

ARKANSAS STATE BOARD OF PHARMACY
322 South Main St., Suite 600
Little Rock, AR 72201

The Arkansas State Board of Pharmacy met for a regular scheduled Board meeting on October 7, 2014. The meeting was held at the Arkansas State Board of Pharmacy office at 322 South Main Street, Suite 600, Little Rock, AR.

Tuesday, October 7, 2014

The meeting was called to order by Larry Ross, President. Members present were Lenora Newsome, P.D.; Stephanie O'Neal, P.D.; Steve Bryant, P.D.; Kevin Robertson, Pharm.D.; Percy Malone, P.D.; and Joyce Palla. Staff members present were John Kirtley, Pharm. D., Executive Director; Brenda McCrady, P.D, Assistant Director; Inspector Clyde Frazier, P.D.; Inspector Ron Ewing, P.D.; Lana Whitmore, CFO; and Brandon Robinson, Legal Counsel for the Board.

The minutes from the June 2014 meeting were presented and reviewed.

BOARD ACTION:

Dr. Malone made the motion that the minutes of the meetings be approved. Dr. Robertson seconded the motion. The vote for the motion was unanimous.

The Board interviewed candidates for Reciprocity. Each applicant was asked to complete a questionnaire regarding practice history, type of business and background. The following candidates were present:

Ajeesha Elizabeth Abraham
Tina Ann Alexander
Heather Erin Alford
Andrew James Aumann
Nicole D Avant
Heba Awadallah
Saurabh Bagai
Mina M Banoub
Dana Marie Bourassa
Tonya Rae Burkardt
Anthony Carl Caracci
Angela Tsui-Pui Cheng
Laura Beth Cialone
Jo Lynne Clauson
Olivia Irons Cleckler
Jeremy Scott Coffey

Mathew Allen Cole
Joanne Chung-Yan
Colegrove
Essie Latrice Collins
Charles Shields Conroy
Joshua Kenneth Cooke
John Pace Dowhal
Emily Goodman Edwards
Ashley Wimberly Ellis
Daniel G Embaye
Christie Camille Ezea
Michael Wayne Frye
Christopher Gilbert
Gretchen Marie Goedeken
Frances Alison Gray
William Albert Grbcich
Lisa Marie Haidinyak
Drayton Adam Hammond
Glenn Michael Hanson
Lawrence William
Hierholzer
Thomas Lee Hill
Mary Elizabeth Hulsey
Fenicia Lynnette Hutt
Heidi Fiorella Huynh
George Jackson
Theresa Nicole James
Amanda Jean Jehl
Cheryl Lynn Jezwinski
Raquel Marie Kaiser
George Thomas
Katsiyiannis
Deborah G Kelly
Robert Kilfeather
Tracy Marie Kirkpatrick
Richard Edward Kruse
Leah Joy Ku
Michelle Kristina Kutcher
Kristin Nicole Lambert
John Joseph Leighton
Aaron Craig Link
Linus Louis

Alexia Nannette Luthye
Sonia Victoria Mamus
Justin Neil Markham
Roy Allen Martin
Judith A Meme
Parissa S Mitchell
Kenneth Jon Morris
Mohsin A Naeem
Souchinda
Nanthavongdouangsy
Jonathan Kyle O'Brien
Brooke Zibilich Oglesby
Jonathan Michael
Ogurchak
Cynthia Anne Overmyer
Robin Charles Padgett
Bryan Lee Parker
Richard Bryan Patten
David Karl Perkins
Michelle Lynn Piel
Rachel Suzanne Pittman
Christine Mae Poling
Ronald J Pompeii
Crystal Ann Prewitt
Adam J Reyna
Anthony James
Ricciardone
Kathryn Leigh Richards
Katherine Ann Rubino
Syed M Saleem
Orin Blake Scott
Thomas Edward Spell
Steven Craig Spohn
Leslie Nichelle Stone
Anna Rachelle Strickland
Jacqueline Marie Sweeting
Kevin Dale Tapley
Michael Pate Vanderpoel
Laura Marie Wade
Cory Ward Wiggins
Jerrund T. Wilkerson
Samuel Ernest Willett

Craig Matthew Woodruff
Darren L. Worley
Rhonda Ann Yates

BOARD ACTION:

Dr. O'Neal made the motion to approve the above applicants for reciprocity.
Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Dr. O'Neal provided information regarding the Arkansas Pharmacist Association to the applicants.

Dr. Kirtley notified the applicants of the CE requirements for the 2014-2015 renewal period. There will be no hours required for the remainder of the 2014 calendar year. However, each applicant must obtain 15 hours of CE by December 31, 2015. Of those 15 hours, six hours must be live and six hours must be ACPE accredited. Dr. Kirtley also reminded the applicants that they must go online and manually enter their CE hours into the Arkansas Board of Pharmacy system.

Mrs. Whitmore presented the Board with the financial report for review.

BOARD ACTION:

Dr. Bryant made the motion to accept the financial report as presented. Dr. O'Neal seconded the motion. The vote for the motion was unanimous.

