, to recommend issuing a pharmacy technician registration to Mark Dietrich. Voting aye: Beck, Dunbar, and Svoboda. Voting nay: Gollner, Saunders. Motion carried.

E-Mail Ballot(s) Since the Last Meeting

No e-mail ballots since the last meeting.

REVIEW OF PHARMACEUTICAL CARE AGREEMENT(S) (13) – CONSENT

Beck commented that the pharmaceutical care agreement for Think Whole Person Healthcare did not submit their written protocols. Staff will request a copy of Think Whole Person Healthcare's written protocols.

REGULATIONS UPDATE

172 NAC 130

Board members reviewed the regulations and discussed a few typographical errors. Cushman will make the suggested changes. Beck moved, seconded by Svoboda, to approve 172 NAC 130 with the suggested changes. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

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175 NAC 8

Board members reviewed the regulations page by page. Joni Cover, Nebraska Pharmacists Association (NPA) mentioned that the NPA and its members have concerns with 172 NAC 1 and suggested not including this chapter of regulations as a reference within 175 NAC 8. Ms. Cover suggested meeting with Cushman, Department Legal and an inspector to discuss her concerns and then provide a draft of the regulations to the Board for review and approval.

Cushman explained where 172 NAC 128 and 172 NAC 134 are in the approval process.

DISTRICT V MEETING – AUGUST 2019 IN DULUTH, MN – BOARD MEMBER COMMENTS

Beck explained some of the topics of interest from the District V Meeting included discussions on medication assisted treatment and the approach a couple physicians have taken in rural Minnesota to combat the opioid epidemic; a nice presentation on pharmacogenomics and how Minnesota has implemented this statewide. On the last day of the meeting, there was a practice and collaboration session where attendees spoke about boards collaborating with the colleges and pharmacy associations. The next annual meeting is scheduled to be held in Manitoba, Canada in August 2020.

GROWING CONCERNS REGARDING USP 795 AND 797

Sam Augustine, RP, explained that he received an e-mail explaining that the effective date of USP 795 and 797 has been postponed in order to let the appeals process be completed.

Svoboda suggested adding a standing agenda item for “Open Topics” from previous Board meetings.

The next Board of Pharmacy meeting is scheduled for November 4, 2019.

ADJOURNMENT

Saunders moved, seconded by Gollner, to adjourn the meeting at 12:38 p.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Respectfully submitted,

(signature on file with the Department)

Kenneth Saunders, R.P., Secretary
Board of Pharmacy