

**Maryland Board of Pharmacy  
Public Board Meeting**

**Meeting Minutes**  
**Date: June 17, 2015**

Name	Title	Present	Absent	Present	Absent
<b>Board Committee</b>					
Ashby, D.	Commissioner	X		4	2
Bradley-Baker, L.	Commissioner/Secretary	X		4	2
Gavgani, M. Z.	Commissioner/Treasurer	X		5	1
Israbian-Jamgochian, L.	Commissioner/President	X		6	
Jones, David H.	Commissioner	X		6	
Peters, R.	Commissioner	X		6	
Robinson, T.	Commissioner	X		6	
Rochester, C.	Commissioner	X		6	
Roy, S.	Commissioner	X		6	
Smith, J.	Commissioner	X		5	1
St. Cyr, II, Z. W.	Commissioner	X		6	
Zagnit, B.	Commissioner	X		6	
<b>Board Counsel</b>					
Bethman, L.	Board Counsel	X			
Felter, B.	Staff Attorney	X			
<b>Board Staff</b>					
Naesea, L.	Executive Director	X		5	1 (excused)
Wu, Y.	Compliance Manager		X	4	2 (excused)
	Licensing Manager				
Waddell, L.	Acting Administration and Public Support Manager	X		5	1 (excused)
Jeffers, A.	Legislation/Regulations Manager	X		5	1 (excused)
Johnson, J.	MIS Manager	X		6	



Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
		<p>The new “Pharmacy Intern” regulations will take effect on July 1, 2015. Information about registration requirements for pharmacy students and foreign graduate pharmacists has been posted to the website.</p> <p>The Remote Inspection bid proposal request (RFP) will be reissued; The Board interviewers were not satisfied with the eligible vendors, who submitted the lowest bids.</p> <p>Two (2) temporary employees were hired in June. Approval of the request, in anticipation of a high volume of applications from renewing Distributors and graduating pharmacy students, slower anticipated. The Board is making every effort to address the resulting backlog in processing.</p> <p><b>2. Meetings Updates:</b></p> <p><b>a. Maryland Pharmacy Assoc. Annual Meeting June 12 – 14 , 2015</b></p> <p>L. Naesea and D. Jones presented at the MPhA meeting in Ocean City on “The Law, (Working Conditions) Survey and Other Things.” L Naesea presented on the laws passed over the most recent Legislative Session and the entire legislative process.</p> <p><i>D. Jones</i>, who presented the Working Survey results, reported that a very small number of attendees stated they saw the initial survey. There was lots of good feedback. He said a number of suggested questions from the audience could be addressed in the future via</p>		

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		<p>newsletter articles. Some comments will also be added as questions on the follow up Survey. Audience members appreciated the Board being interested in helping to support the profession and the enhancement of public health and safety. L. Bradley-Baker and L. Israbian-Jamgochian were also present to address questions and concerns raised during the meeting.</p> <p><b>b. Directors/Administrator's Meeting – June 2015</b></p> <p>L. Naesea attended the monthly meeting where the Director of the State Nominations Committee was in attendance. He stated that new Commissioner appointments are usually 60-90 days after nominations are received and reviewed. Dr. Mona Gahunia, Director of Public Health also presented a recently published report on drug and alcohol related intoxication deaths in Maryland. She asked the all Boards to assist DHMH efforts to better educate practitioners and their patients about the report information.</p> <p><b>3. <u>AG's opinion - prescriber dispensing 052615</u></b></p> <p><i>L. Bethman verbally reviewed the Attorney General's opinion.</i></p>		
<b>B. Administration and Public Support (APS)</b>	<b>B. P. Gaither, APS Manager</b>	<p><b>1. Personnel Updates</b></p> <p>a. Two (2) temporary employees were recruited and assigned to the Programs and Operations Divisions.</p>		

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		<p>b. A recruitment process is underway for the Health Occupations Coordinator and the Deputy of Operations positions.</p> <p>c. The position identification (PIN) for the Licensing Manager position is being reclassified to reinstate the recently abolished Administration and Public Support (APS) position, and a vacant Board PIN will be identified and converted to the recruit a new Licensing Manager.</p> <p>d. The open Licensing Specialist position will be recruited in-house.</p> <p><i>L. Naesea acknowledged and thanked L. Waddell for her dedication and diligence after being assigned to act in the recently vacated APS position.</i></p> <p><b>2. Contracts and Procurement</b></p> <p>The PEAC and State archives contracts have been renewed for FY16.</p> <p>The Request For Resumes (RFR) for the Compliance inspection program will be reissued.</p> <p><b>3.</b> All expense reports for FY15 are due immediately for submission to the General Accounting department.</p>		
C. MIS	J. Johnson, MIS Manager	1. MIS Update		

