

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND FORTY-EIGHTH MEETING

At approximately 8:30 a.m., July 31, 2002, the Minnesota Board of Pharmacy met in Conference Room A, at the University Park Plaza Building, 2829 University Avenue SE, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. All members of the Board, with the exception of Mr. Chuck Cooper, were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of April 24, 2002, and of June 4 and 5, 2002. Ms. Betty Johnson then moved and Mr. Tom Dickson seconded that the minutes of the meeting of April 24, 2002, be approved as written. The motion passed.

Mr. Tom Dickson then moved and Ms. Carol Peterson seconded that the minutes of the meeting of June 4 and 5, 2002, be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies that it has received since its last meeting. The first such application was submitted on behalf of Coborn's Pharmacy #29, in Albertville, Minnesota, by Mr. Ted Beatty, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Gary Schneider moved and Ms. Betty Johnson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Coborn's Pharmacy #30, in Park Rapids, Minnesota, by Mr. Marvin Moen, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Betty Johnson moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Cub Pharmacy #765, in Brainerd, Minnesota, by Mr. Cyril Groetken, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that Pharmacy Board Surveyor Les Kotek has already inspected the pharmacy, Mr. Tom Dickson moved and Ms. Betty Johnson seconded that the application be approved and a license issued. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Mayo Clinic Pharmacy – Mary Brigh, in Rochester, Minnesota, by Mr. Philip Christiansen, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure, and with specific attention being paid to the adequacy of the patient counseling area. The motion passed.

The fifth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Pamida Pharmacy #298, in Park Rapids, Minnesota, by Mr. Scott Maves, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Gary Schneider seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Pamida Pharmacy #293, in Roseau, Minnesota, by Mr. Darcy Johnson, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Gary Schneider moved and Mr. Tom Dickson seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The seventh application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Sam's Pharmacy #10-6312, in Woodbury, Minnesota, by Ms. Lisa McNulty, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that Pharmacy Board Surveyor Michele Boock has already inspected the pharmacy, Ms. Betty Johnson moved and Ms. Carol Peterson seconded that the application be approved and a license issued. The motion passed.

The eighth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of The Ely Community Pharmacy, in Ely, Minnesota, by Ms. Jean Silverness, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that Pharmacy Board Surveyor Les Kotek has already inspected the pharmacy, Mr. Gary Schneider moved and Mr. Tom Dickson seconded that the application be approved and a license issued. The motion passed.

The final application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Thrifty White Drug Store #744, in Cloquet, Minnesota, by Ms. Cindy Doe, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and again noting that Pharmacy Board Surveyor Les Kotek has already inspected the pharmacy, Ms. Betty Johnson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued. The motion passed.

Mr. Holmstrom next presented to the Board information regarding the opening of a satellite pharmacy in the Outpatient Infusion Therapy Center at Rochester Methodist Hospital. Satellites operated under the auspices of a hospital pharmacy do not require separate licensure and the information submitted to the Board was provided for informational purposes only.

Mr. Holmstrom next presented to the Board a request from Mr. Paul Neitzke, Pharmacy Manager, at Tri-County Hospital Outpatient Pharmacy, in Wadena, Minnesota, for the establishment of a telepharmacy satellite in Sebeka, Minnesota. After a brief discussion Mr. Neitzke's application, Mr. Tom Dickson moved and Ms. Carol Peterson seconded that the issue be referred to the Board's Variance Committee for analysis and a subsequent recommendation. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature.

At this time the Board returned to its general session.

At this time Mr. Bruce Benson and Mr. Jim Alexander, who represent MPhA and MSHP respectively on the HPSP Advisory Committee, appeared before the Board to discuss how the Board can become more effective in promoting the use of the Health Professional Services Program on a voluntary basis by impaired pharmacists. After discussing various issues relating to treatment options for impaired pharmacists and the use of the Health Professional Services Program by those pharmacists, the Board thanked Mr. Benson and Mr. Alexander for their input and the two gentlemen left the meeting.

Mr. Holmstrom next presented the Board with a hypothetical question raised by two Minnesota pharmacists regarding the Board's position on the use of physicians for dispensing medications out of a licensed pharmacy when, for brief periods of time, no pharmacist is available to staff the pharmacy. After thoroughly discussing this issue, the Board directed Mr. Holmstrom to inform the pharmacists who inquired about this issue that the Board is not prepared to accept this arrangement at the current time.

