

Minnesota Board of Pharmacy

EIGHT HUNDRED AND THIRTY FOURTH MEETING

At approximately 9:00 a.m., on January 29, 2014, the Minnesota Board of Pharmacy met in Conference Room A, at the University Park Plaza Building, 2829 University Avenue Southeast, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance were the Board's Executive Director, Dr. Cody Wiberg; Deputy Director, Dr. Beth Ferguson; Legal Counsel, Mr. Bryan Huffman; and Board of Pharmacy staff, Ms. Candice Fleming, Mr. Timothy Litsey, Ms. Michele Mattila, Ms. Ame Carlson, and Ms. Patricia Eggers. The Board's President, Mr. Stuart Williams, called the meeting to order.

The Board first discussed the minutes of the December 11, 2013 business meeting. There being no corrections, the minutes were noted to stand as written.

Ms. Kay Hanson moved and Ms. Karen Bergrud seconded that the Consent Agenda be approved. The minutes stand as amended.

The Consent Agenda for this meeting was as follows:

- Variance Committee Report – Approve

Ms. Karen Bergrud moved and Mr. Bob Goetz seconded to approve the remainder of the agenda. The motion passed unanimously.

The first variance and policy review issue to come before the Board was from Walgreens. This variance was to allow the utilization of the VISION imaging and workload balancing system in Walgreens pharmacies located within the state. The Variance and Policy Review Committee recommended a one year approval with conditions. Mr. Bob Goetz excused himself from the meeting. Present at the meeting were Mr. Bill Cover, Manager of Pharmacy Affairs for the Walgreens Company; Mr. Greg Boll, District Pharmacy Supervisor; and Ms. Michelle Aytay, Market Clinical Services. After discussion, Mr. Justin Barnes moved and Ms. Karen Bergrud seconded that the variance be approved for one year on condition that Walgreen's come into compliance with the accountability and unique identifier requirements found in Minnesota Rules, Chapter 6800, by September, 2014. The motion passed unanimously with Mr. Bob Goetz abstaining.

The second variance and policy review issue to come before the Board was a policy review request from Walgreens Pharmacy, involving the use of the Well Experience model within Minnesota. Present at the meeting were Mr. Bill Cover, Manager of Pharmacy Affairs for the Walgreens Company; Mr. Rick Engelka, Market Pharmacy Director; Mr. Greg Boll, District Pharmacy Supervisor; and Ms. Michele Aytay, Market Clinical Services. After discussion, Ms. Laura Schwartzwald moved and Mr. Justin Barnes seconded to approve the submitted policies with the understanding that the new counting device will not be used until Walgreens has policies and

procedures approved for that device. The motion passed unanimously with Mr. Bob Goetz abstaining.

The third variance and policy review issue to come before the Board was from Daily Med Pharmacy, which is owned by Walgreens. This request involved a review of policies for Customized Patient Packaging. Present at the meeting were Mr. Bill Cover, Manager of Pharmacy Affairs for the Walgreens Company; Mr. Rick Engelka, Market Pharmacy Director; Mr. Greg Boll, District Pharmacy Supervisor; and Ms. Michele Aytay, Market Clinical Services. Mr. Bill Cover advised the Board that Daily Med had decided to respectfully withdraw the request. No further action was necessary.

The fourth variance and policy review issue to come before the Board was a request from Walgreens Pharmacy #11690. This variance request was to allow the pharmacy to utilize a non-contiguous space for patient care and counseling. The Variance and Policy Review Committee recommended permanent approval. Present at the meeting were Mr. Bill Cover, Manager of Pharmacy Affairs for the Walgreens Company; Mr. Rick Engelka, Market Pharmacy Director; Mr. Greg Boll, District Pharmacy Supervisor; and Ms. Michele Aytay, Market Clinical Services. After some discussion, Mr. Justin Barnes moved and Ms. Karen Bergrud seconded that the variance request be approved permanently. The motion passed unanimously with Mr. Bob Goetz abstaining.

The fifth variance and policy review issue to come before the Board was from Walgreens Pharmacies #11549 to allow the pharmacist to counsel patients at the patient center work desk, a kiosk window or in the consultation room. Present at the meeting were Mr. Bill Cover, Manager of Pharmacy Affairs for the Walgreens Company; Mr. Rick Engelka, Market Pharmacy Director; Mr. Greg Boll, District Pharmacy Supervisor; and Ms. Michele Aytay, Market Clinical Services. Mr. Bill Cover informed the Board that they respectfully withdraw the variance request. No further action was necessary. At this time Mr. Bob Goetz returned to the meeting.

