

**Maryland Board of Pharmacy
Public Board Meeting**

**Agenda
May 17, 2017**

Name	Title	Present	Absent	Present	Absent
Board Committee					
Ashby, D.	Commissioner				
Bouyoukas, E	Commissioner				
Evans, K.	Commissioner				
Gavgani, M. Z.	Commissioner/President				
Hardesty, J.	Commissioner				
Leikach, N.	Commissioner				
Morgan, K.	Commissioner				
Oliver, B	Commissioner				
Peters, Roderick	Commissioner				
St. Cyr, II, Z. W.	Commissioner/Secretary				
Toney, R.	Commissioner				
Yankellow, E.	Commissioner				
Board Counsel					
Bethman, L.	Board Counsel				
Felter, B.	Staff Attorney				
Board Staff					
Speights-Napata, D.	Executive Director				
Fields, E.	Deputy Director /Operations				
Wu, Y.	Deputy Director/Programs				
Page, A.	Executive Administrative Associate				
Logan, B.	Legislation/Regulations Manager				

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)
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I. Executive Committee Report(s)	A.) M. Gavgani, Board President B.) Z. St. Cyr, II, Secretary	<p><i>Members of the Board with a conflict of interest relating to any item on the agenda are advised to notify the Board at this time or when the issue is addressed in the agenda.</i></p> <ol style="list-style-type: none"> 1. Call to Order 2. Sign-in Introduction and of meeting attendees – <i>(Please indicate on sign-in sheet if you are requesting CE Units for attendance)</i> 3. Distribution of Agenda and packet materials 4. Review and approve April 2017 Public Meeting Minutes 																
II. A. Executive Director Report	D. Speights-Napata, Executive Director	<ol style="list-style-type: none"> 1. Operations Updates 2. Meetings Update 																
B. Operations	E. Fields, Deputy Director/ Operations	<ol style="list-style-type: none"> 1. Administration and Public Support (APS) Unit Updates 2. Management Information Systems (MIS) Unit Updates 																
C. Licensing	Y. Wu, Compliance Manager	<ol style="list-style-type: none"> 1. Unit Updates 2. Monthly Statistics <table border="1" data-bbox="745 1166 1486 1406"> <thead> <tr> <th>License Type</th> <th>New</th> <th>Renewed</th> <th>Reinstated</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Distributor</td> <td>4</td> <td>153</td> <td>0</td> <td>1,206</td> </tr> <tr> <td>Pharmacy</td> <td>19</td> <td>0</td> <td>0</td> <td>2,099</td> </tr> </tbody> </table>	License Type	New	Renewed	Reinstated	Total	Distributor	4	153	0	1,206	Pharmacy	19	0	0	2,099	
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D. Compliance	Y. Wu, Compliance Manager	<p>1. Unit Updates</p> <p>2. Monthly Statistics</p> <p>Complaints & Investigations:</p> <p>New Complaints - 25 Resolved (Including Carryover) – 52 Actions within Goal – 37/52 Final disciplinary actions taken – 4 Summary Actions Taken – 0 Average days to complete - 0</p> <p>Inspections:</p> <p>Total - 157 Annual Inspections - 137 Opening Inspections - 13 Closing Inspections - 0</p>	
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		Relocation/Change of Ownership Inspections - 1 Board Special Investigation Inspections –6 OCSA Closing Inspections – 2	
E. Legislation & Regulations	B. Logan, Legislation and Regulations Manager	<u>1. COMAR 10.34.02.03 D Proof of Proficiency in English</u> <u>2. COMAR 10.34.18 Continuing Education for Pharmacists</u> <u>3. COMAR 10.34.37 Pharmacy Permit Holder Requirements — Wholesale Distribution and Non-Resident Pharmacy Operations</u>	
III. Committee Reports A. Practice Committee		<u>4. Steve Bouyoukas- Practice Response</u> <u>5. Mikes Pharmacy- Practice Response</u> <u>6. Kristin Tallent- Practice Response</u> <u>7. Thishanthi Wijewickrama- Practice Response</u>	
B. Licensing Committee	D. Ashby, Chair	1. Review of Pharmacist Applications: <ol style="list-style-type: none"> a. A. George - Licensed Pharmacist submitted an application for vaccination registration. Response: Pharmacist provided certification issued by Drug Store News and the Collaborative Education Institute. These are providers of continuing pharmacy education through ACPE. This immunization program offers 20 hours of practice-based instruction (18 hours are didactic and 2 hours are live workshop). <i>Licensing Committee's Recommendation:</i> Approve 	