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		<ul style="list-style-type: none"> <li>a. J. Johnson introduced the new Business Analyst Josette Towles and BITHGROUP. Ms. Towles will consult with the Board in analyzing its business rules and developing a proposal for a replacement MIS automation system and software.</li> <li>b. The DHMH internal auditors directed the Board to begin documenting and recording checks returned to applicants for various reasons (e.g., unacceptable applications, unsigned or incorrect payee on checks, etc.). The MIS team created a spreadsheet in the Board's system where this information will be documented.</li> <li>c. A new Pharmacy Intern tab has been added to the website to accommodate the new regulations that become effective July 1, 2015.</li> </ul>		
<b>D. Licensing</b>	<b>Y. Wu, Compliance Manager</b>	<p><i>This section was presented by Courtney Jackson in the absence of Y. Wu.</i></p> <p><b>1. Licensing Unit Updates - None at this time.</b></p>		

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		<p><b>2. Monthly Statistics</b></p> <p><i>May 2015</i></p> <table border="1" data-bbox="621 326 1203 1068"> <thead> <tr> <th>License Type</th> <th>New</th> <th>Renewed</th> <th>Reinstated</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Pharmacist</td> <td>31</td> <td>303</td> <td>0</td> <td>10551</td> </tr> <tr> <td>Vaccination</td> <td>3</td> <td>37</td> <td>0</td> <td>3753</td> </tr> <tr> <td>Pharmacy</td> <td>46</td> <td>0</td> <td>1</td> <td>2025</td> </tr> <tr> <td>Distributor</td> <td>19</td> <td>208</td> <td>0</td> <td>1134</td> </tr> <tr> <td>Pharmacy Technician</td> <td>72</td> <td>176</td> <td>11</td> <td>9123</td> </tr> <tr> <td>Student Technician</td> <td>40</td> <td>0</td> <td>1</td> <td>926</td> </tr> </tbody> </table>	License Type	New	Renewed	Reinstated	Total	Pharmacist	31	303	0	10551	Vaccination	3	37	0	3753	Pharmacy	46	0	1	2025	Distributor	19	208	0	1134	Pharmacy Technician	72	176	11	9123	Student Technician	40	0	1	926		
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<b>E. Compliance</b>	<b>Y. Wu, Compliance Manager</b>	<p><b>1. Unit Updates - <i>None at this time.</i></b></p> <p><b>2. Monthly Statics – <i>May 2015</i></b></p> <p><u><i>Compliance Unit</i></u></p>																																					

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		<p><b>Complaints &amp; Investigations:</b></p> <p>New Complaints - 19  Resolved (Including Carryover) – 40  Final disciplinary actions taken –  Reversals –  Summary Actions Taken – 1</p> <p><b>Inspections:</b></p> <p>Total - 154  Annual Inspections - 107  Opening Inspections -  Closing Inspections -  Relocation Inspections - 3  Board Special Investigation Inspections – 8  Division of Drug Control Closing Inspections – 1</p> <p><u>PEAC</u></p> <p><b>Total Pharmacist Rehabilitation Clients – 17</b>  Pharmacist – 15  Technician –  Pharmacy Student –  Clients Monitored by Board Req. PEAC Assistance –2</p> <p><b>Drug Test Results - 20</b>  Number of Positive Results- 0</p> <p><b>Discharged Clients/Closed Cases- 1</b></p>		
<b>F. Legislation &amp; Regulations</b>	<b>A. Jeffers, Legislation &amp; Regulations Manager</b>	<p><b><u>REGULATIONS:</u></b></p> <p><b><u>10.34.19 Sterile Pharmaceutical Compounding</u></b></p>	<b><u>10.34.19 Sterile Pharmaceutical Compounding</u></b>	



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		<p>Board approval requested for this proposal.</p> <p>Board approved the proposal.</p> <p>Board approval requested to release for informal comment.</p> <p>Board approved releasing the proposal for informal comment.</p> <p><b><u>proposed-form 10.34.29 061715</u></b></p> <p>Board approval requested for recognition of the NABP Verified Pharmacy Program as a designee of the Board to perform inspections of pharmacies that perform sterile compounding.</p> <p>The Board approved recognition of NABP Verified Pharmacy Program.</p> <p><b><u>10.34.29 Drug Therapy Management</u></b></p> <p>Board approval requested for this proposal.</p> <p>The Board approved the proposal.</p> <p>Board approval requested to release to the Board of Physicians for their approval and to the Board of Podiatric Medical Examiners and the Board of Nursing so they may consult on the proposal.</p> <p>The Board approved releasing the proposal to the Board of Physicians and the Board of Podiatric Medical Examiners and the Board of Nursing.</p>	<p>Motion to approve proposal by D. Jones, 2<sup>nd</sup> by C. Rochester.</p> <p>Motion to approve releasing proposal for informal comment by D. Jones, 2<sup>nd</sup> by C. Rochester.</p> <p><b><u>10.34.29</u></b></p> <p>Motion to approve by D. Jones, 2<sup>nd</sup> by C. Rochester.</p> <p><b><u>10.34.29 Drug Therapy Management</u></b></p> <p>Motion by M. Gavgani to approve, 2<sup>nd</sup> by Z. St. Cyr II.</p>	<p>The Board approved this motion.</p> <p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion</p>