President Kassekert next introduced pharmacist Laura Burr to the Board. Ms. Burr had requested an opportunity to appear before the Board to discuss issues relating to the practice of homeopathy by pharmacists and whether there is anything in the Statutes or Board of Pharmacy Rules that would prohibit a pharmacist from engaging in the practice of homeopathy.

Ms. Burr explained that homeopathic remedies are considered "drugs" by the Food and Drug Administration, but are classified as OTC drugs by that agency. Ms. Burr also informed the Board that homeopathic practitioners are regulated by the state of Minnesota under Chapter 146A.

After discussing the various issues relating to homeopathy and practice of homeopathy by pharmacists, the Board indicated to Ms. Burr that it was the Board's opinion that there is nothing in Board of Pharmacy Rules or the statutes regulating pharmacy practice that would prohibit a licensed pharmacist, appropriately trained in homeopathy and when practicing as a homeopathic practitioner, from dispensing homeopathic medications.

The Board next turned its attention to reports from its standing committees.

The first report was from the Continuing Education Advisory Task Force. Mr. Holmstrom presented to the Board a list of continuing education programs submitted to, and reviewed by, the Continuing Education Advisory Task Force through July 9, 2002. Ms. Jean Lemberg then moved and Mr. Tom Dickson seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented to the Board two requests for extensions of time on the reporting of continuing education participation by Minnesota pharmacists. The continuing education reporting date is October 1, 2002. John Crawford, of Pipestone, Minnesota, submitted the first request for an extension. The second request was submitted by Ms. Vivian Gam, a Minnesota licensed pharmacist, who is currently employed in Hong Kong.

In both of these cases, the Board did not take action on the request but instead directed Mr. Holmstrom to write to Mr. Crawford and Ms. Gam and suggest that they are premature in their requests for an extension and encourage them to complete the required number of hours during the next two months.

The Internship Committee has not met since the last meeting of the Board and does not have a formal report, however, Mr. Holmstrom has received a letter from Mr. Todd Sorenson requesting that the Board recognize newly-licensed pharmacists who have completed one year of a focused residency as having met the two-year practice requirement of preceptors in Minnesota. After discussing Mr. Sorenson's request, the Board denied the request by observing that residencies are intended as learning experience and often do not involve actual staff experience, which is the basis for the two years of practice requirement.

Mr. Holmstrom next presented the report of the Variance Committee to the Board. The [Variance Committee report](#) is appended to these minutes.

Mr. Patrick Oberendt from Abbott Northwestern Medical Building Pharmacy now appeared before the Board to discuss two of the variances contained in the Variance Committee report. These two variance requests related to ratios of technicians and interns at Abbott Northwestern Medical Building Pharmacy and the development of a hospice "E-Kit" for use by hospice patients who are actively dying. The recommendation of the Variance Committee was to deny the variance relating to the ratio of technicians and interns and to approve the variance relating to hospice E-Kits for a one-year period of time, on condition that individual patient labels are placed on the morphine contained in the kit. Mr. Oberendt now appeared to provide the Board with additional information regarding these two requests.

Mr. Oberendt first addressed the development and use of the "E-Kit" for hospice patients. The kit consists of several drugs that are to be used only when the patient is actively dying and is prescribed as a kit by the patient's physician and is dispensed to the patient in a zip-lock plastic bag containing the various medications. After Mr. Oberendt explained the difficulty in separately labeling the morphine contained in the kit, Mr. Gary Schneider moved and Ms. Betty

Johnson seconded that the variance requested by Mr. Oberendt be approved for a one-year period of time without the requirement of a separate label on the morphine. The motion passed.

Mr. Oberendt next provided the Board with information relating to his request for an increased ratio of pharmacy technicians and pharmacist interns at Abbott Northwestern Medical Building Pharmacy. At the conclusion of the discussion, Mr. Gary Schneider moved and Ms. Betty Johnson seconded that Mr. Oberendt be granted a six-month variance for the utilization of pharmacy technicians in a 3:1 ratio, but that a 1:1 intern to pharmacist ratio must be maintained and Mr. Oberendt must keep track of all errors, including those caught during the certification of each prescription by a pharmacist and report back to the Board at the end of six months. The motion passed.

After reviewing the rest of the Variance Committee report, Ms. Betty Johnson moved and Mr. Tom Dickson seconded that the Board approve the remainder of the Variance Committee report and grant the variances recommended for approval by the committee and deny those variances recommended for denial by the committee. The motion passed.

