

## **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  
**June 24, 2015 at 9:00 AM**

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

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

Member Absent: Mr. Corey Duteau, RPh

OPR Personnel Present: Mr. Larry Novins, General Counsel, and Ms. Aprille Morrison, Licensing Board Specialist.

Guests: Joe Lavino, CVS Health and Paul Naum, RoadRunner Pharmacy

2. The Chair called for approval of the Minutes of the May 27, 2015 meeting. Mr. Arisman approved the minutes with corrections. Mr. Milne seconded the motion. Motion passed.

Mr. Labor introduced Mr. Robert Enos to the Board members present. He will be contracting through the Office of Professional Regulation as the “Executive Officer” for the pharmacy profession. Mr. Enos will be assisting Dan Vincent in the inspection process, especially pertaining to institutional inspections which NABP will be conducting this calendar year. Mr. Labor suggested a pre-inspection survey be sent to the pharmacist manager prior to the inspectors coming to make the process run smoothly. Mr. Enos requested feedback from the Board as to the types of questions he will be dealing with. The Board felt that all correspondence will go through Mr. Enos and he may determine whether it is a matter that should be brought in front of the Board. The Board requested Mr. Enos keep a written record of all questions referred to him, which Mr. Enos agreed to.

3. **Case Manager’s Report:** There are currently 29 cases. Six (6) are ready for closing, two (2) are ready for Investigative Team meetings, ten (10) are under investigation, five (5) are pending a hearing and six (6) are pending charges being filed.

Report of Concluded Investigation 2014-660. Mr. Arisman made a motion to accept the report as presented. Mr. Carpenter seconded the motion. Motion passed. Mr. Labor did not participate in the vote as he was the Investigative Team Member.

Report of Concluded Investigation 2014-22. Mr. Carpenter made a motion to accept the report as presented. Mr. Milne seconded the motion. Motion passed. Mr. Arisman did not participate in the vote as he was the Investigative Team member.

Report of Concluded Investigation 2015-2, 2015-3 and 2015-4. Mr. Carpenter made a motion to accept the report as presented. Mr. Arisman seconded the motion. Motion passed. Ms. Ibey did not participate in the vote as she was the Investigative Team Member.

4. **Hearings/Stipulations et al:** None

5. **Guests:** None

6. **Legislation/Rulemaking:**

The Board held a public hearing today at 10:00 am to discuss the public comments to the proposed changes to the administrative rules that have been made, in writing, thus far as well as hear comments from anyone choosing to attend the hearing. The public comment period closes as of July 1, 2015. Mr. Novins request the Board hold a teleconference on Tuesday, July 7<sup>th</sup> at 7:45 am to discuss any additional comments made and formally approve the draft rules to go to LCAR.

7. **Continuing Education Requests:**

Lisa Jackman, CPhT requests approval for two (2) hours of live (didactic) continuing pharmacy education credits for the course “**Vermont Society of Health-System Pharmacists Clinical Pearl**” that will be held on June 24, 2015. Mr. Arisman made a motion to approve Ms. Jackman’s request. Mr. Carpenter seconded the motion. Motion passed.

8. **Newsletter Topics:** The next submission deadline for the September newsletter is August 1<sup>st</sup>.

Barbara Cimaglio forwarded Mr. Novins a submission for the September newsletter regarding Naloxone distribution in Vermont.

9. **Discussion Items:**

3 VSA 129 Hearing Options. Mr. Novins presented the Board with an administrative request to allow for an Administrative Law Officer to hear Board matters. Mr. Carpenter made a motion that the Board supports review and selection by the case manager of cases which should be heard by the Board. Unprofessional conduct cases that do not involve practice issues, scope of practice issues, determination of what the standards of practice are or should be, or the role of pharmacist or others under the jurisdiction of the Board may be heard by an Administrative Law Officer. The Board authorizes utilization of title 3§ V.S.A. § 129(f) for those cases. Mr. Milne seconded the motion. Motion passed unanimously.

E-mail correspondences were received from Mike Fish, Melissa Coulton, Alan Chazen and Stefanie Buffum. In his new role, Mr. Enos, will respond to all correspondence presented at today’s meeting.

10. The next meeting is scheduled for Wednesday, July 22, 2015 at 9:00 am.

11. Mr. Carpenter made a motion to adjourn at 12:12 pm. The motion was seconded by Ms. Ibey. Motion Passed.