Lance Smith, owner of Smith Drug and Compounding, appeared before the Board to discuss expanding his current pharmacy's prime location by requesting approval to submit an application for a closed-door, central fill facility, specifically for multi-dose packaging. Dr. Smith explained that the physical expansion of his current business was not an option and he was considering using a building in the same area of his current location and he requested approval to operate this new pharmacy for less than the 40 hour per week requirement. The Board discussed this topic at length.

BOARD ACTION:

Dr. Robertson made the motion for Dr. Smith to submit the completed application for his new permit; if it goes before the Informal Committee, and should the Informal Committee agree that the permit complies with regulation, it should be allowed to approve the application subject to ratification by the full Board. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Mark Riley, Executive Director, Arkansas Pharmacist's Association, appeared to discuss the new DEA regulation which makes Hydrocodone a Schedule II drug. The Association is particularly concerned with the Missouri law which makes the refills invalid effective October 6, 2014, if it was written by a Missouri doctor. Dr. Riley stated

he wanted to ensure his information was accurate in order to pass it on to Arkansas pharmacists.

Brandon Robinson, legal counsel for the Board, spoke to the Board regarding Rules of Conflict for board members from the Arkansas Ethics Commission. He also spoke to the Board regarding Freedom of Information guidelines.

Dr. Kirtley presented the Board with the following Consent Orders for approval:

Consent Agreements

Arkansas Surgery and Endoscopy Center – HP020411
Cardinal Health – OS02041
Mountain Home Surgery Center, Inc. – HP01049
Precision Healthcare – OS02289
Promise Care Pharmacy – OS02203
QPharxmacy – OS02194

BOARD ACTION:

Dr. Malone made the motion to accept the Consent Agreements for the licensees as presented. Dr. Newsome seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with the following Voluntary Surrenders for approval:

Voluntary Surrenders

Abbe Devall – PT01884
Avis Theppradeth Viravongsa – PT01434
Deanna L. Garrison – PT92436
Latisha Chastain – PT97453

BOARD ACTION:

Dr. Newsome made the motion to accept the Voluntary Surrenders as presented. Dr. Malone seconded the motion. The vote for the motion was unanimous.

Dr. Kirtley presented the Board with the following Preliminary Consent Order:

Preliminary Consent Order

Elijah Remington Vinson – PD10828

BOARD ACTION:

Dr. Malone made the motion to accept the Preliminary Consent Order as presented. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Wednesday, October 8, 2014

The meeting was called to order by Larry Ross, P.D., President. Members present were Lenora Newsome, P.D.; Stephanie O'Neal, P.D.; Steve Bryant, P.D.; Kevin Robertson, Pharm.D.; Percy Malone, P.D.; Tom Warmack, P.D.; and Joyce Palla. Staff members present were John Kirtley, Pharm. D., Executive Director; Brenda McCrady, P.D, Assistant Director; Inspector Clyde Frazier, P.D.; Inspector Ron Ewing, P.D.; Lana Whitmore, CFO; and Brandon Robinson, Legal Counsel for the Board.

BOARD ACTION:

Dr. Newsome made the motion that the Board adjourn into Executive Session. Dr. O'Neal seconded the motion. The vote was unanimous.

BOARD ACTION:

Dr. Newsome made the motion to reconvene the regular Board meeting into session. Dr. O'Neal seconded the motion. The vote was unanimous. Dr. Malone was not present to vote.

BOARD ACTION:

Dr. Bryant made the motion to approve the Executive Director's annual evaluation. Dr. Robertson seconded the motion. The vote was unanimous. Dr. Malone was not present to vote.

The Arkansas State Board of Pharmacy held a public hearing at the Arkansas State Board of Pharmacy, 322 South Main, Suite 600, Little Rock, AR 72201. The following regulation changes were considered:

Regulation 07 – Drug Products/Prescriptions

Proposed changes will adopt language defining how pharmacists may therapeutically substitute a therapeutically equivalent product if allowed by a prescriber in accordance with Arkansas Act 274 of 2013.

The floor was opened up to public comment.

Leo House and Martin Marks, with Pharma, appeared to oppose the proposed changes.

Kim Arnold, with NAMI Arkansas, appeared to oppose the proposed changes.

Bill and Bradley Phillips, Inspirations Day Treatment, appeared to oppose the proposed changes.

Dennis McAllister, with Express Scripts, appeared in support of the proposed changes.

Scott Pace, from the Arkansas Pharmacists Association, appeared in favor of the proposed changes.

BOARD ACTION:

Dr. Newsome made the motion to accept the proposed changes to Regulation 7 as presented. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

The Public Hearing was closed at 10:10 a.m.

Andrew Brigant and Catherine Parker appeared before the Board on behalf of PointClickCare to request approval to implement their paperless/order software in Arkansas. The software allows a licensed nurse to input a telephone/written order into the system, the order is transmitted to a pharmacy for pharmacist review, and then dispensed to a nursing home or assisted living facility.

BOARD ACTION:

Dr. Malone made the motion that the Board will consider PointClickCare's presentation, and that the staff will work with the company to resolve any issues. Dr. Bryant seconded the motion. The vote for the motion was unanimous.