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		<p><b><u>proposed-form 10.34.29 061715</u></b></p> <p><b><u>10.13.01 Dispensing of Prescription Drugs by a Licensee</u></b></p> <p>Notice of Final action published in the June 12, 2015 Maryland Register with an effective date of June 22, 2015.</p> <p>Lenna Israbian-Jamgochian made a note to the Board to request the inspection reports of dispensing prescribers in a couple of years to ensure that the dispensing prescribers are complying with the new regulations.</p> <p><b><u>LEGISLATION:</u></b></p> <p><b><u>State Board of Pharmacy – Definition of Pharmacy</u></b></p> <p>Not approved by the Secretary. He requested more information. Referred back to Practice with research from NABP.</p> <p>The Board agreed to return this issue to the Practice Committee. Discussion ensued regarding future legislation. It was expressed that the Board is falling behind on biosimilars, automation, and telepharmacy.</p> <p>Practice will discuss these issues and form a subcommittee for future legislation.</p> <p>One specific issue that will need to be addressed is “Direct supervision by the pharmacist”. This has held the Board back in reviewing new pharmacy practices.</p>		

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<p><b>III. Committee Reports</b> <b>A. Practice Committee</b></p>	<p><b>M. Gavgani, Chair</b></p>	<p><b><u>OTHER MATTERS:</u></b></p> <p><b><u>Inquiries:</u></b></p> <p>1) Jenny Harrison, Hills Pharmacy</p> <p><b><u>Abbreviating medications on labels - Jenny Harrison</u></b></p> <p><b><u>Draft Bd Response - abbreviated ingredients 061715</u></b></p> <p>The Board approved the following response:</p> <p>Thank you for contacting the Maryland Board of Pharmacy requesting clarification of whether a pharmacy may abbreviate ingredients on compounded medication bottles or do the ingredients need to be completely spelled out.</p> <p>The Maryland Pharmacy Act and the Maryland Food, Drug, and Cosmetic Act indicate that the name of the drug is required to appear on the label. See Health Occupations Article, 12-505, Annotated Code of Maryland and Health-General Article, 21-217, 21-218 and 21-221, Annotated Code of Maryland.</p> <p>Therefore, the Board recommends that the full name of the medication appear on all labeling.</p>	<p>1) Motion to approve response by Practice Committee, 2<sup>nd</sup> by J. Smith.</p>	<p>1) The Board voted to approve this motion.</p>

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		<p>The Board also recommends that the Institute of Safe Medication Practices (ISMP) guidelines be followed. ISMP discourages abbreviations of the names of prescription drugs as there is no official standard for abbreviating names of prescription drugs.</p> <p><a href="http://www.ismp.org/Tools/guidelines/default.asp">http://www.ismp.org/Tools/guidelines/default.asp</a></p> <p>Please be advised that this response was prepared with the knowledge of only the facts presented. Any person who wishes to republish or reproduce, in whole or in part, any material issued by the Board should contact the Board for prior consent. This response is not intended to be legal advice. Although references to current laws and regulations may be included in this response, keep in mind that laws may change annually and regulations may be changed at any time. Further, the information provided is based on state pharmacy laws and regulations. Federal rules and state requirements that are not included under the Maryland Pharmacy Practice Act, however, may also apply. To insure that all current applicable laws have been considered, you may want to consult with your own legal counsel. Board responses to inquiries are intended for guidance purposes only. As these positions do not necessarily reflect a discussion of all material considerations required to reach the conclusions stated, they are not intended to be rules, regulations, or official statements of the Board. Accordingly, due to their highly informal nature,</p>		

