

The Georgia State Board of Pharmacy met on September 14, 2004 at the University of Georgia, School of Pharmacy, Athens, GA.

Members Present:

- Mickey Tatum, President
- Eddie Madden, Vice-President
- Charles Palmer
- Bill Prather
- Robbie Dial
- Judy Gardner
- Pat McPherson

Members Absent:

- Fred Barber

Staff Present:

- Bill Atkins, Director, Georgia Drugs and Narcotics Agency
- Rick Allen, Deputy Director, Georgia Drugs and Narcotics Agency
- Janet Wray, Assistant Attorney General
- Sylvia L. Bond, Executive Director, Georgia Board of Pharmacy
- Ylice Crews, Administrative Assistant

Visitors Present:

- Mr. Jim Bartling, Advocate
- Mr. Rick Karsten, GDNA
- Mr. Ronnie Higgins, GDNA

Mr. Tatum established that a quorum was present, and called the meeting to order at 10:05 a.m.

Mr. Prather moved, Ms. Gardner 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 review applications, deliberate on disciplinary matters, and to receive information on investigative reports. Voting in favor of the motion were those present who included Board Members Mr. Dial, Mr. Madden, Mr. McPherson and Mr. Palmer.

At the conclusion of EXECUTIVE SESSION the Board returned to **Open Session** to vote on the matters discussed in Executive Session and to conduct other Board business.

APPOINTMENT (S)

- The Board met with S.S. and her advocate, Mr. Jim Bartling, to discuss possible reinstatement of pharmacist license.
- The Board met with M.H. and his advocate, Mr. Jim Bartling, to discuss possible reinstatement of pharmacist license.
- The Board met with K.B. and her advocate, Mr. Jim Bartling, to discuss possible reinstatement of his pharmacist license.
- The Board met with G.M. and his advocate, Mr. Jim Bartling, to discuss possible reinstatement of his pharmacist license.

The following votes were made in reference to the appointments:

S.S., RPh: Mr. Dial made a motion to approve S.S.'s request for reinstatement of license. Mr. Madden seconded the motion and it carried unanimously.

M.H., RPh: Mr. Prather made a motion to approve M.H.'s request for reinstatement of license. Mr. Madden seconded the motion and it carried unanimously.

K.B., RPh: Mr. Palmer made a motion to approve K.B.'s request for reinstatement of license. Mrs. Gardner seconded the motion and it carried unanimously.

G.M., RPh: Mr. Madden made a motion to approve G.M.'s request for reinstatement of license. Mr. Prather seconded the motion and it carried unanimously.

The Board made the following votes regarding the submitted applications and requests:

Letter from Obinna Oji Odi, Pharmacist Intern PHI-009978: Mr. Madden made a motion to **approve** Mr. Odi's request to renew his pharmacist intern license to allow him to finish his last year of pharmacy school. Mr. Palmer seconded the motion and it carried unanimously.

Letter from Julius Williams, III: Mr. Williams called and cancelled his request to meet with the Board to discuss possible reinstatement of license.

Letter from Cliff Dogden, RPh: Mr. Madden made a motion to approve his request to lift the PIC restrictions. Mr. Palmer seconded the motion and it carried unanimously.

Review of Reinstatement Application of Richard T. Webb: Mr. Madden made a motion to schedule Mr. Webb for a personal appearance to discuss the possibility of reinstatement. Mrs. Gardner seconded the motion and it carried unanimously.

Letter form Phillip P. Orrell, RPh: Mr. Prather made a motion to lift Mr. Orrell's probation. Mr. Palmer seconded the motion and it carried unanimously.

Newly Licensed Pharmacists/Pharmacy Interns: Mr. Madden made a motion to **ratify** all newly licensed pharmacists/pharmacy interns. Mr. Palmer seconded the motion and it carried unanimously. (Attachment 1)

Listing of Administratively Approved Nuclear Pharmacist Applications: Mr. Prather made a motion to approve the nuclear pharmacist applications administratively approved by the Board staff. Mr. Madden seconded the motion and it carried unanimously. (Attachment 2)

Draft – August 18, 2004 Pharmacy Board Meeting Minutes and the September 1, 2004 Teleconference Minutes: Mr. Madden made a motion to approve both the August 18, 2004 Board Meeting Minutes and the September 1, 2004 Teleconference Minutes. Mrs. Gardner seconded the motion and it carried unanimously.

Janet Wray, Attorney General's Office:

- A status report (as of September 2004) on current cases was reviewed.
- Mrs. Wray presented the following consent order for approval:
 - Charles Moye

The following vote was made in reference to Mrs. Wray's report:

- **Charles Moye:** Mr. Madden made a motion to accept the Public Consent Order as signed by Mr. Moye. Mr. Prather seconded the motion and it carried unanimously.