The sixth variance and policy review issue to come before the Board was from Hy-Vee Pharmacy for multiple locations for a reconsideration of a previous variance request that had been approved on condition that any pharmacist located in Hy-Vee's Iowa central service pharmacy, who worked on prescriptions being sent to Minnesota, needed to be licensed in Minnesota. Present at the meeting was Ms. Kristin Williams, Assistant Vice President of Pharmacy Services at the Hy-Vee Iowa Central Services Pharmacy. Ms. Laura Schwartzwald moved and Mr. Justin Barnes seconded that the requested change to the conditions imposed to the previously granted variance be denied. The motion passed unanimously.

The seventh variance and policy review issue to come before the Board was from White Drug #52 in Fargo, ND to allow the prescription certification process to be completed by KNAPP KiSoft Vision Prescription Certification automation instead of a pharmacist. Present at the meeting were Mr. Justin Heiser, Senior Vice President of

Pharmacy Operations; Ms. Katti Kramer, Pharmacist-in-Charge; and Mr. Tim Wieppert, Executive Vice President of Pharmacy Operations. Ms. Kay Hanson moved and Ms. Karen Bergrud seconded that the variance be approved on condition that they present results of their thirty day study to the Board at its April, 2014 meeting and that they submit revised policies and procedures that include handling of returns and a negative drug list (which lists drugs that will not be placed in the blister cards). The motion passed unanimously.

The eighth variance and policy review issue to come before the Board was a request from Omnicare – Minnesota in Brooklyn Center to allow certification to be completed by an Auto Label Verify (ALV) machine. Present at the meeting was Ms. Sharon Rosenblum, Pharmacist-in-charge. Omnicare requested an eight month extension to a previously approved variance so that a study of the ALV can be completed. After a lengthy discussion, Mr. Justin Barnes moved and Mr. Bob Goetz seconded that the previous variance be granted an extension, lasting six months from the date on which Omnicare notifies Board staff of the start date of their study. The motion passed unanimously.

The ninth variance and policy review issue to come before the Board was a request from Mercy Hospital Pharmacy to allow the utilization of the Tech-Check-Tech program in the pharmacy. After discussion, Ms. Kay Hanson moved and Ms. Karen Bergrud seconded that the variance request be approved for one year. The motion passed unanimously.

The tenth, eleventh, and twelfth variance and policy review issues to come before the Board were a request from Abbott Northwestern Hospital Pharmacy to allow two licensed health care providers that are employees of Abbott, but not the inpatient pharmacy, to replenish the automated dispensing cabinets in the WestHealth Emergency Department; a request from Allina Health Cambridge Pharmacy to allow the separation of the prescription certification process and the certification by more than one pharmacist on site; and a Allina Health Unity Pharmacy policy review of ScriptPro 200/SP 100/SP 50 robotic prescription dispensing system. Ms. Laura Schwartzwald moved and Ms. Karen Bergrud seconded that the recommendations of the Variance and Policy Review Committee be approved. The motion passed unanimously.

Mr. Josh Bolin, from the National Association of Boards of Pharmacy, gave a presentation on the Verified Pharmacy Program. Ms. Kay Hanson moved and Mr. Bob Goetz seconded that the Board recognize inspections done by NABP through their VPP Program as meeting the requirements found in MN Statutes §151.19, subd. 1(f) for nonresidential pharmacy inspections. The motion passed unanimously.

Dr. Wiberg next provided the Board with information regarding the Board's proposed General Policy Bill. Mr. Jeffrey Lindoo, and Ms. Michele Aytay, representing the Minnesota Pharmacists Association, provided additional comments. No action was necessary.

Dr. Wiberg next provided the Board with information regarding the Board's proposed Prescription Monitoring Program Bill. No action was necessary.

Dr. Wiberg next provided the Board with information regarding the proposed bill designated as LA051-1, which has provisions concerning the health-licensing boards and the HPSP. Ms. Karen Bergrud moved and Ms. Kay Hanson seconded that Executive Director Cody Wiberg be authorized to share the Board's concerns with the appropriate legislators.

