

VERMONT BOARD OF PHARMACY–Approved Minutes

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

April 30, 2014 at 9:00 AM

1. The meeting was called to order at 9:02 AM, by Jeffrey Firlik, Chair.

Members Present: Mr. Jeffrey Firlik, RPh, Chair; Mr. Larry Labor, RPh, Vice Chair; Ms. Judith Wernecke, Public Member, Secretary; Mr. King Milne, RPh; Ms. Stephanie Ibey, RPh; and Mr. Robert Carpenter, RPh.

Member absent: Mr. James Arisman, Esq., Public Member

OPR Personnel Present: Mr. Ronald Klein RPh, Executive Officer; Mr. Dan Vincent, Inspector; Mr. Larry Novins, Board Counsel and Ms. Aprille Morrison, Licensing Board Specialist.

2. The Chair called for approval of the Minutes of the March 26, 2014 meeting with amendments. Mr. Carpenter made a motion to approve the minutes as amended. Mr. Labor seconded the motion. Motion passed.

The Chair called for approval of the Minutes from the April 15, 2014 tele-conference. Mr. Carpenter made a motion to approve the minutes with amendments. Ms. Ibey seconded the motion. Motion passed.

The Chair called for approval of the Minutes from the April 16, 2014 tele-conference. Ms. Wernecke made a motion to approve the minutes as presented. Mr. Carpenter seconded the motion. Motion passed.

3. **Hearings/Stipulations *et al*:**

Stipulation and Consent Order: Corner Drug Co., Inc. and William Aimi, Docket #'s 2013-574 and 2013-575. Mr. Labor made a motion to accept the stipulation and consent order. Mr. Carpenter seconded the motion. The Board held a deliberative session. After the deliberative session the Board reconvened and Mr. Novins informed the prosecutor, Gabriel Gilman, that the Board rejected the order as written and the reasons for the rejection. Mr. Novins advised Mr. Gilman of changes the Board would like in the order. Mr. Gilman stated he would contact respondents counsel and see if these changes could be made or if the matter would be set for hearing at a later date.

4. **Report of Concluded Investigation:**

Report of Concluded Investigation for 2013-431. Ms. Wernecke made a motion to accept the report. Motion was seconded by Mr. Carpenter. Motion passed. Mr. Arisman was the Investigative Team member and was not in attendance at the Board meeting.

Report of Concluded Investigation for 2013-90 and 2013-338. Mr. Milne made a motion to accept the report. Mr. Carpenter seconded the motion. Motion passed. Ms. Ibey did not participate in the vote as she was the Investigative Team member.

5. **Guests:** None

6. **Case Manager's Report:** There are currently 25 active cases. Sixteen (16) are in various stages of investigation, three (3) are pending closing report (to be reviewed at the meeting today), three (3) are pending hearing, two (2) are pending charges, and one (1) is in the intake process.

7. **Legislation/Rulemaking:**

Mr. Novins informed the Board that the Administrative Rules have been sent to the Legislative Committee on administrative Rules (LCAR) and we should know within the next week whether they are going to be accepted. Mr. Klein, Mr. Firlik and he will be meeting with LCAR on May 1st in the morning regarding passage of the Administrative Rules.

Mr. Klein informed the Board that the OPR bill is still with the Senate.

8. **Review Applications for licensure:** None

9. **Executive Officer Report:**

Mr. Klein provided the Board with a copy of the Unusual Prescription or Medication Request Form. Completion and submission of the form is required in the appropriate circumstances by the Vermont Communicable Disease Regulations. This was for their information. It will be added to the June 2014 newsletter.

Mr. Klein requested topics for the June newsletter from the Board. They suggested that Mr. Klein get in touch with the Sheriff's association to see if all sheriff stations now have unused prescription drug return boxes in their stations. Mr. Carpenter stated the Rutland county sheriff's station now has one. The Board also suggested the information regarding Zohydro also be included as well as an update on the Administrative Rules.

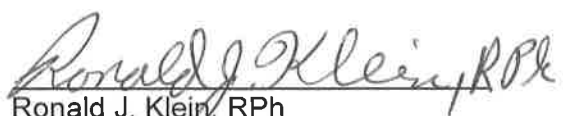
10. **Discussion Items:** None

11. Mr. Labor made a motion to adjourn at 10:50 am. The motion was seconded by Mr. Firlik. Motion Passed.

Respectfully Submitted:



Judith Wernecke, Secretary
Vermont Board of Pharmacy



Ronald J. Klein, RPh
Executive Officer
Vermont Board of Pharmacy