

**Maryland Board of Pharmacy
Public Board Meeting**

**Agenda
December 18, 2024**

Name	Title	Present	Absent
Evans, K.	Commissioner		
Fink, K.	Commissioner		
Geigher, P.	Commissioner/Treasurer		
Hardesty, J.	Commissioner		
Leikach, N.	Commissioner		
Masood, M.	Commissioner		
Oliver, B.	Commissioner		
Oriafo, A.	Commissioner		
Patel, A.	Commissioner		
Robinson, D.	Commissioner/Pharmacy Technician		
Rusinko, K.	Commissioner/President		
Slagle, K.	Commissioner		
Vázquez, J.	Commissioner/Secretary		
Bethman, L.	Board Counsel		
Felter, B.	Board Counsel		
Speights-Napata, D.	Executive Director		
Partin, J.	Director of IT, Budget & Procurement		
Vacant	Licensing Manager		
Leak, T.	Compliance Director		
Gaskins, J.	Legislative Liaison		
Watts-Vess, S	Communications Manager		

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)										
I. Executive Committee Report(s)	<p>A.) K. Rusinko, Board President</p> <p>B.) J. Vazquez, Secretary</p>	<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 – (Please indicate on sign-in sheet if you are requesting CE Units for attendance) 3. Distribution of Agenda and packet materials 4. Review and approve November 2024 Public Meeting Minutes 											
II. A. Executive Director Report	D. Speights-Napata Executive Director	<ol style="list-style-type: none"> 1. Meeting Update 2. Staff Update 											
B. New Business	K. Rusinko, Board President												
C. Operations	J. Partin, IT Director Budget & Procurement	<ol style="list-style-type: none"> 1. Procurement and Budget Updates <ol style="list-style-type: none"> a. November Financials 2. Management Information Systems (MIS) Unit Updates 											
D. Licensing	K. Slagle, Chair	<ol style="list-style-type: none"> 1. Unit Updates 2. Monthly Statistics <table border="1" data-bbox="772 1268 1535 1352"> <thead> <tr> <th>License Type</th> <th>New</th> <th>Renewed</th> <th>Reinstated</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	License Type	New	Renewed	Reinstated	Total						
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		<table border="1"> <tbody> <tr> <td data-bbox="701 237 928 315">Distributor</td> <td data-bbox="928 237 1079 315">13</td> <td data-bbox="1079 237 1230 315">1</td> <td data-bbox="1230 237 1381 315">0</td> <td data-bbox="1381 237 1522 315">1,579</td> </tr> <tr> <td data-bbox="701 315 928 393">Pharmacy</td> <td data-bbox="928 315 1079 393">12</td> <td data-bbox="1079 315 1230 393">0</td> <td data-bbox="1230 315 1381 393">0</td> <td data-bbox="1381 315 1522 393">2,097</td> </tr> <tr> <td data-bbox="701 393 928 470">Pharmacist</td> <td data-bbox="928 393 1079 470">48</td> <td data-bbox="1079 393 1230 470">485</td> <td data-bbox="1230 393 1381 470">2</td> <td data-bbox="1381 393 1522 470">12,850</td> </tr> <tr> <td data-bbox="701 470 928 548">Vaccination</td> <td data-bbox="928 470 1079 548">15</td> <td data-bbox="1079 470 1230 548">214</td> <td data-bbox="1230 470 1381 548">0</td> <td data-bbox="1381 470 1522 548">5,292</td> </tr> <tr> <td data-bbox="701 548 928 672">Pharmacy Intern - Graduate</td> <td data-bbox="928 548 1079 672">1</td> <td data-bbox="1079 548 1230 672">0</td> <td data-bbox="1230 548 1381 672">0</td> <td data-bbox="1381 548 1522 672">33</td> </tr> <tr> <td data-bbox="701 672 928 782">Pharmacy Intern – Student</td> <td data-bbox="928 672 1079 782">6</td> <td data-bbox="1079 672 1230 782">7</td> <td data-bbox="1230 672 1381 782">0</td> <td data-bbox="1381 672 1522 782">374</td> </tr> <tr> <td data-bbox="701 782 928 860">Pharmacy Technician</td> <td data-bbox="928 782 1079 860">107</td> <td data-bbox="1079 782 1230 860">273</td> <td data-bbox="1230 782 1381 860">3</td> <td data-bbox="1381 782 1522 860">10,613</td> </tr> <tr> <td data-bbox="701 860 928 971">Pharmacy Technician-Student</td> <td data-bbox="928 860 1079 971">0</td> <td data-bbox="1079 860 1230 971">0</td> <td data-bbox="1230 860 1381 971">0</td> <td data-bbox="1381 860 1522 971">35</td> </tr> <tr> <td data-bbox="701 971 928 1049">TOTAL</td> <td data-bbox="928 971 1079 1049">202</td> <td data-bbox="1079 971 1230 1049">980</td> <td data-bbox="1230 971 1381 1049">5</td> <td data-bbox="1381 971 1522 1049">33,186</td> </tr> </tbody> </table>	Distributor	13	1	0	1,579	Pharmacy	12	0	0	2,097	Pharmacist	48	485	2	12,850	Vaccination	15	214	0	5,292	Pharmacy Intern - Graduate	1	0	0	33	Pharmacy Intern – Student	6	7	0	374	Pharmacy Technician	107	273	3	10,613	Pharmacy Technician-Student	0	0	0	35	TOTAL	202	980	5	33,186	
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E. Compliance	T. Leak, Compliance Director	<p>1. Unit Updates</p> <p>2. Monthly Statistics</p> <p>Complaints & Investigations:</p> <p>New Complaints – 44</p> <ul style="list-style-type: none"> ● Refusal to Fill - 3 ● Unprofessional Conduct - 2 ● Inspection Issues - 20 ● Medication Error - 3 																																														

