

GEORGIA STATE BOARD OF PHARMACY
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
April 17, 2013
9:30 a.m.

The Georgia State Board of Pharmacy met on April 17, 2013 for the purpose of conducting business.

Board Members Present:

Al McConnell, Chairperson
Mike Faulk
Laird Miller
Chris Jones
Bill Prather
Ronnie Wallace

Staff Present:

Rick Allen, GDNA
Janet Wray, Senior Assistant Attorney General
Tanja D. Battle, Executive Director
Tamara Elliott, Board Support Specialist

Visitors

Ken Hodges
Amy Matistic
Jim Hinzman
Jayne Harmon
Helen Sloat
Scott Biddulph

Al McConnell established that a quorum was present and called the meeting to order at 9:37 a.m.

Open Session

9:30a.m. Pharmacy Rule Hearing: 480-2-.04 Examinations

There were no comments received regarding this rule.

Upon conclusion of the rule hearing, Bill Prather made a motion to adopt Rule 480-2-.04 Examinations. Ronnie Wallace seconded and the Board voted unanimously in favor of the motion.

Approval of Minutes from the March 13, 2013 Board Meeting

Laird Miller made a motion to approve minutes from the March 13, 2013 meeting. Chris Jones seconded and the Board voted unanimously in favor of the motion.

Report of Licenses Issued March 7, 2013- April 8, 2013

Laird Miller made a motion to approve the Report of Licenses issued March 7, 2013- April 8, 2013. Bill Prather seconded and the Board voted unanimously in favor of the motion.

Correspondence from Adrienne Vandergriff

After consideration, the Board directed staff to refer Ms. Vandergriff to code sections O.C.G.A. 26-4-113 and O.C.G.A. § 16-13.

Correspondence from Amy Mazloom: ACPE Provider

The Board suggests Amy Mazloom review the Board Rules. The Board determined that ACPE approved providers shall submit documentation to the Board of such approval every (2) years.

Correspondence from Bent Gay

The Board considered correspondence from Mr. Gay. The Board noted the changes that needed to be made and directed staff to answer his questions and thank him for his input. As part of the response, Mr. Gay is to be notified that the Board cannot supersede the DEA.

Correspondence from Martin R. Dix

The Board considered this correspondence which asked about whether or not it is permissible for a pharmacy to pay veterinarians a percentage of reimbursement received for prescriptions for veterinary drugs. The Board indicated it did not believe this was a legal practice and asked staff to refer correspondence to the Georgia Board of Veterinarian Medicine.

Correspondence from Randy Pelikan: Sinai Sample Proposal

Bill Prather made a motion to add Sinai Sample Proposal and MinuteMan Press to the approved vendors list. Chris Jones seconded and the Board voted unanimously in favor of the motion. Additionally, it was mentioned that the requirement for approval of such would no longer exist as a result of a change in the law during this past legislative session.

Ronnie Wallace made the motion, Mike Faulk seconded, and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2) and §43-1-2(k) to deliberate and to receive information on applications, investigative reports and the Assistant Attorney General’s report. Voting in favor of the motion were Al McConnell, Mike Faulk, Laird Miller, Chris Jones Bill Prather, and Ronnie Wallace.

Executive Session

Appearances:

10:00 a.m. J.H.

Al McConnell concluded Executive Session, in which no votes were taken, and declared Open Session.

Open Session

Correspondence from Steven Polymeros

The Board suggests staff extend an invitation to Mr. Steven Polymeros to make a presentation on the design and implementation of the CPOE System.

Correspondence from Stacy Nabors

After consideration, the Board indicated that a Pharmacy Technician Registration is required to assist the Pharmacist with an onsite audit.

Lakeview Behavioral Rule Waiver: 480-13-.05 (2).9 Physical Requirements

Bill Prather made a motion to approve, but if business model changes the waiver is null and void. Ronnie Wallace seconded and the Board voted unanimously in favor of the motion.

Michael B. Bloomfield Rule Waiver: 480-10-.12 Minimum Equipment for Prescription Departments

Bill Prather made a motion to approve, but if business model changes the waiver is null and void. Ronnie Wallace seconded and the Board voted unanimously in favor of the motion.

