

Minnesota Board of Pharmacy

EIGHT HUNDRED AND TWENTY FIRST MEETING

At approximately 9:00 a.m., on June 20, 2012, 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, and Board of Pharmacy staff, Ms. Candice Fleming, Mr. Steven Huff, Ms. Karen Schreiner, and Ms. Patricia Eggers. The Board's President, Mr. James Koppen, called the meeting to order.

The Board immediately went into a closed session.

At the conclusion of the closed session, the meeting was reopened to the public.

The Board then discussed the minutes of the May 9, 2012 business meeting. Ms. Karen Bergrud moved and Mr. Stuart Williams seconded that the minutes be approved. The motion passed.

Ms. Karen Bergrud moved and Mr. Bob Goetz seconded to approve the items on the Consent Agenda and to approve the Consent Agenda. The motion passed. The Consent Agenda for this meeting was as follows:

- Variances
 - Variance Committee Report: approve
- CEATF Report:
 - CEATF Report: approve

Mr. Stuart Williams requested that a discussion of per diem for board members be added to the agenda. Mr. Ikram-Ul-Huq moved and Mr. Bob Goetz seconded to approve the remainder of the Agenda, with the addition requested by Mr. Williams. The motion passed.

The Board next considered variances that were deferred to the Board by the Variance and Policy Review Committee:

- ◆ Anoka-Metro Regional Treatment Center & St. Peter Regional Treatment Center
 - To allow remote pharmacy after hours order review and entry of physician medication orders by St. Peter Regional Treatment Center for these hospitals when the hospital pharmacy is closed - i.e. after normal hours of operation

Attending the meeting were Dr. Cynthia Kern, MN State Operated Services Pharmacy Director; Dr. Carisa Finke, Pharmacy Director at Anoka Metro Regional Treatment Center; and Dr. Steven Pratt, Medical Director for the Minnesota State Security Hospital. Dr. Wiberg and Ms. Candice Fleming provided the Board with information related to this request, including the impact of the newly adopted Minnesota Statutes §151.58. Dr. Wiberg pointed out that Board approval of the variance request would be contrary to the provisions of this newly enacted law. After a lengthy discussion, Ms. Laura Schwartzwald moved and Mr. Stuart Williams seconded that the variance request be denied. The motion passed.

- ◆ Gretchen Bonik
 - To continue to fulfill pharmacist-in-charge responsibilities at Littlefork Medical Center Pharmacy

Dr. Wiberg explained that new provisions in Minnesota Statutes Chapter 151, which were advocated by Littlefork Medical Center, make this variance request moot. Ms. Karen Bergrud moved and Mr. Stuart Williams seconded that the variance be denied. The motion passed.

- ◆ Bigfork Valley Pharmacy
 - Variances required to operate tele-pharmacies in Big Falls, Floodwood, and Northome

Ms. Candice Fleming presented the Board with information concerning these variance requests. Ms. Karen Bergrud moved and Mr. Bob Goetz seconded that the variance be approved for one year. The motion passed.

- ◆ Mayo Clinic Health System - Austin
 - Variances required to operate telepharmacies in Blooming Prairie and Leroy

Ms. Candice Fleming presented the Board with information concerning these variance requests. Ms. Laura Schwartzwald moved and Ms. Kay Hanson seconded that the variance be approved for one year on condition that Mayo Clinic Health System - Austin, update its policies and procedures to reflect the conditions normally placed on approved telepharmacy variances and submit them to the board within sixty days. The motion passed with Ms. Karen Bergrud abstaining.

- ◆ Sterling Drug
 - Variances required to operate telepharmacy in Adrian

Ms. Candice Fleming presented the Board with information concerning these variance requests. Ms. Karen Bergrud moved and Ms. Laura Schwartzwald seconded that the variance be approved for twelve months on condition that with the next renewal they provide workload statistics by day and staffing. The motion passed.

- ◆ Phillip Wattles
 - Variance to the rule that states that the Board may require an applicant for licensure by reciprocity who has not actively practiced pharmacy during the previous two years to take the NAPLEX

Dr. Wiberg provided the Board with background information on this request. Mr. Stuart Williams moved and Ms. Kay Hanson seconded that the variance be denied. The motion passed.

- ◆ Kittson Memorial Hospital
 - Computerized prescriber order entry (CPOE) variance
 - Cardinal, after-hours

Ms. Candice Fleming presented the Board with information concerning these variance requests. Mr. Bob Goetz moved and Mr. Ikram-UI-Huq seconded that the variance be approved for one year on condition that the policies and procedures be updated for CPOE to include: 1. definition of authorized prescribers; 2. definition of “timely manner” as it relates to the maximum number of hours that can elapse between receipt of a verbal order and sign-off; and 3. industry acceptable password security that includes an automatic sign-off time for inactivity on the computer. The motion passed.

Ms. Kay Hanson moved and Mr. Stuart Williams seconded that the Cardinal variance be approved and should expire with the rest of Cardinal’s variance requests. The motion passed.

The Board next discussed the following statutes and rules:

- ◆ Dr. Wiberg discussed recommendations that the Technician Training Advisory Committee developed regarding employer-based training program standards. After much discussion, Mr. Stuart Williams moved and Mr. Ikram-UI-Huq seconded that the board accept the Technician Training Advisory Committee recommendations. The motion passed.

- ◆ Dr. Wiberg next discussed approval of automated drug distribution systems. The board directed staff to follow either of two procedures:

1. A manufacturer of an automated drug distribution system may submit a request for review and approval of the system to the Board. The Board's Variance and Policy Review Committee (Committee) will review such requests. The Committee is authorized to request that the manufacturer submit the request for review and approval jointly with a partner pharmacy.

2. A manufacturer of an automated drug distribution system may initially submit a request for review and approval jointly with a partner pharmacy, without a request to do so by the Committee.

The Committee will forward its review and any recommendations to the full Board, which will formally approve or deny by the request. If the manufacturer makes any material changes to its system, it must notify the Board and request continued approval for its modified system.

◆ Dr. Wiberg presented information regarding federal legislation that would move hydrocodone from Schedule III to Schedule II. No action was taken at this time

Dr. Wiberg informed the board that he received a request that the ASHP National Residency Preceptors Conference count as a CE program for the purpose of meeting the Board's preceptor CE requirement. Ms. Kay Hanson moved and Mr. Stuart Williams that the request be granted. The motion passed.

Mr. Stuart Williams made a motion that the following policy be adopted. The policy is: "Day spent on board activities" means a day or any part thereof that a board member spends on board activities which include: regular and special meetings of the Board, Board committee and task force meetings, Board disciplinary proceedings, disciplinary case review meetings, representation of the Board at national, state, or local meetings or conferences, attendance at national, state, or local meetings or conferences pre-approved by the Board, and board member development activities, whether in person or by electronic means. Individual meeting preparation time is not included. Mr. Bob Goetz seconded the motion. The motion passed.

Dr. Wiberg presented the Board with information regarding office administration. No action was required at this time.

Dr. Wiberg next presented the Board with an update on the Minnesota Prescription Monitoring Program. No action was required at this time.

Dr. Wiberg next provided the Board with information regarding the District V meeting in August. He also informed the Board that there is an opening for the District V representative on the Executive Committee of the National Association of Boards of Pharmacy..

There being no further business requiring action by the Board, Mr. Stuart Williams moved to adjourn the meeting. The motion occurred at approximately 12:51 p.m. Ms. Kay Hanson seconded the motion. The motion passed.

PRESIDENT

EXECUTIVE DIRECTOR