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		<ul style="list-style-type: none"> ● Customer Service - 2 ● Licensing - 3 ● Unlicensed Personnel- ● Out of State Disciplinary Actions - 2 ● Employee Pilferage - 6 ● Miscellaneous - 1 <p>Resolved - 32 Actions within Goal - 32/32 Formal (Final) Disciplinary actions voted on - 5 Summary Actions voted on - 0 Average Days to Complete - N/A</p> <p>Regulatory Inspections: Total - 91 Annual Inspections - 74</p> <ul style="list-style-type: none"> ● Chain - 35 ● Independent - 14 ● Sterile Compounding - 9 ● Repository - 6 ● Comprehensive Care - 1 ● Hospital - 3 ● Supplemental Assisted Living - 4 ● Follow up - 0 ● Distributor - 2 ● Attempted- 0 <p>Openings/Remodels/Relocations - 13 Closing Inspections - 4 Change of Ownership - 0 Pending Opening – 1 Pending Closing - 2</p>	

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F. Legislation & Regulations	J. Gaskins, Legislative Liaison	<u>Legislation</u> <u>Regulations</u> Prescription Labeling for Visually Impaired Individuals	
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<p>III. Committee Reports</p> <p>A. Practice Committee</p>	<p>K, Evans, Chair</p>	<p>Q1) M. Regenbogen -</p> <p>I am reaching out regarding a dispensing related request on behalf of a client. I represent a free, nonprofit health clinic in Maryland that would like to begin dispensing certain over the counter and prescription drugs to its uninsured patient population in partnership with Dispensary of Hope, a charitable pharmaceutical distributor. The clinic does not intend to dispense any controlled substances. The clinic currently employs and has volunteer practitioners that include licensed physicians, dentists, and nurse practitioners and the clinic’s medical director is a nurse practitioner.</p> <p>I’ve been exploring what permits and requirements will apply to its intended dispensing activities. Maryland Code, Health-Occupations § 12-102(g) seems to provide a broad exemption allowing dentists, physicians, and nurses to dispense prescription drugs in the course of treating a patient at a nonprofit clinic without the need for a dispensing permit that would ordinarily be required for these licensees at other practice locations.</p> <p>Dispensary of Hope primarily works with clinics with physicians as the medical director with dispensing oversight, and has requested a letter from the Maryland Board of Pharmacy confirming the medical director’s legal authority to dispense as a nurse practitioner. Maryland Code, Health-Occupations §12-102(g) provides that a nurse is not prohibited from dispensing at a nonprofit clinic, and the Board of Nursing’s statute and regulations at Maryland Code, Health-Occupations § 8-508(c)(2) and COMAR 10.27.27.07A(2) further confirm a nurse practitioner’s legal permission to dispense without a permit at a nonprofit clinic. I’m wondering whether the Maryland Board of Pharmacy is willing to issue a letter regarding a nurse practitioner’s legal authority to dispense in Maryland at a nonprofit clinic based on the Board of Pharmacy’s Code provision at Maryland Code, Health-Occupations</p>	
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		<p>§ 12-102(g)?</p> <p>Answer: Please contact the Maryland Board of Nursing, 4140 Patterson Ave., Baltimore, MD 21205, 410-585-1900.</p> <p>Q2) C. Beran -</p> <p>I recently became licensed as a pharmacist in the state of Maryland in June of this year. I am reaching out to request approval according to COMAR 10.34.31.01 to dispense at a clinic that is operated on a nonprofit basis and is not otherwise required to possess a pharmacy permit.</p> <p>Please the requested information below:</p> <p>(1) <i>The name and license number of the pharmacist;</i></p> <p style="text-align: center;">REDACTED</p> <p style="text-align: center;">REDACTED</p> <p>(2) <i>The scope of services to be provided by the pharmacist at the nonpharmacy setting;</i></p> <p style="text-align: center;">I will be dispensing medications and completing medication education and reconciliations</p> <p>(3) <i>The name and address of the nonpharmacy setting where the pharmacist intends to dispense or distribute; and</i></p> <p style="text-align: center;">REDACTED</p> <p>(4) <i>A statement indicating the pharmacist's criminal history, if any.</i></p> <p style="text-align: center;">REDACTED</p>	

