

VERMONT BOARD OF PHARMACY– Approved Minutes
Secretary of State, Office of Professional Regulation
89 Main Street, 3rd Floor, Montpelier, VT 05620-3402
March 25, 2015 at 9:00 AM

1. The meeting was called to order at 9:00 AM, by Larry Labor, Chair.

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

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

Guests: Angie Forbes and Todd Pikor

2. The Chair called for approval of the Minutes of the February 25, 2015 meeting. As there were no corrections to the minutes, Mr. Labor approved the minutes as written.

3. **Case Manager's Report:** There are currently 28 cases. One (1) is ready for closing (to be presented at today's meeting), twelve (12) are ready for Investigative Team meetings, two (2) have had charges filed, seven (7) are under investigation and six (6) are pending charges being filed.

Report of Concluded Investigation 2014-570. Mr. Carpenter made a motion to accept the report as presented. Mr. Duteau seconded the motion. Motion passed. Ms. Ibey recused from voting. Mr. Milne recused from voting as he was the Investigative Team member.

Ms. Preston presented the Board with an order for removal of conditions for Howard Alter (2012-257(M2014-21)). Mr. Carpenter made a motion to accept the removal of conditions on Mr. Alter's pharmacist license. Ms. Wernecke seconded the motion. Mr. Labor did not participate in the vote as he was the Investigative Team member. Motion passed.

4. **Guests:**

10:00 am – Colin Benjamin, Director of the Office of Professional Regulation. Mr. Benjamin requested Mr. Novins update the Board on the Pharmacist contractor position. The invitation to bid has gone out and does not close until March 27th. Mr. Novins requested the Board designate a member to participate in the interviews of the applicants. The Board designated Mr. Labor to participate.

5. **Legislation/Rulemaking:**

Pharmacy Technician Draft Rules – The Public Comments hearing for the proposed rules is scheduled for April 29, 2015 at 1:00 pm. At that time the Board will review all of the written comments as well as hear any testimony to be given.

Policy on Definition of Legend Devices – Mr. Novins presented the Board with a policy to define legend devices. Mr. Arisman made a motion that the Board adopt this policy. Mr. Milne seconded the motion. Motion passed. Ms. Morrison will make the policy available on the Board's website.

8. Continuing Education Requests:

Mr. Carpenter made a motion to approve the following requests for continuing education credit. Mr. Corey seconded the motion. Motion passed.

- Lisa Jackman, University of Vermont Medical Center, requests approval for one half (.5) hours of live (didactic) continuing pharmacy technician education credits for the course **“The Ins and Outs of Enteral Tubes”** that was held on March 19, 2015.
- Erica Facteau, University of Vermont Medical Center, requests approval for one (1) hours of live (didactic) continuing pharmacist education credit for **“Pharmacy and Therapeutics Committee Meeting”** that was held on January 14, 2015.
- Erica Facteau, University of Vermont Medical Center, requests approval for one (1) hours of live (didactic) continuing pharmacist education credit for **“Pharmacy and Therapeutics Committee Meeting”** that was held on March 13, 2015.
- Meika DiPietro, Vermont Prescription Monitoring System, requests approval for one (1) hour of live (didactic) continuing pharmacist education credit for **“Avoiding Pitfalls of Prescribing Controlled Substances: Knowing how to assess, monitor and refer patients of controlled substances”** to be held April 9, 2015; May 14, 2015; May 18, 2015; June 17, 2015; July 19, 2015 and September 4, 2015.

9. Newsletter Topics:

The Board would like to see articles regarding the electronic prescribing of C2's and notification to licensees on the current administrative rules revisions. The content for the June newsletter needs to be submitted to NABP by May 1, 2015.

10. Discussion Items:

Mr. Labor asked Mr. Novins about the previous correspondence sent to the Board regarding a bill that was proposed making the minimum age limit for pharmacist vaccinations to be seven (7) years of age. Mr. Novins informed the Board that the proposed bill never left the legislative committee.

Dan Vincent, Board Inspector, informed the Board that he had attended an FDA symposium in March. The FDA would like a clear process with the state Boards of Pharmacy and themselves regarding inspections performed and any disciplinary actions resulting from outsourcing facilities (503b sterile compounding pharmacies). There will be further discussions regarding this topic and any additional information will be provided to the Board.

11. Correspondence:

Douglas Fiorentino – Federal Register Adverse Event Reporting. This was an FYI for the Board and followed along with Mr. Vincent's discussion regarding FDA information requests.

12. The next meeting is scheduled for Wednesday, April 29, 2015 at 9:00 am, with a public hearing on the proposed administrative rules to begin at 1:00 pm.

13. Mr. Carpenter made a motion to adjourn at 9:47 am. The motion was seconded by Mr. Duteau. Motion Passed.