

## **VERMONT BOARD OF PHARMACY– Approved Minutes**

Secretary of State, Office of Professional Regulation  
89 Main Street, 3<sup>rd</sup> Floor, Montpelier, VT 05620-3402

**March 23, 2016 at 9:00 AM**

1. The meeting was called to order at 9:02 a.m., by Mr. Milne, RPh, Chair.

Members Present: Mr. King Milne, RPh, Chair; Mr. Robert Carpenter, RPh, Vice Chair; Ms. Stephanie Ibey, RPh; James Arisman, Esq., public member and Ms. Judith Wernecke, Secretary, public member.

Absent Member(s): Corey Duteau, RPh

OPR Personnel Present: Mr. Larry Novins, General Counsel; Mr. Robert Enos, Executive Officer; Mr. Daniel Vincent, Inspector and Aprille Morrison, Board Specialist

Guests: Luca Pompei and Kathleen Skillman

2. The Chair called for approval of the Minutes of the February 24, 2016 meeting. Mr. Carpenter made a motion, seconded by Mr. Arisman, to approve the minutes with amendments. The motion passed unanimously.
3. **Case Manager's Report:** There are currently eighty-one (81) cases. Ten (10) are ready for closing, Three (3) are ready for Investigative Team meetings, thirty-three (33) are in the intake stage, twenty-six (26) are under investigation, one (1) is pending a hearing, five (5) are pending charges being filed and three (3) have had charges filed. Ms. Preston informed the members present that approximately fifty (50) of the pending cases pertain to reported discipline from another state. She will be reaching out to members in the near future to start dividing these up.
4. **Hearings/Stipulations et al:**

9:15 a.m. – Stipulation and Consent Order: Laury Greening, docket # 2015-213. Ms. Ibey made a motion to approve the order as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Carpenter did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation, docket # 2015-306. Mr. Carpenter made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Duteau was the Investigative Team member for this case.

Report of Concluded Investigation, docket # 2014-303. Ms. Ibey made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Carpenter did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation, docket # 2014-780. Mr. Carpenter made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Milne did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation, docket # 2014-781. Ms. Ibey made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Milne did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation, docket # 2015-133. Mr. Arisman made a motion to accept the report as presented. Ms. Wernecke seconded the motion. Motion passed. Mr. Milne did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation, docket # 2015-417. Mr. Carpenter made a motion to accept the report as presented. Ms. Wernecke seconded the motion. Motion passed. Ms. Ibey did not participate in the vote as she was the Investigative Team member.

Report of Concluded Investigation, docket # 2015-457. Mr. Carpenter made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Mr. Milne did not participate in the vote as he was the Investigative Team member.

5. **Legislation/Rulemaking:** None

6. **Continuing Education Requests:**

Mr. Carpenter made a motion to approve all seven (7) continuing education requests as presented. Ms. Ibey seconded the motion. Motion passed. For future requests from Lisa Jackman, the Board requested a course outline accompany the application.

**“Pharmacy and Therapeutics Committee Meeting”** – Submitted by UVM Continuing Medical Education, Erica Facticeau. Requesting one (1) hour of live (didactic) continuing pharmacy education credits. The conference was held March 11, 2016.

**“Vermont Geriatrics Conference”** – Submitted by UVM Continuing Medical Education, Michele Morin. Requesting seven and a quarter (7.25) hours of live (didactic) continuing pharmacy education credits. The conference was held April 13, 2016.

**“Vermont Blueprint for Health – Integrating Medical and Social Services”** – Submitted by UVM Continuing Medical Education, Deborah Rhea. Requesting five (5) hours of live (didactic) continuing pharmacy education credits. The conference will be held April 12, 2016.

**“Animal and Plant-Derived Medications”** – Submitted by UVM Medical Center, Lisa Jackman. Requesting a half hour (.5) hour of live (didactic) continuing pharmacy education credits for pharmacy technicians. The conference was held December 14, 2015.

**“Introduction of Dietary Supplements and their Application of Hospital Policy”** – Submitted by UVM Medical Center, Lisa Jackman. Requesting a half hour (.5) hour of live (didactic) continuing pharmacy education credits for pharmacy technicians. The conference was held January 26, 2016.

**“Introduction to Cancer and Chemotherapy: How Knowledge Improves Patient Care”** – Submitted by UVM Medical Center, Lisa Jackman. Requesting a half hour (.5) hour of live (didactic) continuing pharmacy education credits for pharmacy technicians. The conference was held February 11, 2016.

**“Introduction to TPN’s”** – Submitted by UVM Medical Center, Lisa Jackman. Requesting a half hour (.5) hour of live (didactic) continuing pharmacy education credits for pharmacy technicians. The conference was held March 17, 2016.

7. **Discussion Items:**

Naloxone Kits – Larry Novins. Ms. Ibey had previously contacted Mr. Novins regarding her concerns about protocol for pharmacies buying Naloxone kits. As Naloxone, according to

federal regulations, is a regulate drug and pharmacies cannot “hand out” regulated drugs. Without a pharmacy having a collaborative physician they cannot dispense the Naloxone kits and at this time retail pharmacies are having difficulties finding a physician who is willing to collaborate. Mr. Novins stated he would contact Dr. Chen and David Englander, with the Health Department, to obtain more clarity on the situation.

State Inspection Process for USP 800 standards – Robert Enos and Dan Vincent. Mr. Enos and Mr. Vincent informed the Board that USP 800 standards will be changing and the new changes will be in effect as of July 1, 2018. At this time whenever Mr. Vincent and Mr. Enos perform an inspection on a facility that compounds they are informing them of the upcoming changes and that there may be additional requirements their facility needs to meet. With these updates coming Mr. Enos has also informed the Board that they will need to take a look at updating the sterile compounding rules (chapter 13 of the Administrative Rules). Mr. Vincent wanted to give the Board a heads up as they may come across issues that will need clarification from the Board at future meetings.

2016 NABP/ACCP Annual meeting. Ms. Ibey and Mr. Carpenter will be attending this meeting and the Office is receiving brief biographies on the candidates to be elected at that meeting. The information was given to the delegates.

Technician Training and Evaluation Programs – Heather Shouldice. Ms. Shouldice sent a memo to the Board on behalf of the Vermont Association of Chain Drug Stores requesting the Pharmacy Board consider changing the language currently in the Administrative Rules to read “The Board certify an individual as a pharmacy technician upon his or her successful completion of a pharmacy technician exam accredited by the National Committee for Certifying Agencies.” The Board would like to have a discussion with Ms. Shouldice at the April Board meeting and has requested Ms. Morrison contact her to see if this is possible. Also if possible the Board would like Ms. Shouldice to supply information on the National Committee’s requirements for certification.

8. **Public Comment:** None

9. **Other Business:**

The Board informed Mr. Enos they would like a brief article in the next newsletter regarding the requirements for submission of continuing education program approval.

Ms. Wernecke informed members present that she would not be in attendance at the April Board meeting.

10. The next meeting is scheduled for Wednesday, April 27, 2016, at 9:00 a.m.

11. Mr. Carpenter made a motion to adjourn the meeting at 11:42 am. Ms. Wernecke seconded the motion. Motion passed.