



Board of Pharmacy

Office of Professional Regulation, Vermont Secretary of State

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Unapproved Minutes

Wednesday, April 24, 2019 at 9:00 a.m.

1. Call to Order

The meeting was called to order at 9:01 a.m., by Ms. Stephanie Ibey, RPh, Chair

Members Present: Ms. Stephanie Ibey, RPh, Chair; Mr. Robert Carpenter, RPh, Vice Chair; Mr. Michael Carroll, RPh; Ms. Judith Wernecke, Secretary, Public Member, and Mr. William Chatoff, RPh

Members Absent: Mr. James Arisman, Esq., Public Member, and Mr. Corey Duteau, RPh

OPR Personnel Present: Carrie Phillips, Executive Officer; Aprille Morrison, Licensing Administrator I, and Gabriel Gilman, General Counsel

Guests: Joe Lavino and Kathleen Wobby

2. Approval of minutes from March 27, 2019 meeting

The Chair called for approval of the Minutes of the March 27, 2019 meeting. The minutes were approved as written.

3. Discipline

- a. Request for Reinstatement/Modification/removal of Conditions In Re: Daniel Brouwer, Docket No. 2016-680
 - i. Mr. Brouwer was not in attendance at the appointed hearing time. Mr. Carpenter moved to deny Mr. Brouwer's request for modification of conditions. Mr. Carroll seconded the motion. Motion passed.

4. Topics for Discussion

- a. Executive Officer Report.
 - i. Ms. Phillips informed members present of the activities, applications and correspondence since the March 27th Board of Pharmacy meeting.
- b. Application Content and application review policies relative to out-of-state entities
 - i. Mr. Carpenter moved the Board move into executive session to allow for Ms. Phillips to give the BOP members a "tour" of applications for nonresident pharmacies and wholesale drug outlets, which involved looking at live applications that may contain confidential information. Mr. Carroll seconded. Motion passed. Executive session began at 9:55 am, the regular meeting convened at 10:40 am. Mr. Gilman will draft an application review policy for the Board to review at the May meeting.
- c. Pharmacist adjustment of quantities dispensed
 - i. Further discussion is needed on this topic. It will be an agenda item at the May meeting.
- d. Review of NABP's Constitution and Bylaws amendments

- i. The Board reviewed the proposed resolutions that will be discussed and found no reason to oppose the proposed amendments.
- e. Physician/Prescriber/Facility Office Dispensing
 - i. Ms. Phillips has received several inquiries regarding the permissibility of dispensing of medication from prescriber offices. Office dispensing appears to be occurring in VT, however the scope of such is unknown and is occurring outside the type of regulatory framework applicable to pharmacies. Mr. Gilman recommended to Board members that this practice, and similarly, that of office compounding, be addressed by organizing an interdisciplinary Task Force, including stakeholders from all prescribing fields, to assess the adequacy and clarity of relevant regulation. Ms. Ibey moved that the Board ask OPR and EO Phillips to seek out interested participants and relevant stakeholders. Mr. Carpenter seconded the motion. Motion passed.
- f. Non-Resident licensee applications
 - i. Ms. Phillips shared with Board members present the results from an NABP survey that were sent to District I and II members regarding documentation currently collected at application and renewal times. Ms. Phillips and Ms. Morrison will prepare a draft of the current application instructions for Non-resident Drug Outlets and Wholesale Drug Outlets for the Board to review at the May meeting.

5. Public Comment

- a. Joe Lavino has asked the Board for a position statement regarding clarification of a pharmacist changing the quantity of a prescription. Mr. Lavino will e-mail Ms. Phillips the request and the Board will discuss and review with Mr. Gilman at the May meeting. Mr. Lavino also asked when the Administrative Rule draft and review would continue. Ms. Phillips informed Mr. Lavino that within the next two Board meetings drafting would continue.

- 6. **Adjournment:** Mr. Carpenter made a motion to adjourn the meeting at 11:50 am. Mr. Carroll seconded the motion. Motion passed.

Next Scheduled Meeting – Wednesday, May 22, 2019
Please check the office [website](#) for updates