Dr. Wiberg next provided the Board with information regarding the proposed Health Professional Services Program bill designated as ALA-TLHPSP. Mr. Bob Goetz moved and Ms. Laura Schwartzwald seconded that the Board authorize Dr. Wiberg to work with interested parties to work on alternative language to improve the HPSP and to express the Board's concern about the aforementioned bill. The motion passed unanimously.

Dr. Wiberg, Ms. Michele Mattila, and Ms. Karen Schreiner next provided the Board with information regarding a guidance document concerning variances for methadone treatment facilities. After brief consultation with the Board's legal counsel, Dr. Wiberg recommended that the guidance document be withdrawn and that the Board consider, at its next meeting, authorizing him to begin the rule-making process. The Board concurred with the recommendation.

Dr. Wiberg next provided the Board with an update concerning the office remodeling. No action was necessary.

Dr. Wiberg next gave an update on the Prescription Monitoring Program. No action was necessary.

There being no further business requiring action by the Board, Mr. Bob Goetz moved to adjourn the meeting. The motion occurred at approximately 1:38 PM and Ms. Karen Bergrud seconded the motion. The motion passed.

PRESIDENT

EXECUTIVE DIRECTOR

**Variance Committee Report of January 15, 2014
for Board Meeting of January 29, 2014
9:00 AM in the Board's Office**

Attendees: Justin Barnes, Laura Schwartzwald, Cody Wiberg, Candice Fleming, Beth Ferguson, Les Kotek, Karen Schreiner, Ame Carlson, Steve Huff, Tim Litsey, Justin Heiser, Kristi Gullickson, Rebecca Lange, Steven Kastendieck, Kyle Decker, Bill Cover, Nanette Larson, Jon Previte, Matt Valasek, David Paulsen, Roger Schurke, Michelle Aytay, and Rich Engleka

Meeting Appointments:

10:00

See Abbott Northwestern Hospital Pharmacy in the "Deferred to the Board" section.

10:30

See DailyMed Pharmacy in the "Deferred to the Board" section.

11:00

Diamond Pharmacy Services
Matthew Valasek

Indiana, PA
262049-001

to allow for a greater quantity of the permitted emergency medications to be maintained at state correctional facilities

Approved – Until the next Board Meeting in March

Resubmit your policies to explain your services and why you want floor stock, the quantities, how you replenish the floor stock, how you monitor for out dates and how often, and provide policies and procedures for the use of Warfarin

1:00

See Walgreens Pharmacies in the "Deferred to the Board" section.

Policy Reviews:

Genoa Healthcare Minnesota, LLC
Jonathon Montag

St. Paul
264197-001

policy review of the storage of patient's OTC medications for the purpose of packaging in monthly adherence packaging

Approved

Goodrich Pharmacy, Anoka
Stacy Steber
policy review of a ScriptPro SP 100 robotic prescription dispensing system

Anoka
200833-003

Denied

Resubmit your policies to clarify in detail the loading process, identifying technicians and pharmacists, certification by the pharmacist, and documented training. The Board also recommends double counts for controlled substances

Guardian Pharmacy of Minnesota, LLC
Trace Roller
policy review of an Autotrans Shuttle Machine (ATS) by Rx-System

St. Cloud
263805-002

Approved

Your policies appear to meet MN Rule 6800.2600 for automated dispensing and MN Rule 6800.2700 for returns

HealthEast St. Joseph's Hospital Pharmacy
Brandon Ordway
policy review of central fill for TPNs for Bethesda, St. John's, and Woodwinds with the addition of HealthEast Home Care Pharmacy

St. Paul
200545-013

Approved

HealthEast Home Care Pharmacy
Andrew Hart
policy review of central fill from St. Joseph's of TPNs

St. Paul
261456-003

Approved

Hunt Silver Lake Drug
David Kohler
policy review of a Docudose packet prescription filling system

Rochester
260949-003

Denied

Resubmit your policies to clarify in detail your Docudose packet prescription filling system

Renville County Hospital Pharmacy
Stephen Junker
policy review of an Omnicell automated dispensing machine

Olivia
200309-004

Deferred

You must resubmit policies detailing refilling/restocking including pharmacist and/or technician involvement and if the product is barcoded

Sanford Luverne Medical Center Pharmacy
Emilly Austin
policy review of an emergency kit accessed by nurses for hospice patients after hours –

