

NEBRASKA BOARD OF PHARMACY
MEETING MINUTES
November 5, 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: Michael Rueb, R.P., Pharmacy Inspector; and 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 Jeff Newman, 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:

Sarah Keiser – Pharmacist application
Deidra Shestak – Pharmacist Intern application
Michelle Leonard – Pharmacy Technician application
Cinny Tolbert – Pharmacy Technician application
Dania Discount Drug, Inc. – Mail Service Pharmacy application
FluVaccine.org, Inc. – Wholesale Drug Distributor application

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.

PRESENTATION ON LICENSEE DISCIPLINE – MATT GELVIN, PROGRAM MANAGER, ANNA HARRISON, RN, BSN, COMPLIANCE MONITOR, AND JUAN RAMIREZ, RESEARCH ASSISTANT

Teresa Hampton joined the meeting at 9:09 a.m.

Juan Ramirez, Research Assistant, presented on Health Care Professionals Disciplinary Actions for a period of the last 5 years. He reported many different facts such as:

- there were 1,339 health care professionals disciplined for alcohol/drug related issues;
- 65 disciplined licensees were in the pharmacy profession (pharmacists and pharmacy technicians);
- there were 199 sites across Nebraska, determining that not all disciplinary actions occurred in urban areas but also rural areas (rural area defined as areas under 2,500 people);
- out of the 65 disciplined within the pharmacy profession only 7 were required to participate in 5 years of body fluid screening; and

- there was 1 pharmacy technician that relapsed within the first 134 days of being placed on probation and on average it took 8 months and 10 days before the first relapse.

The goal with collecting the data was to have Boards have similar standards for requiring individuals be subject to body fluid screens and consistency between the Boards when recommending disciplinary actions. The Board questioned whether the data would be available to share. Matt Gelvin, Program Manager explained that his staff would make the data available after presentations have been made to the Boards. The Board thanked the presenters.

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

Svoboda moved, seconded by Saunders, to go into closed session at 9:50 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 9:50 a.m.
Hampton rejoined the meeting at 10:07 a.m.

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

APPROVAL OF MINUTES

September 24, 2018

Page 1: No changes.

Page 2: Under APPROVAL OF MINUTES, July 23, 2018, second line, change “AMT” to “AMY”.

Page 3: No changes.

Gollner moved, seconded by Saunders, to approve the September 24, 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

Pharmacy Technician Application(s) (7) - CONSENT

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

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

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

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

Wholesale Drug Distributor Application(s) (1)

Dunbar moved, seconded by Svoboda, to request a pre-licensure investigation on FluVaccine.org Inc. 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 deny the mail service pharmacy application of Dania Discount Drugs, Inc. The basis for this denial is an inspection performed by the Florida Board of Pharmacy dated June 2018. Voting aye: Beck, Dunbar, Gollner, Saunders, and Svoboda. Voting nay: None. Motion carried.

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

ADDING A PHARMACY TECHNICIAN MEMBER TO THE BOARD OF PHARMACY

This would require a statutory change. Joni Cover, Nebraska Pharmacists Association (NPA) sent out a survey to its members regarding this issue. She requested the members to send their responses to the survey by November 9th.

NATIONAL ASSOCIATION OF BOARDS OF PHARMACY (NABP) INTERACTIVE MEMBER FORUM – NOVEMBER 28-29, 2018

Svoboda mentioned that she will let staff know whether her schedule would allow her to attend this meeting.

COMMENTS FROM THE EXECUTIVE OFFICER FORUM – OCTOBER 2018 IN NORTHBROOK, IL

Cushman explained that some of the topics of discussion included Cannabidiol (CBD Oil), entering into a federal Memorandum of Understanding, and federal grant monies for a prescription drug monitoring program.

POSSIBLE MEETING DATES

The Board agreed with the following meeting dates for 2019 and January 2020:

- January 14, 2019
- March 18, 2019
- May 13, 2019
- July 22, 2019
- September 23, 2019
- November 4, 2019
- January 13, 2020

ADJOURNMENT

Gollner moved, seconded by Svoboda, to adjourn the meeting at 11:53 A.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