

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

NEBRASKA BOARD OF PHARMACY
MEETING MINUTES
September 24, 2018

ROLL CALL

Sabrina Beck, R.P., Chair, called the meeting of the Board of Pharmacy to order at 9:03 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; Lisa Anderson, Assistant Attorney General; Teresa Hampton, Department Attorney; and Mark Meyerson, 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.

Additions, Modification, Reordering

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

Lisa Levander – Pharmacist application
Kathryn Gourdon – Pharmacist Intern application
Kelly Boyd – Pharmacy Technician application
Jennifer Horky – Pharmacy Technician application
Sarah Fierstein – Pharmacy Technician application
Dania Discount Drug, Inc. – Mail Service Pharmacy application
Ashland Pharmacy – Pharmaceutical Care Agreement
Dave's Pharmacy – Pharmaceutical Care Agreement

Adoption of Consent Agenda

Dunbar 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

Gollner moved, seconded by Svoboda, to go into closed session at 9:10 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 9:11 a.m.
Hampton rejoined the meeting at 9:43 a.m.

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

Gollner moved, seconded by Saunders, to open the session at 10:27 a.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

APPROVAL OF MINUTES

July 23, 2018

Page 1: Under OPIOID PREVENTION CONTINUING EDUCATION FOR PHARMACIES – TAMARA GAVIN, DEPUTY DIRECTOR, DEPARTMENT OF BEHAVIORAL HEALTH AND AMT REYNOLDSON, PRESCRIPTION DRUG OVERDOSE PREVENTION COORDINATOR, in the title correct the spelling of the word “EDUCATION”; in the second paragraph, line 1, insert the word “on” after the word “available”; under PRESCRIPTION DRUG MONITORING PROGRAM UPDATE – AMY REYNOLDSON, PRESCRIPTION DRUG OVERDOSE PREVENTION COORDINATOR AND FELICIA QUINTANA-ZINN, EPIDEMIOLOGIST, in the first paragraph, line 2 change the word “is” to “are”.

Page 2: Under PRESCRIPTION DRUG MONITORING PROGRAM UPDATE – AMY REYNOLDSON, PRESCRIPTION DRUG OVERDOSE PREVENTION COORDINATOR AND FELICIA QUINTANA-ZINN, EPIDEMIOLOGIST, in the second paragraph, in line 3, add quotes (”) after the word “Education”; in line 5, capitalize the “n” in the word “Naloxone”.

Page 3: No changes.

Page 4: Under PRACTICE QUESTION – CLARIFICATION OF “CHANGE IN DIRECTIONS” ON MEDICATIONS A NURSING HOME RESIDENT IS CURRENTLY TAKING, in line 3, delete the word “that” after the word “emphasized”.

Gollner moved, seconded by Svoboda, to approve the July 23, 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) (2) – CONSENT

The pharmacist application of Melanie Malee was approved through the consent agenda.

Svoboda moved, seconded by Gollner to recommend allowing Lisa Levander to take the North American Pharmacist Licensure Examination (NAPLEX) for the fifth time. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Pharmacist Intern Application(s) (1)

Gollner moved, seconded by Saunders, to request investigations to perform a pre-licensure investigation on Kathryn Gourdon. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

Pharmacy Technician Application(s) (6) - CONSENT

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

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

Mail Service Pharmacy Application(s) (1)

Svoboda moved, seconded by Gollner, to table the mail service pharmacy application of Dania Discount Drugs, Inc. for additional information. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

REVIEW OF PHARMACEUTICAL CARE AGREEMENT(S) (33) – CONSENT

Thirty-one (31) of the pharmaceutical care agreements were reviewed by the Board through the consent agenda.

The pharmaceutical care agreement presented to the Board by Ashland Pharmacy and Dave’s Pharmacy were requested by Department staff to provide additional information. Staff will bring these pharmaceutical care agreements back to subsequent Board meeting when the additional information is received.

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

REPORT FROM ANNE JEFFREY MEMORIAL COUNTY HEALTH CENTER ON THEIR TECH-CHECK-TECH INVENTORY MANAGEMENT STUDY

Nothing discussed at this time.

PRACTICE QUESTION – CLARIFICATION OF “CHANGE IN DIRECTIONS” ON MEDICATIONS A NURSING HOME RESIDENT IS CURRENTLY TAKING (MCKENZIE FARR, RP, PHARM D)

Staff provided clarification that changing anything on the label such a quantity or even placing a sticker on the label would be considered make a change. Since 175 NAC 12 regulations governing nursing homes require that only a pharmacist or pharmacist intern under the direct supervision can make label changes, these regulations would need to be changed. Staff explained that Ms. Farr should contact Connie Vogt, Program Manager for Nursing Home licensure because she is currently rewriting the regulations.

START DISCUSSION ON MOVING TOWARDS COMPLIANCE WITH USP 800

Svoboda asked for this item to be on the agenda. Svoboda suggested that the Board should be proactive and start discussion on how Nebraska is going to implement USP 800 and look into changes Nebraska statutes to address changes to USP 795, 797 and 800.

REGULATIONS DEVELOPMENT

Comments from the Public Hearing for 172 NAC 128 Licensure for Pharmacy Personnel

The Board reviewed the hearing comments and made recommendations to change the regulations based the comments from the public hearing. Staff will meet with Teresa Hampton, Department Legal to address the Board's recommendations, make changes to the draft regulations based on the Board's recommendations, and determine whether a new hearing would be required based on the changes.

Comments from the Public Hearing for 175 NAC 8 Licensure for Pharmacies

The Board reviewed the hearing comments and made recommendations to change the regulations based the comments from the public hearing. Staff will meet with Teresa Hampton, Department Legal to address the Board's recommendations, make changes to the draft regulations based on the Board's recommendations, and determine whether a new hearing would be required based on the changes.

ADJOURNMENT

Gollner moved, seconded by Saunders, to adjourn the meeting at 12:45 p.m. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: none. Motion carried.

Respectfully submitted,

(signature on file with the Department)

Patricia Gollner, R.P., Secretary
Board of Pharmacy