Luverne
200294-004

Approved- Until 06/30/2014

New Variances:

Cardinal Health Pharmacy Services LLC
Timothy Larson

Westmont, IL
263447-001

to allow remote pharmacy after hours order review and entry of physician medication orders by Cardinal Health in Westmont, IL for Winona Health Services Hospital, the Sanford Hospitals located in Westbrook, Tracy, Jackson, Canby, Worthington, Ortonville, Murray, Windom, Wheaton, and Luverne, CentraCare Health-Monticello, Rice Memorial Hospital, Centracare Healthsystem Long Prairie, Riverview Healthcare, Kittson Memorial Healthcare Center, Perham Health Hospital, Mahnomen Health Center, United Hospital District, Sanford Medical Center Thief River Falls, and the new addition of Sanford Bagley Medical Center when the hospital pharmacies are closed from normal business hours of operation and Sanford Pharmacy Detroit Lakes Outpatient pharmacy orders for their Surgery Center to assist before and during the first hour of the pharmacy's operation

Approved – Until 09/18/2015

Conditions listed in the letter

Sanford Bagley Medical Center Pharmacy
Barbara Bergquist

Bagley
264240-001

to allow remote pharmacy after hours order review and entry of physician medication orders by Cardinal Health in Westmont, IL for Sanford Bagley Medical Center when the hospital pharmacy is closed from normal business hours of operation

Approved – Until 09/18/2015

On condition that you have pharmacy service 5 days per week with additional conditions listed in the letter

HCMC Ambulatory Pharmacy
Haley Holtan

Minneapolis
264154-001

to allow an exemption from the Board's rule regarding space

Approved – Permanently

As long as the practice does not change and the pharmacy office is locked

HCMC Ambulatory Pharmacy
Haley Holtan

Minneapolis
264154-002

to allow an exemption from the Board's rule regarding maintaining certain equipment

Approved – Permanently

As long as the practice does not change

Hy-Vee Pharmacy (1548)
Brian Fisk

Rochester
260861-001

to allow the pharmacy to operate a non-contiguous drive-thru utilizing a video camera

Approved – Permanently

On condition that you counsel on all prescriptions

Hy-Vee Pharmacy Fulfillment Center (4016) Des Moines, IA
Kristin Williams 264241-003
to allow the pharmacists to be unlicensed in the state of Minnesota
Deferred to the Board

Hy-Vee Clinic Pharmacy (1400) Marshall
Sandra Widhalm-Murphy 263671-002
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy #1177 Faribault
Jessica Grassmann 261539-003
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy #1547 Rochester
Dana Johnson 261551-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1019) Albert Lea
Daniel Mayer 261481-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1027) Austin
Lana Hatch 261655-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1393) Mankato
Mark Frost 261932-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1394) Mankato
Brian Cornelius 261482-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1400) Marshall
Janelle Louwagie 261907-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1441) New Ulm
Katherine Annexstad 260816-002
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1548) Rochester
Brian Fisk 260861-002
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1848) Waseca
Noah Smith 262389-002
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy (1896) Winona
Audra Rinard 262141-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy 1183 Fairmont
Alan Siebert 263836-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy 1511 Owatonna
Joleen Thiede 263378-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Hy-Vee Pharmacy 1897 Worthington
Nicholas Dunbar 263659-001
to allow the pharmacist to certify prescriptions from the central fill pharmacy
Deferred to the Board

Pinnacle Recovery Services, PSC Brainerd Brainerd
Thomas Barsness 263775-007
to allow an exemption from the Board's rule regarding having a pharmacist on duty
at all times
Approved – One Year
On condition that your policies are revised to include documentation of the pharmacist
DUR and profile review

Prime Therapeutics Specialty Pharmacy LLC Eagan
Brian Demuth 263933-005
to allow the pharmacy to utilize a technician to pharmacist ratio of 3:1
Deferred

Sterling LTC Pharmacy #32 Worthington
Amy Paradis 264057-001
to allow the utilization of the DocuTrack system in the pharmacy for storage of faxed transmissions as an electronic document

Approved – One Year

On condition that you maintain the prescription in the format in which it was received and that the unique identifier log off time is less than 5 minutes