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		<p>Note: Rite Aid Pharmacy submitted the same immunization training for approval. Committee also voted to approve.</p> <p>b. A. Ghabra - Applicant is requesting to use her 1,500 intern hours obtained in West Virginia towards the 520 pharmacy experience hours requirement for Pharmacists. <u>Licensing Committee's Recommendation:</u> Applicant has two options:</p> <ol style="list-style-type: none"> 1. Work in West Virginia as a Pharmacist to obtain pharmacist experience; or 2. Apply as an exam applicant. <p>c. J. Clemons - Reciprocity applicant was asked to provide a detailed explanation of her job duties and responsibilities as the PGY2 Geriatric Pharmacy Resident. Response:</p> <ul style="list-style-type: none"> • Provide training and educational activities for health care professional students in different disciplines including pharmacy, nurse practitioner, social work, nursing and medical students at VCU Health. • Prepare upcoming geriatric-focus courses, create active learning opportunities for students, and participate in Foundations Laboratory activities at VCU School of Pharmacy. • Provide formal didactic teaching lectures to pharmacy students at VCU School of Pharmacy. • Optimize the continuum-of-care of geriatric patients through transition of care services, 	
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		<p>including medication reconciliation and discharge planning in inpatient settings.</p> <ul style="list-style-type: none"> • Work with community-dwelling seniors to manage and improve medication use. • Participate in interdisciplinary rounds by providing geriatric pharmacotherapy knowledge. • Complete medication therapy management services for long-term care residents. • Optimize medication management for residents residing in inpatient hospice and palliative care services. • Complete one research project with original data. • Participate in scholarly opportunities including case reports, literature reviews, medication use evaluation, grant writing workshops, book chapter development, journal peer reviews. <p><u>Licensing Committee's Recommendation:</u> Approve</p> <p>d. L. C. - Pharmacist renewed the license on March 08, 2017 but passed away on April 11, 2017. Licensee's mother, paid for the licensee's renewal fee from her own checking account and is requesting a refund. Wage check received on May 2, 2017 indicates licensee has not worked.</p> <p><u>Licensing Committee's Recommendation:</u> Approve Refund</p> <p>2. Review of Pharmacy Intern Applications:</p>	

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		<p>a. J. Seo - Applicant asks if working as a post-doctoral fellow at Johns Hopkins doing Outcome research can be counted as internship hours. Applicant's job and duties include the following:</p> <ul style="list-style-type: none"> • Performs research that promotes a patient-focused drug development (PFDD), led by the Leukemia and Lymphoma Society (LLS), which seeks to develop, administer, analyze, interpret, and disseminate novel instruments to measure patient prioritization of worries and patient preferences for the benefits and risks of treating acute myeloid leukemia (AML). • Conducts qualitative interviews to engage diverse stakeholders in Instrument development, organized comprehensive literature reviews to assist benefit-risk assessment, and designed, pretested, and piloted the instruments using a community-engagement approach. • Manages site recruitment, institutional review board submissions, data collections, data managements, and data analysis. <p><i>Licensing Committee's Recommendation:</i> Deny. Must practice under the supervision of a pharmacist.</p> <p>DANIEL ASHBY AND MITRA GAUGANI RECUSED</p> <p>3. Review of Pharmacy Technician Applications:</p> <p>a. C. Mays - Requesting extension to the six-month training period. Her start date with CVS was November 5, 2016. Ms. Mays requested a transfer to another CVS pharmacy, which caused her to be absent from February 14, 2017, through</p>	

