

Minnesota Board of Pharmacy

SEVEN HUNDRED AND NINETY-SIXTH MEETING

At approximately 9:00 a.m., January 14, 2009, 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 with the exception of Ms. Kay Hanson, who participated in the meeting via the telephone. Also in attendance were the Board's Executive Director, Dr. Cody Wiberg; the Board's legal counsel Ms. Karen Andrews; and Board of Pharmacy staff, Ms. Candice Fleming, Mr. Leslie Kotek, Ms. Karen Olson, and Ms. Patricia Eggers. Board President Mr. Thomas Dickson called the meeting to order.

The Board went into a closed session to discuss matters of a quasi-judicial nature.

The first item of a quasi-judicial nature to come before the Board was the case of Ms. Angie Boris, who petitioned the Board for a change in the terms of her probation. Ms. Andrews presented the Board with background information regarding Ms. Boris' order. After a discussion, Mr. Gary Schneider moved and Dr. Stacey Jassey seconded that the Board deny the petition at this time. The motion passed.

The second item of a quasi-judicial nature to come before the Board was the case of Mr. Dean Anderson, who petitioned the Board to modify his Order so that he can be the only pharmacist on duty at times. Ms. Andrews presented the Board with background information regarding Mr. Anderson's case. After a brief discussion, Mr. Carleton Crawford moved and Mr. Ikram-UI-Huq seconded that Mr. Anderson's petitioned be granted and that Dr. Wiberg should sign an Amended Order on the Board's behalf. The motion passed with Dr. Stacey Jassey voting in opposition.

The third item of a quasi-judicial nature to come before the Board was the case of Ms. Amy Sporer. Ms. Andrews and Dr. Wiberg presented the Board with background information on the case and with a proposed Stipulation and Consent Order (SCO). The SCO was developed subsequent to a conference held with Ms. Sporer on December 17, 2008, at which allegations of chemical dependency were considered. The proposed SCO has been agreed to and signed by Ms. Sporer. After discussion, Dr. Stacey Jassey moved and Ms. Karen Bergrud seconded that the Board accept the proposed SCO and that Dr. Wiberg be empowered to sign the order on the Board's behalf. The motion passed.

The fourth item of a quasi-judicial nature to come before the Board was the case of Mr. Robert A. Washburn. Ms. Andrews and Dr. Wiberg presented the Board with background information on the case and with a proposed Stipulation and Consent Order (SCO). The SCO was developed subsequent to a conference held with Mr. Washburn on September 4, 2008, at which allegations of chemical dependency were discussed. The proposed SCO has been agreed to and signed by Mr. Washburn. After discussion, Ms. Karen Bergrud moved and Mr. Gary Schneider seconded that the Board accept the

proposed SCO and that Dr. Wiberg be empowered to sign the order on the Board's behalf. The motion passed.

The Board next returned to its open session.

The Board next discussed the minutes of the December 3, 2008 meeting. Mr. Gary Schneider moved and Ms. Karen Bergrud seconded that the minutes of that meeting be approved. The motion passed.

Ms. Karen Bergrud moved and Mr. Ikram-UI-Huq seconded to approve the items on the consent agenda and to approve the consent agenda. The motion passed.

- Membership and licensure issues for 2009
 - Continue Membership in NABP
 - Continue requiring FPGEE certification of foreign graduates
 - Graduation from an approved college of pharmacy. Consideration of the current accreditation standards of the Accreditation Council on Pharmacy Education (ACPE) and the list of approved colleges of pharmacy established by ACPE.
- New Pharmacy Applications
 - Children's Hospital & Clinics of MN Retail Pharmacy
2530 Chicago Avenue South
Minneapolis, MN 55404

Approve
Temporary PIC – Diane Alexander
Pending final inspection and naming of permanent PIC
- Variances
 - [Variance Committee Report](#) - approve
- Continuing Education. No report – CEATF has not met since last Board meeting
- Examination Committee
 - Exam Candidates Report – approve

Certificate Number	Name	Registration Number
10180	Aida Ibarek	119556
10182	Jake Hansen	119558
10185	Erin Gail Navarro	119561
10186	Wendy Hunnisett-Dritz	119562
10187	Galena Anna Rosenberg	119563

- Reciprocity Candidates Report – approve

Certificate Number	Name	Registration Number
10188	Julie Quinn Most	119564
10183	Cynthia Lou Herk	119559
10181	Gina Elizabeth Payne	119557
10184	Robert S Sample	119560

The Board reviewed the remaining agenda for this meeting. Dr. Stacey Jassey moved and Mr. Ikram-UI-Huq seconded that the remaining agenda be approved. The motion passed.

The Board next turned its attention to election of officers designation of officials for the year of 2009. For the office of President, Ms. Karen Bergrud nominated Mr. Gary Schneider. Mr. Ikram-UI-Huq seconded the nomination. There being no further nominations, the nominations were closed and Mr. Schneider was elected to the office of President by a unanimous ballot.

Mr. Schneider then took over the duties of the presidency.

For the office of Vice President, Mr. Tom Dickson nominated Mr. Ikram-UI-Huq. Dr. Stacey Jassey seconded the nomination. There being no further nominations, the nominations were closed and Mr. Ikram-UI-Huq was elected to the office of Vice President by a unanimous ballot.

For the office of Secretary, Mr. Ikram-UI-Huq moved that Dr. Cody Wiberg be continued as the Secretary (Executive Director) of the Board of Pharmacy for the year of 2009. Ms. Karen Bergrud seconded the nomination. There being no further nominations for the position, the nominations were closed and Dr. Wiberg was elected as Secretary (Executive Director) by a unanimous ballot.