White Drug #52 Fargo, ND
Justin Heiser 261962-001
to allow the certification process to be completed by the KNAPP KiSoft Vision Prescription Certification automation instead of a pharmacist

Deferred to the Board

New Variances Deferred:

None

Extensions to Current Variances:

Cash Wise Clinic Pharmacy Willmar
Dennis Schaeffbauer 261616-001
to allow the pharmacy to provide an emergency kit to CARE Willmar

Approved – Two Years

Country Manor LTC Pharmacy Sartell
Jayne Reading Carter 262882-002
to allow an exemption from the Board's rule regarding having a pharmacist on duty at all times

Approved – Permanently

As long as the practice and pharmacist-in-charge remain the same

Country Store and Pharmacy

Sartell

Jayne Reading Carter

261738-002

to allow an exemption from the Board's rule regarding having a pharmacist on duty at all times

Approved – Permanently

As long as the practice and pharmacist-in-charge remain the same

First Care Medical Services

Fosston

John Nord

200742-005

to allow remote pharmacy after hours order review and entry of physician medication orders by St. Joseph's Medical Center Pharmacy for First Care Medical Services when the hospital pharmacy is closed from normal business hours of operation

Approved – One Year

On condition that you adjust your hours accordingly with additional conditions listed in the letter

St. Joseph's Medical Center Pharmacy

Brainerd

Anthony Kaufenberg

200543-003

to allow remote pharmacy after hours order review and entry of physician medication orders by St. Joseph's Medical Center Pharmacy for First Care Medical Services when the hospital pharmacy is closed from normal business hours of operation

Approved – One Year

Conditions listed in the letter

Healtheast Home Care Pharmacy

St. Paul

Andrew Hart

261456-002

to allow the storage of prescriptions to be in a chart cabinet that is located in the Pharmacist/Nursing team office outside of the licensed pharmacy area

Approved – Permanently

As long as the practice remains the same

Omnicare - Minnesota

Brooklyn Center

Sharon Feinstein-Rosenblum

261366-017

to allow certification to be completed by an Auto Label Verify (ALV) machine

Deferred to the Board

The Committee recommends denial because they did not provide the information that shows you met the previous conditions

Prime Therapeutics Specialty Pharmacy LLC

Eagan

Brian Demuth

263933-001

to allow the pharmacy to perform limited functions and services

Deferred

10:30

DailyMed Pharmacy

Kyle Decker

policy review of customized patient packaging

Indianapolis, IN

263823-001

Deferred to the Board

The Committee recommends that they resubmit their policies to include the receipt and/or transfer of prescriptions including pharmacist's receipt, returned compliance packaging destruction, appropriate destruction, and compliance with DEA

1:00

Walgreens Well Experience Presentation

Bill Cover and Michelle Aytay

Walgreens Pharmacies

Greg Boll and Michelle Aytay

to allow the utilization of the VISION imaging and workload balancing system and central fill labeling requirements in the pharmacy

All Locations

Deferred to the Board

The Committee recommends one year approval with conditions

Allina Health Cambridge Pharmacy

Jeremy Enger

to allow the separation of the prescription certification process by more than one pharmacist on site

Cambridge

261558-005

Deferred to the Board

The Committee recommends denial because they did not provide the required information

Allina Health Unity Pharmacy

Lori Borchardt

policy review of a ScriptPro SP 200/SP 100/SP 50 robotic prescription dispensing system

Fridley

260415-008

Deferred to the Board

The Committee recommends that they resubmit their policies to clarify in detail the loading process, identifying technicians and pharmacists, certification by the pharmacist, and documented training. The Committee also recommends double counts for controlled substances

Walgreens #11690

Tara Kleinknight

to allow the pharmacy to utilize a non-contiguous space for patient care and counseling activities

Waconia

263211-002

Deferred to the Board

The Committee recommends permanent approval

Walgreens #15149

Duluth

Ronald Harlander

263618-003

to allow the pharmacist to counsel patients at their patient centered work desk, at the express payment kiosk window, or in the private consultation room

Deferred to the Board

The Committee recommends denial until they send in their pharmacy plans for approval

Walgreens #15149

Duluth

Ronald Harlander

263618-004

to allow the pharmacist to manage and complete the processing and final check of prescriptions while being stationed in a patient accessible workstation

Deferred to the Board

The Committee recommends denial because they must send in their current policies and procedures for Well Experience