Georgia Drugs and Narcotics Agency - Rick Allen

Director Allen summarized the following bills and the impact of each to the Board:

HB57 – Synthetic Cannabinoids:

HB132 – Moves Boards of Pharmacy and Dentistry and GDNA to DCH

HB178 – Georgia Pain Management Clinic Act:

HB209 / SB132 – Board of Pharmacy Housekeeping:

HB213 – Board as sole authority to provide accreditation of retail pharmacies

HB302 – Annual Drug Update

SB132 – Board of Pharmacy Housekeeping:

SB133 – Increase penalties for illegal distribution of Drug Samples:

SB134 – Amend Prescriber as defined in PDMP law to include out-of-state prescribers

Laird Miller made the motion, Chris Jones seconded, and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2) and §43-1-2(k) to deliberate and to receive information on applications, investigative reports and the Assistant Attorney General’s report. Voting in favor of the motion were Al McConnell, Mike Faulk, Laird Miller, Chris Jones Bill Prather, and Ronnie Wallace.

Executive Session

The Board discussed the following:

Executive Director’s Report - Ms. Tanja D. Battle

Ms. Battle discussed renewal applications for 61 licensees.

Georgia Drugs and Narcotics Agency - Rick Allen

The Board discussed the F.P.

The Board discussed letter from W.G.

Cognizant’s Report – Tony Moye

- GDNA Case #T-30646A
- GDNA Case #T-30645B
- GDNA Case #T13-09
- GDNA Case #T13-10
- GDNA Case #T13-12
- GDNA Case #T13-13
- GDNA Case #T13-14
- GDNA Case #T13-17
- GDNA Case #B13-19
- GDNA Case #A13-20
- GDNA Case #T13-21
- GDNA Case #B-29974
- GDNA Case #B-30138
- GDNA Case #B-30152
- GDNA Case #B-30343
- GDNA Case #B-30359
- GDNA Case #A-30382

- GDNA Case #A-30480
- GDNA Case #T-30484
- GDNA Case #A-30651

Attorney General's Report - Janet Wray

Consent Orders

- S.D.
- G.P.
- E.H.
- T.L.
- P.J.M.
- P.N.
- S.G.
- C.P.

Cases to Discuss

- R.A.
- S.C.
- D.C.
- A.D.
- I.K.
- L.B.
- B.I.R.

Applications

- | | |
|--------------|---------------------------------|
| 1. A.A. | Pharmacy Technician |
| 2. C.A.H. | Pharmacy Technician |
| 3. C.F. | Pharmacy Technician |
| 4. H.L.R. | Pharmacy Technician |
| 5. J.S.G. | Pharmacy Technician |
| 6. J.D.M. | Pharmacy Technician |
| 7. K.L.S. | Pharmacy Technician |
| 8. K.M.B. | Pharmacy Technician |
| 9. L.D.G. | Pharmacy Technician |
| 10. M.C.G. | Pharmacy Technician |
| 11. M.L.T. | Pharmacy Technician |
| 12. N.B. | Pharmacy Technician |
| 13. N.M.L. | Pharmacy Technician |
| 14. S.L.N. | Pharmacy Technician |
| 15. S.J.R. | Pharmacy Technician |
| 16. S.L.B. | Pharmacy Technician |
| 17. T.M.R. | Pharmacy Technician |
| 18. T.R.L. | Pharmacy Technician |
| 19. T.M.J. | Pharmacy Technician |
| 20. H.H.S. | Pharmacist Certification of DTM |
| 21. A.M.C. | Pharmacist Renewal |
| 22. J.N.C. | Pharmacist Renewal |
| 23. J.L.J. | Pharmacy Reinstatement |
| 24. L.H.S. | Pharmacist Reciprocity |
| 25. A.J.G. | MPJE Exam |
| 26. G.U.S.A. | Disciplinary |
| 27. A.M.S.I. | Wholesaler Pharmacy |

28. B.S.A.H.S.	Wholesaler Pharmacy
29. H.S.A.M.	Wholesaler Pharmacy
30. R.P.	Manufacturer Pharmacy
31. J.D.	Pharmacist Intern
32. C.D.	Request to Terminate Probation
33. G.W.B.	Request to Terminate Probation
34. Y.P.	Request to Terminate Probation
35. C.T.W.	Request to Lift Probation
36. H.A.	Request to Lift Provision
37. H.H.	Appearance Request
38. K.S.	Appearance Request
39. T.E.W.	Pharmacist Applicant
40. G.A.M.	Self Report

Al McConnell concluded Executive Session, in which no votes were taken, and declared Open Session.

OPEN SESSION

VOTE:

Chris Jones made a motion to accept the following recommendations based on deliberations in Executive Session. Laird Miler seconded and the Board voted unanimously in favor of the motion.

Appearances:

J.H. Approve with Private Consent Order

The Board voted to waive the policy and fee for the pharmacists who were issued licenses after the deadline due to the administrative error.

F.P. Approve with Private Consent Order

The Board indicated that a response would need to be sent requesting one additional piece of information before the matter would be referred to the Attorney General’s Office. Ms. Battle will notify the applicant’s attorney regarding what is needed to proceed.