Eddie Madden, Cognizant Board member reported on the following cases

- A04-20, A04-46, A04-49, A04-50, A04-51, A04-52, A-27097, B-27038, B-27054, B-27055 and B27093.

The following votes were made in reference to the Cognizant Member's report:

John Leffler, RPh001112: The cognizant member recommended accepting the Voluntary Surrender. Mr. Palmer made a motion to approve the recommendation. Mr. Prather seconded the motion and it carried unanimously.

#A04-46: The cognizant member recommended that a \$500 fine be imposed on the pharmacist with a public consent order for failure to properly dispose of abandoned drugs. In addition, the pharmacist must pay for the proper disposal of drugs and additional pharmaceutical supplies. Mr. Prather made a motion to approve the recommendation. Mr. Palmer seconded the motion and it carried unanimously.

#A04-49: The cognizant member recommended accepting a Private Interim Consent Order upon receipt. Mr. Prather made a motion to approve the recommendation. Mr. Palmer seconded the motion and it carried unanimously.

#A04-50: The cognizant member recommended accepting a Public Interim Consent Order upon receipt. Mr. Prather made a motion to approve the recommendation. Mr. Palmer seconded the motion and it carried unanimously.

#A04-51: The cognizant member recommended accepting a Public Interim Consent Order upon receipt. Mr. Prather made a motion to approve the recommendation. Mr. Palmer seconded the motion and it carried unanimously.

#A04-52: The cognizant member recommended accepting a Private Interim Consent Order upon receipt. Mr. Palmer made a motion to approve the recommendation. Mr. Prather seconded the motion and it carried unanimously.

#A-27097: The cognizant member recommended sending a letter of concern for failure to counsel. Mr. Prather made a motion to approve the recommendation. Mr. Palmer seconded the motion and it carried unanimously.

#B-27038 (Board Case #PHAR040080): Mr. Palmer made a motion to refer this case back to GDNA for further information to include pharmacy and patient records. The Board will continue their review in October. Mr. Dial seconded the motion and it carried unanimously.

#B-27054 (Board Case #PHAR040082A): The cognizant member recommended closing the case. Mr. Prather made a motion to approve the recommendation. Mr. Dial seconded the motion and it carried unanimously.

#B-27055 (Board Case #PHAR040082B): The cognizant member recommended closing the case. Mr. Prather made a motion to approve the recommendation. Mr. Dial seconded the motion and it carried unanimously.

#B-27093 (Board Case #PHAR050001): The cognizant member recommended closing the case. Mr. McPherson made a motion to approve the recommendation. Mr. Prather seconded the motion and it carried unanimously.

Exam Development and Testing:

The Board met with both Dr. Femi Ajayi and Mrs. Wanda Jackson to discuss plans for the September 15, 2004 Georgia Practical Examination. Ms. Jackson presented an overview of the exam. The Board confirmed that the two compounding prescriptions were ready along with the Patient Profiles and 30 questions for the Errors and Omissions.

The Board has requested that Mickey Tatum review and assist Dr. Ajayi in redesigning the answer sheet for future exams.

Sandy Bond, Executive Director, Georgia Board of Pharmacy:

- Mrs. Bond received a letter from Kroger requesting permission to proceed with a pilot program for their Central Fill System. Mr. Allen and Mrs. Bond will collaborate on a letter to Kroger explaining the Board's position.
- South University in Savannah, Georgia – Officials from this school will be attending a future board meeting to discuss several concerns/questions they have regarding testing schedules.

Bill Atkins, Director, Georgia Drugs & Narcotics Agency:

- A survey is being conducted to compare salaries of other pharmacist employed in other areas of state government. At this time, plans are underway to meet with the Governor to discuss these findings.
- Mr. Atkins is requesting assistance from the Board in drafting guidelines/policies for investigators who hold additional employment outside of GDNA.

Report from Mickey Tatum, President:

- Pharmacy Technicians – Mr. Tatum requested guidance from Board Members to determine how to regulate pharmacy technicians. Janet Wray, Board Attorney, stated the Georgia Board of Pharmacy currently does not have legal authority to register pharmacy technicians. The Board can require that pharmacies notify the Board of pharmacy technician employment changes only at this time.

There being no further business to be discussed, the meeting was adjourned at 5:15 p.m.

Mickey Tatum, President

Mollie L. Fleeman, Division Director
Professional Licensing Boards Division

Minutes Prepared By: Ylice Crews, Administrative Assistant
Reviewed/Edited By: Sylvia L. Bond, Executive Director