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		<p>April 10, 2017. During this time, she states she had no access to LearNet (CVS employee portal) to complete her modules. She was not in the pharmacy during that time.</p> <p><u>Licensing Committee's Recommendation:</u> Grant three month extension to complete the six-month training program.</p> <p>4. Review of Distributor Applications:</p> <p>a. Americares - Renewing Distributor is formally requesting an extension if the background results are not received prior to the expiration of the Distributor permit. Company has submitted the renewal application and has also submitted the background requests to the FBI.</p> <p><u>Licensing Committee's Recommendation:</u> Approve</p> <p>b. Background Results Extension - How are other requests for extensions on the receipt of the background results to be handled?</p> <p><u>Licensing Committee's Recommendation:</u> If applicant submitted renewal application by or postmarked May 1, 2017, and has also submitted for Federal and State background checks, the applicant may continue to operate past its expiration date.</p> <p>5. Review of Pharmacy Applications:</p> <p>a. A. Adebajo - Pharmacist/Owner is requesting a waiver of the application fee required to submit new pharmacy application. Her request is based on having renewed her previous pharmacy permit in 2016. However, the pharmacy was closed on October 31, 2016.</p>	
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		<p style="text-align: center;"><u>Licensing Committee's Recommendation:</u> Deny</p> <p>6. Review of Pharmacy Technicians Training Programs:</p> <p>a. Giant Eagle - Requesting approval as a training program and examination.</p> <p><u>Licensing Committee's Recommendation:</u> Denied due to the following:</p> <ol style="list-style-type: none"> 1. Does not include requirements and professional standards for Prepackaging. 2. Does not include requirements and professional standards for Distributing. 3. Does not show descriptions of 160 hours of documented work experience. <p>7. New Business:</p> <p>a. Drug Repository Application - Update to simplify the language on the Drug Repository application.</p> <p><u>Licensing Committee's Recommendation:</u></p> <ol style="list-style-type: none"> 1. Remove Section 3 and retain Section 4 of the Drug repository application. 2. Update the Certificate to accurately reflect the service provided. <p>b. Out of State Pharmacist Communication with Maryland - Questions were raised regarding potential licensure requirements under a proposed model where a pharmacist operating from a licensed pharmacy in another state will be communicating with patients located in Maryland. The pharmacist will not be providing patient counseling related to a prescription, and the pharmacy from which the pharmacist is working does not dispense to Maryland patients or otherwise ship any prescription drugs into</p>	
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		<p>Maryland. Patient communications will include Instant Messaging, where the patients can ask the pharmacist questions, as well as other forms of communication by telephone or other electronic communication methods to optimize/switch prescriptions, monitor drug therapy, review medications, and otherwise engage patients about medications they are currently taking.</p> <ol style="list-style-type: none"> 1. Would a nonresident pharmacy permit not be required because the pharmacy is not shipping, mailing, or delivering drugs to patients in Maryland? and 2. Would the pharmacist that communicates with Maryland patients as described above have to be licensed as a pharmacist in Maryland? <p><i>Licensing Committee's Recommendation:</i> Pharmacist must be licensed with state of Maryland.</p> <p>c. Reciprocating applicants - Does the pharmacy experience for reciprocity applicants need to be done under their pharmacist license or can it be done under their intern registration?</p> <p><i>Licensing Committee's Recommendation:</i> Experience should be performed under their pharmacist license.</p>	
C. Public Relations Committee		Public Relations Committee Update	
D. Disciplinary	K. Morgan, Chair	Disciplinary Committee Update Refer to Practice Committee about adding regulations on posting of active CPR cards for pharmacists holding active vaccine certification issued the Board.	

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E. Emergency Preparedness Task Force		Emergency Preparedness Task Force Update	
IV. Other Business & FYI	M. Gavgani, President		
V. Adjournment	M. Gavgani, President	<p>A. The Public Meeting adjourned.</p> <p>B. M. Gavgani convened a Closed Public Session to conduct a medical review committee evaluation of confidential applications.</p> <p>C. The Closed Public Session was adjourned. Immediately thereafter, M. Gavgani convened an Administrative Session for purposes of discussing confidential disciplinary cases.</p> <p>D. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Closed Public Session and the Administrative Session.</p>	