For the position of Associate Director for Compliance, Mr. Tom Dickson moved that Candice Fleming be continued in that position. Dr. Stacey Jassey seconded the nomination. The motion prevailed and Candice Fleming was continued in the position of Associate Director for Compliance by a unanimous ballot.

For the position of Assistant Director for Administrative Affairs, Ms. Karen Bergrud moved that Patricia Eggers be continued in that position. Mr. Tom Dickson seconded the nomination. The motion prevailed and Patricia Eggers was continued in the position of Assistant Director for Administrative Affairs by a unanimous ballot.

Mr. Gary Schneider next began a discussion of appointments to the Board's standing committees. After a brief discussion, the following committee appointments were made:

Continuing Education Advisory Task Force - Pharmacy Board Surveyor Stu Vandenberg and Gary Schneider.

Committee on Professional Standards - all members of the Board will rotate through the committee meetings, two members per meeting.

Examination Committee – Kay Hanson, Candice Fleming, and Michele Mattila will serve as the delegates to the NABP MPJE reviews sessions.

Internship Committee – Stacey Jassey, Past Board Member Donald Gibson, and Candice Fleming.

Rules and Legislation Committee - all members of the Board and all Pharmacy Board Surveyors will serve on this committee.

Variance Committee - all members of the Board will rotate through the committee meetings, two members per meeting.

Mr. Ikram-UI-Huq moved and Ms. Karen Bergrud seconded that the committees be constituted as listed above. The motion passed.

The Board next turned its attention to new pharmacy applications it has received since the last meeting.

- Walgreen's Pharmacy #11374
1023-1st Avenue NE
Little Falls, MN 56345-3336

Approve
Permanent Pharmacist-in-charge Matthew Danielson
Pending final inspection

- Walgreen's Pharmacy #12765
825 South 8th Street
Minneapolis, MN 55404

Approve
Temporary Pharmacist-in-charge Tim Affeldt
Pending final inspection and naming of a permanent
PIC

- Walgreen's Pharmacy #11956
17 Division Street
St. Cloud, MN 56301

Approve
Permanent Pharmacist-in-charge Tracy L. Magarian
Pending final inspection

Mr. Tom Dickson moved and Mr. Ikram-UI-Huq seconded that the applications be approved. The motion passed with Dr. Stacey Jassey abstaining.

The Board next turned its attention to variances that the Variance Committee deferred to the Board:

- Phillips Neighborhood Clinic Dispensary. Present at the meeting were Dr. Bob Cipolle, Mr. Robert Fecik, Ms. Therese Swan, Ms. Lisa Schleper, Ms. Katie Pokorny, Ms. Sarah Holt, and Mr. Mike Schroeder. Dr. Brian Sick and Dr. Bob Cipolle are requesting a variance that allows a pharmacist and a pharmacy intern to be able to perform the certification of prescriptions at a physician-dispensing operation in a student run free clinic in the Phillips Neighborhood Clinic. After much discussion, it was determined that the Board of Pharmacy would work with Dr. Cipolle, the students, the Medical Board, and the Attorney General's office to resolve this matter.

Dr. Wiberg next presented the Board with a draft of the proposed rules. Ms. Karen Bergrud, Dr. Stacey Jassey, Mr. Buzz Anderson, Mr. Jeff Lindoo, Mr. Howard Juni, Ms. Michelle Aytay, and Ms. Kay Hanson made comments about the proposed rules. The consensus of the Board was to have Dr. Wiberg make some changes in the draft in response to some of the comments made.

Dr. Wiberg next presented the Board with a letter he received from Ms. Jaylyne Ibarra requesting that her past work experience as a technician for two years be counted to reduce the 1600 hours of internship that is required. Mr. Tom Dickson moved and Dr. Stacey Jassey seconded that the request be denied. The motion passed.

Dr. Wiberg next presented the Board with a letter he received from Ms. Jill Shipley, a former Minnesota licensed pharmacist. Ms. Shipley is requesting that since she was a former licensee, has done a lot of reviewing, reading, and updating herself on new drugs, regulations, and therapies; and is now working as an intern in the state of Minnesota that she not be required to take the NAPLEX examination in order to obtain re-licensure in Minnesota. Ms. Karen Bergrud moved and Dr. Stacey Jassey seconded that she be required to sit for the NAPLEX. After additional discussion, Mr. Tom Dickson moved and Dr. Stacey Jassey seconded that she be required to earn 480 hours of internship. The two motions passed.

Dr. Wiberg next presented the Board with an update on the biennial budget process. Mr. Carleton Crawford moved and Mr. Tom Dickson seconded that the Board take the position that implementation of the Controlled Substances Prescription Electronic Reporting System (CSPERS) be delayed if permanent state funding is not included in the next biennial state budget.

Mr. Thomas Dickson next presented the Board with an update on the Executive Director Evaluation Committee. No action was taken at this time.

Dr. Wiberg next presented the Board with different ways to distribute meeting materials: 1. send out on flash drives; 2. use electronic secure mail boxes; or 3. send materials attached to e-mails. The Board voted to have materials sent out on flash drives.

Dr. Wiberg next presented Ms. Candice Fleming with a ten year service award for her work for the Minnesota Board of Pharmacy.

Mr. Gary Schneider next presented Dr. Cody Wiberg with a ten year service award for his work for the state of Minnesota – at both the Department of Human Services and at the Board of Pharmacy.

There being no further business requiring action by the Board, Mr. Tom Dickson moved to adjourn the meeting. The motion occurred at approximately 2:05 p.m. and Ms. Karen Bergrud seconded the motion. The motion passed.

PRESIDENT

EXECUTIVE DIRECTOR