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		<p>Please let me know if any further information is needed.</p> <p>Answer: The Board is approving this pharmacist in this setting in accordance with 10.34.31.</p> <p><u>DRUG THERAPY MANAGEMENT PROGRAM</u></p> <p>Pharmacy: Johns Hopkins</p> <p>Pharmacist: Christopher Hartley</p> <p>Protocol(s):Renal Dose Adjustments, Therapeutic Drug Monitoring, Antithrombotics, Parenteral Nutrition & Solid Organ Transplant</p> <p>Pharmacy: Johns Hopkins</p> <p>Pharmacist: Carmen Janes</p> <p>Protocol(s): Oncology Supportive Care</p> <p>Pharmacy: Johns Hopkins</p> <p>Pharmacist: Michael Cuda *****</p> <p>Protocol(s):Antithrombotics & Therapeutic Drug Monitoring</p> <p>Pharmacy: Johns Hopkins</p> <p>Pharmacist: Caitlin Dowd-Green</p>	
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		<p>Protocol(s) added: Heart Failure</p> <p>Pharmacy: Meritus Health</p> <p>Pharmacists: Kwabena Nimarko & Katie Denning</p> <p>Protocol: Expand the collaborative practice agreements at Meritus to include all its family medicine clinics.</p>	
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<p>B. Licensing Committee</p>	<p>K. Slagle, Chair</p>	<p>1. Review of Pharmacist Applications:</p> <ul style="list-style-type: none"> a. #143238: The applicant is requesting to retake the MPJE exam for the 11th attempt. <u><i>Committee Recommendation: Approve</i></u> b. #144329: The applicant submitted a reciprocity application and work experience from 2008 after having issues obtaining proof of work experience. <u><i>Committee Recommendation: Approve</i></u> <p>2. Review of Pharmacist Renewal Applications: None</p> <p>3. Review of Pharmacist Reinstatement Applications:</p> <ul style="list-style-type: none"> a. 18287: The applicant received authorization to test in 2016, did not take the exam due to circumstances beyond his control and is requesting to have the reinstatement fee waived. <u><i>Committee Recommendation: Deny</i></u> <p>4. Review of Technician Applications: None</p> <p>5. Review of Technician Reinstatement Applications:</p> <ul style="list-style-type: none"> a. 143921: The applicant completed a Tech Training Program in 2022 and is requesting to waive the requirement of retaking the Pharmacy Technician exam or completing the program. <u><i>Committee Recommendation: Approve</i></u> <p>6. Review of Intern New Applications: None</p> <p>7. Review of Pharmacy Applications:</p> <ul style="list-style-type: none"> a. 143991: The pharmacy had a sterile inspection on March 4, 2024 and is requesting an exemption on the 90 day sterile inspection requirement. <u><i>Committee Recommendation: Approve</i></u> 	
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		<p>8. Review of Pharmacy Renewal Applications: None</p> <p>9. Review of Continuing Education Program Request: None</p> <p>10. Review of Pharmacy Technicians Training Program:</p> <ul style="list-style-type: none"> a. Crisfield Discount Pharmacy Technician Training Program (Using Peer) Commissioner Leikach recused b. Kings Pharmacy Inc Pharmacy Training Program (Using Peer) Commissioner Leikach recused <p>11. New Business:</p> <ul style="list-style-type: none"> a. A.H.: MPhA is requesting approval for their Implicit Bias Training Program developed to address the required CE. <u>Committee Recommendation: Approve. The Training Program must be approved by the Office of Minority and Health Disparities.</u> b. O.F.: As the distribution of blood and blood components intended for transfusion are excluded from the definition of wholesale distribution, does the blood bank in your state require a license to receive a patient’s CAR-T treated blood for reinfusion, approved drug by the FDA, on behalf of the hospital that will be reinfusing the blood product or require an out-of-state permit to send to a hospital located in your state? <u>Committee Recommendation: The Maryland Board of Pharmacy does not permit blood banks. As long as the blood banks and hospitals involved are appropriately licensed, a pharmacy permit is not required.</u> 	

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C. Public Relations Committee	J. Vázquez, Chair	Public Relations Committee Update:	
D. Disciplinary	K. Fink, Chair	Disciplinary Committee Update	
E. Emergency Preparedness Task Force	N. Leikach, Chair	Emergency Preparedness Task Force Update	
IV. Other Business & FYI	K. Rusinko, President		
V. Adjournment	K. Rusinko, President	<p>A. The Public Meeting was adjourned</p> <p>B. I would like to ask for a motion to close the public meeting and open a closed public session for the purpose of engaging in medical review committee deliberations of confidential matters contained in licensure applications in accordance with General Provisions Article Section 3-305(b)(13).</p> <p>C. Immediately thereafter, K. Rusinko, 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 Administrative Session.</p>	