Representatives from PipelineRx appeared before the Board to provide an update as requested by the Board.

Dr. Kim Light appeared before the Board by request of Mr. Ross to provide information regarding the history of the Pharmacy Support Group. Dr. Light spoke about the history of the organization, as well as the current monitoring process.

Cindi Pearson, Pharm.D., appeared before the Board of behalf of Maxor Correctional Pharmacy Services. Dr. Pearson requested an increase of certain medications for their emergency kits.

BOARD ACTION:

Dr. Bryant made the motion to allow the addition of one two-pack Epi-Pens for their small sites and two two-packs Epi-Pens for large sites, replacing Doxycycline with Minocycline, adding Ivermectin 3mg, and one vial of Lantus per facility. Dr. O'Neal seconded the motion. The vote for the motion was unanimous. Dr. Malone was not present to vote.

Dean Stephanie Gardner appeared before the Board to update them on College of Pharmacy matters. Dr. Gardner gave a positive report regarding students and faculty. She stated they are putting in a proposal which will allow students to be better prepared to be a part of a medical team. She said this will be done with students from the other medical colleges at UAMS. She said they will be providing CE which will be pooled by

the three medical colleges at UAMS to provide CE to all health care professionals together.

Jeff Mercer from Harding University of College of Pharmacy appeared before the Board with an update. He discussed the new president, their mission, and accreditation standards. He discussed the service opportunities in the state from a mission standpoint. He said the students had the opportunity to be a part of charitable clinics. He said with the Affordable Healthcare Act, the number of patients serviced at those clinics had dwindled. He told the Board that if they know of any charitable opportunities to let him know.

Denise Robertson with the Arkansas Prescription Monitoring Program appeared before the Board to update the Board on the monitoring program. She stated they have been in business for 18 months. They have 100% of the in-state pharmacies uploading their data in the system. Out of state pharmacy users are at 98-99%. Dr. Robertson stated that as of October 1st, there were 15.7 million records in the database. She said that the momentum is moving toward states sharing data from monitoring programs with other states, specifically with Border States.

Steve Varady, Arkansas State Drug Director, appeared in front of the Board to give an update. Mr. Varady gave a positive report on the Prescription Drug Summit. He said that pharmacists were the largest professional group that was represented at the Summit. He also discussed the Arkansas Prescription Drug Take Back Program, and hosting a Drop Box.

Eric Johnson, Director of Pharmacy, Wadley Regional Medical Center at Hope, appeared in front of the Board to request approval for an off-site order entry facility for the Wadley Regional Medical Center at Texarkana to service the Hope site. He is also asking for a contingency plan which will allow Cardinal Health to provide backup if necessary.

BOARD ACTION:

Dr. Newsome made the motion that Wadley Regional Medical Center at Texarkana be approved as the off-site order entry facility for Wadley Regional Medical Center at Hope. Dr. Robertson seconded the motion. The vote for the motion was unanimous.

Patrick Jackson, Director of Pharmacy, Baptist Hot Springs County, and David Cox, Director of Pharmacy, Baptist Little Rock, appeared before the Board to request an off-site order entry system. During the hours when a pharmacist is not on site at the Malvern Baptist location, all medication orders will be reviewed and verified by pharmacists on duty at Baptist Health Medical Center – Little Rock.

BOARD ACTION:

Dr. Malone made the motion that the request be approved. Dr. Bryant seconded the motion. The vote for the motion was unanimous. Dr. Robertson was not present for the vote.

Bill Fechtelkrotter, First Choice Medical Supply appeared before the Board to discuss genetic and genomic testing of patients. Mr. Fechtelkrotter presented a slide show which explained the reasons and some of the processes for genetic and genomic testing of patients.

Dr. Kirtley presented several items for discussion. The Board discussed electronic recording, the definition of a prescription, dates for the February Board meeting, and dates for the December informal meeting.

Dr. Kirtley presented the Board with the following orders:

Order to Dismiss All Charges

Anita Treas – PD08200

Voluntary Surrender

Karri Brawley – PT88069

Probation Consent Order

Mark Price – PD10482

Consent Agreements

Janet B. Castleberry – PD10665

Caleb Craig – PD11861

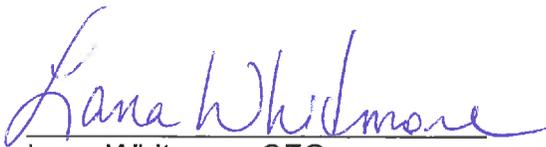
BOARD ACTION:

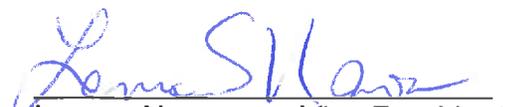
Dr. Newsome made the motion to accept the orders as presented. Dr. Warmack seconded the motion. The vote for the motion was unanimous. Dr. Malone was not present to vote.

Dr. Kirtley discussed revamping the current staff positions in order to reclassify a present position in order to accommodate a new attorney position.

The meeting was adjourned.

Approved for the Board:


Lana Whitmore, CFO


Lenora Newsome, Vice President