Mr. Holmstrom next presented the Board with the report from the Rules and Legislation Committee. Mr. Holmstrom updated the Board on the status of the rule package recently adopted by the Board and, at the conclusion of the discussion, Mr. Holmstrom was directed by the Board to put the issue of lunch breaks for pharmacists on the agenda for additional discussion by the Board at its September meeting.

Mr. Holmstrom next presented the Board with summary information regarding the performance of the candidates for licensure at the June Board Examination. No official Board action was required.

Mr. Holmstrom next presented the Board with scores for candidates for licensure by reciprocity and by examination. After a review of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Mr. Tom Dickson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
8043	Donnie Paul Fontenot	LA
8047	Ruonan Zhang	MI
8048	Cathy Leah Koch	SD
8153	Daniel Wayne Fougner	WI
8154	Barbara Jo Miller	IA
8169	Ramona Barbara Maciejny	MO
8170	Shirley Janel Miller	MO
8187	Kelly Michelle Holcomb	OH

For the Full Board Examination candidates, the Board determined that, in grading the examination, the NAPLEX portion of the exam would be weighted at 65% of the total, the

Board's Practical Examination weighted at 20% of the total, the Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Ms. Carol Peterson moved and Mr. Tom Dickson seconded that the following candidates be granted licensure as pharmacists:

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Katie Hanh Nguyen	8046	117446-9
Rachael M. Branson	8049	117449-8
Timothy L. Fromm	8050	117450-8
Nicole A. Sherven	8051	117451-1
John W. Sherven	8052	117452-4
Pauline Jacobs	8053	117453-7
Thanh Phuoc Nguyen	8054	117454-0
Jennifer Lynn Sorman	8055	117455-3
<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Amy Jacobs	8056	117456-6
Todd Martin Sherwood	8057	117457-9
Matthew James Garrison	8058	117458-2
Jessica L. Wheeler	8059	117459-5
Michele Lyn Nelson	8060	117460-5
Anna My Vu	8061	117461-8
Kimberly A. Barth	8062	117462-1
Brian L. Entinger	8063	117463-4
Anna Marie Lindlief	8064	117464-7
Jason Dean Ernster	8065	117465-0
Meredith R. Evers	8066	117466-3
Mark J. Lindgren	8067	117467-6
Eric J. Brandvold	8068	117468-9
Jayne Lynn Westling	8069	117469-2
Rose Mueller	8070	117470-2
Jane M. Malmskog	8071	117471-5
Else Noelle Umbreit	8072	117472-8
Rita L. Franzoi	8073	117473-1
Daniel Robert Adams	8074	117474-4
Aaron Matthew Finley	8075	117475-7
Sherry Thell	8076	117477-3
Jennifer Lynn Chapman	8077	117476-0
Natalie Anne Pavek	8078	117478-6
Kristine J. Pederson	8079	117479-9
Jan Anita Anderson	8080	117480-9
Jaelyn May Smith	8081	117481-2
Laura Hogan Evenrud	8082	117482-5
Kirsten Chalupsky	8083	117483-8
Jonathan J. Rehtiene	8084	117484-1

Kimberly Furgason	8085	117485-4
Melanie Monnie	8086	117486-7
Denyse Marie Madden	8087	117487-0
Yoon Y. Huh	8088	117488-3
Matthew Nolan Splett	8089	117489-6
Steven J. Oksa	8090	117490-6
Bethanie Ann Larson	8091	117491-9
Tracy L. Litke	8092	117492-2
Sandra Kay Lindmark	8093	117493-5
Nicole Ahn Petrone	8094	117494-8
Ben Earl Anderson	8095	117495-1
Jeffrey Alan Ristau	8096	117496-4
Tracy Veronen	8097	117497-7
Rachael R. Halvorson	8098	117498-0