Bill Prather made a motion to accept the following recommendations. Ronnie Wallace seconded and the Board voted unanimously in favor of the motion

Cognizant’s Report – Tony Moye

- GDNA Case #T-30646A Approve with Letter of Concern
- GDNA Case #T-30645B Private Reprimand and Fine
- GDNA Case #T13-09 Deny Technician Registration Application
- GDNA Case #T13-10 Revoke Technician Registration
- GDNA Case #T13-12 Revoke Technician Registration
- GDNA Case #T13-13 Accept Signed Voluntary Surrender
- GDNA Case #T13-14 Accept Signed Voluntary Surrender
- GDNA Case #T13-17 Accept Signed Voluntary Surrender
- GDNA Case #B13-19 Accept Signed Voluntary Surrender
- GDNA Case #A13-20 Accept Signed Voluntary Surrender
- GDNA Case #T13-21 Accept Signed Voluntary Surrender
- GDNA Case #B-29974 Close with No Action
- GDNA Case #B-30138 Close with No Action

- GDNA Case #B-30152 Close with No Action
- GDNA Case #B-30343 Close with No Action
- GDNA Case #B-30359 Close with No Action
- GDNA Case #A-30382 Private Reprimand and Fine
- GDNA Case #A-30480 Close with No Action
- GDNA Case #T-30484 Revoke Technician Registration
- GDNA Case #A-30651 Private Reprimand and Fine

Attorney General's Report - Janet Wray

Consent Orders

- S.D. Accept Private Consent Order
- G.P. Accept Private Consent Order
- E.H. Accept Private Consent Order
- T.L. Accept Public Consent Order
- P.J.M. Accept Private Consent Order for Reinstatement
- P.N. Accept Private Consent Order
- S.G. Accept Private Consent Order
- C.P. Accept Private Consent Order

Applications

- | | | |
|----------------|---------------------------------|----------------|
| 1. A.A. | Pharmacy Technician | Approve |
| 2. C.A.H. | Pharmacy Technician | Approve |
| 3. C.F. | Pharmacy Technician | Approve |
| 4. H.L.R. | Pharmacy Technician | Approve |
| 5. J.S.G. | Pharmacy Technician | Approve |
| 6. J.D.M. | Pharmacy Technician | Approve |
| 7. K.L.S. | Pharmacy Technician | Refer to GDNA |
| 8. K.M.B. | Pharmacy Technician | Deny |
| 9. L.D.G. | Pharmacy Technician | Approve |
| 10. M.C.G. | Pharmacy Technician | Approve |
| 11. M.L.T. | Pharmacy Technician | Approve |
| 12. N.B. | Pharmacy Technician | Approve |
| 13. N.M.L. | Pharmacy Technician | Approve |
| 14. S.L.N. | Pharmacy Technician | Approve |
| 15. S.J.R. | Pharmacy Technician | Approve |
| 16. S.L.B. | Pharmacy Technician | Deny |
| 17. T.M.R. | Pharmacy Technician | Deny |
| 18. T.R.L. | Pharmacy Technician | Approve |
| 19. T.M.J. | Pharmacy Technician | Approve |
| 20. H.H.S. | Pharmacist Certification of DTM | Approve |
| 21. A.M.C. | Pharmacist Renewal | Must Reinstate |
| 22. J.N.C. | Pharmacist Renewal | Must Reinstate |
| 23. J.L.J. | Pharmacy Reinstatement | Deny |
| 24. L.H.S. | Pharmacist Reciprocity | Approve |
| 25. A.J.G. | Request to sit for MPJE Exam | Approve |
| 26. G.U.S.A. | Disciplinary | Approve |
| 27. A.M.S.I. | Wholesaler Pharmacy | Approve |
| 28. B.S.A.H.S. | Wholesaler Pharmacy | Approve |
| 29. H.S.A.M. | Wholesaler Pharmacy | Approve |
| 30. R.P. | Manufacturer Pharmacy | Deny |
| 31. J.D. | Pharmacist Intern | Approve |

32. C.D.	Request to Terminate Probation	Approve
33. G.W.B.	Request to Terminate Probation	Approve
34. Y.P.	Request to Terminate Probation	Approve
35. C.T.W.	Request to Lift Probation	Approve
36. H.A.	Request to Lift Provision	Approve
37. H.H.	Appearance Request	Approve
38. K.S.	Appearance Request	Approve
39. T.E.W.	Pharmacist Applicant	Approve
40. G.A.M.	Self Report	Refer to GDNA

No more business was discussed and the meeting adjourned 3:05 p.m.

The next Pharmacy Board meeting will be on Wednesday, May 8, 2013 at 9:30 a.m. at the Office of Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.