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Stephanie Beth Hanson	8099	117499-3
Andrea Lee Peterson	8100	117500-2
Christopher L. Dornack	8101	117501-5
Leslie Helou	8102	117502-8
Jennifer Beyer	8103	117503-1
Jennifer A. Donnelly	8104	117504-4
Stacy Peak	8105	117505-7
Kevin J. Currans	8106	117506-0
Amy Lynn Seelow	8107	117507-3
Michelle Chalupnik	8108	117508-6
Dawn Marie Hoeft	8109	117509-9
David Charles Gribble	8110	117510-9
Tricia Bea Hagedorn	8111	117511-2
Nicole Marie Madsen	8112	117512-5
Deanna Gengler	8113	117513-8
Kristin B. Weckwerth	8114	117514-1
Kristin C. Ferris	8115	117515-4
Krista Lynn Turner	8116	117516-7
Mary Jean Arndt	8117	117517-0
Michelle Lynn Hinojos	8118	117518-3
Lance McNab	8119	117519-6
Stefanie Ann Bradford	8120	117520-6
Jenny Lynn Sagehorn	8121	117521-9
Andrea K. Nasstrom	8122	117522-2
Jessica Marie Lawton	8123	117523-5
Jodi M. Robinson	8124	117524-8
Corissa Lynn Schnell	8125	117526-4
Gamal Phuly	8126	117527-7
Lisa M. Berg	8127	117528-0
Landen C. Sanderson	8128	117529-3
Erin Michelle Moline	8129	117530-3
Uyen X. Dinh	8130	117531-6
Ann F. Ramsdell	8131	117532-9
Hollie R. Amrein	8132	117533-2
Trisha Werner	8133	117534-5
Jodie Trites	8134	117535-8
Jessica Jean Leske	8135	117536-1
Jason R. Reames	8136	117537-4
Sandra L. Johnson	8137	117538-7
Christina Glasgow	8138	117539-0
Sara Lee Brodersen	8139	117540-0
Jeralyn J. Furst	8140	117541-3
Kristine M. Brincks	8141	117542-6

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Ryan William Lamberg	8142	117543-9
Eric Thomas Gangl	8143	117544-2
Jennifer Lee Jerabek	8144	117545-5
Sara A. Stichert	8145	117546-8
Li-Ping Yap	8146	117547-1
Amy J. Hagbom	8147	117548-4
Keri A. Hoss	8148	117549-7
Jaime Ann Williams	8149	117550-7
Jin Bom Song	8150	117551-0
Michele Hanson	8151	117552-3
Julie C. Moriak	8152	117553-6
Laura Lynn Borstad	8155	117556-5
Amy Elizabeth Doten	8156	117557-8
Amy E. Boedigheimer	8157	117558-1
Sheila Lightly	8158	117559-4
Joyce King Huen Lee	8159	117560-4
Stephanie Welliver	8160	117561-7
Erika Ann Klus	8161	117562-0
Megan Elizabeth Flynn	8162	117563-3
Amy Lynn Libby	8163	117564-6
Jason Thomas Cook	8164	117565-9
Matthew Duane Smith	8165	117566-2
Christine M. Schmidt	8166	117567-5
Jennifer Sydney Lund	8167	117568-8
Krista M. Pierson	8168	117569-1
Jodie Ann Zimmerman	8171	117572-7
Jody Beth Henry	8172	117573-0
Jarin M. Akerson	8173	117574-3
Daniel Thomas Gwynn	8174	117575-6
Craig P. Magarity	8175	117576-9
Jana Lee Strand	8176	117577-2
Stacy Lynn Belehar	8177	117578-5
Pamela Rae Revier	8178	117579-8
Jill E. Minard	8179	117580-8
Bryan Kirk Ridgley	8180	117581-1
Nicole Capitola-Nelson	8181	117582-4
Stephanie Jo Rippie	8182	117583-7
Aboro Abebe	8183	117584-0
McKenzie A. Woerdehoff	8184	117585-3
May Xia Lo	8185	117586-6
Dorothy J. Doyle	8186	117587-9
Nichole Jeanne Neumann	8206	117525-1

Mr. Holmstrom next presented to the Board a letter received from Pharmacist John Riegel relating to a request from an ophthalmologist that Mr. Riegel prepare certain “kits” of various medications, some of which are drug samples, for patients undergoing cataract surgery. Pharmacist Riegel is requesting guidance by the Board insofar as development of this kit is concerned. After a brief discussion of Mr. Riegel’s letter, the Board directed Mr. Holmstrom to obtain some additional information from Pharmacist Riegel so that the Board can properly evaluate his request.

The Board next reviewed a letter submitted by pharmacy technician Carol Darden requesting guidance from the Board insofar as certain patient counseling issues are concerned. After discussing Ms. Darden’s letter, the Board directed Mr. Holmstrom to respond to Ms. Darden indicating the Board’s position is that pharmacists and not pharmacy technicians should be discussing the proper use of dispensed medications by the patient.

There being no further business to come before the Board at this time, President Kassekert adjourned the meeting at approximately 2:30 p.m.

PRESIDENT

EXECUTIVE DIRECTOR