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		<p>these responses are not considered binding upon the Board and should not be relied on as definitive.</p> <p>2) Wayne VanWie RPh</p> <p><b><u>Wellness Visits by pharmacists</u></b></p> <p><b><u>Draft Bd Response - medication review 061715</u></b></p> <p><u>The Board approved the following response:</u></p> <p>Dear Mr. VanWie:</p> <p>Thank you for contacting the Maryland Board of Pharmacy concerning whether a pharmacist may complete a medication review with various assessments established by Medicare such as BP, height/weight/BMI, and mini mental status. A physician will perform a final review.</p> <p>A pharmacist is allowed to perform this service in Maryland, so long as the pharmacist is appropriately trained and competent to perform these tasks.</p> <p>Please be advised that this response was prepared with the knowledge of only the facts presented. Any person who wishes to republish or reproduce, in whole or in part, any material issued by the Board should contact the Board for prior consent. This response is not intended to be legal advice. Although references to current laws and</p>	<p>2) Motion by Practice Committee to approve response, 2<sup>nd</sup> by D. Jones.</p>	<p>2) The Board voted to approve this motion.</p>

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<p><b>B. Licensing Committee</b></p>	<p><b>L. Bradley-Baker, Chair</b></p>	<p><b>1. Review of Pharmacist Applications:</b></p> <p><i>a. David Sherbin</i> – Applicant is requesting an extension of two months to take the MPJE. He did not believe he needed to complete the Oral Competency exam before approval of the MPJE would be granted <u>Licensing Committee’s recommendation</u>: Deny the request for extension</p> <p><b>2. Review of Pharmacy Technician Applications:</b> None</p>	<p>1a. Motion by Licensing Committee to deny request, 2<sup>nd</sup> by D. Ashby.</p>	<p>1a. The Board voted to approve this motion.</p>

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		<p>3. <b>Review of Distributor Applications:</b> None</p> <p>4. <b>Review of Pharmacy Technician Applications:</b> None</p> <p>5. <b>Review of Distributor Applications:</b></p> <p>a. <b>Wholesale distributor Renewal Extensions</b> - approximately 25-30 are requesting extensions to complete the federal background requirement of the renewal application.</p> <p>i. FBI is experiencing a processing time of 12-14 weeks due to a new system</p> <p>ii. The Board ran out of background cards, and has had trouble receiving additional cards from CJIS, which prevents companies from using CJIS to obtain the federal results</p> <p><u>Licensing Committee's recommendation:</u> If application is postmarked May 31, 2015, and it is substantially complete, then the establishment may continue to operate under its existing expired license until a Board determination is issued for their application. Inform the permit holder to continue to check the Board website for the status of their renewal.</p>	<p>5a. Motion to approve extension, 2<sup>nd</sup> by Licensing Committee, 2<sup>nd</sup> by M. Gavvani.</p>	<p>5a. The Board voted to approve this motion.</p>

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		<p><b>6. Review of Pharmacy Applications:</b> None</p> <p><b>7. Review of Pharmacy Technicians Training Programs:</b></p> <p>a. <b>Elizabeth Seton High School</b> – Applicant is requesting Board’s approved for their new technician training program.</p> <p><u>Licensing Committee’s recommendation:</u> Approve Technician Training Program.</p> <p><b>8. New Business:</b></p> <p>a. <b>Review of Technician Training Program to meet the National ASHP standards</b> – <u>Licensing Committee’s recommendation:</u> Board to consider pursuing additional steps for the review and approval processes of Technician Training Program to include possibly site review, delineating standards (aside from the didactic portion, would a lab or practical component be necessary in addition to the 160 hrs. of onsite experience) and cross check them with regulations and/or statutes and compare them to PTAC.</p>	<p>7a. Motion to approve by Licensing Committee, 2<sup>nd</sup> by C. Rochester.</p> <p>T. Robinson and R. Peters recused.</p> <p>8a. Motion by Licensing Committee to review approval process, 2<sup>nd</sup> by D. Ashby.</p>	<p>7a. The Board voted to approve this motion.</p> <p>8a. The board voted to approve this motion. Assigned to Licensing Committee for further consideration and recommendations.</p>



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C. Public Relations Committee	D. Jones, Chair	<p><b>Public Relations Committee Update</b></p> <ul style="list-style-type: none"> <li>a. The MPhA convention was very successful.</li> <li>b. The next PR outreach event will be the MD/PA ASHP meeting in Gettysburg, PA.</li> <li>c. Plans for the Annual CE Breakfast are being finalized.</li> <li>d. Special thanks to Commissioner Roy for helping coordinate the September off-site meeting, which will be held in Frederick, MD.</li> <li>e. The Public Relations Committee will be discussing conducting webinars for future meetings.</li> <li>f. L. Naesea- The Board is exploring options to accept credit card payments for registration for the Annual CE Breakfast and as payment from applicants.</li> <li>f. Working Conditions Sub-Committee suggested survey updates and referral to the Public Relations and Practice Committee meetings for follow-up discussion.</li> </ul>		

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D. Disciplinary	J. Smith, Chair	<b>Disciplinary Committee Update</b> <i>None at this time.</i>		
E. Emergency Preparedness Task Force	S. Roy, Chair	<b>Emergency Preparedness Task Force Update</b> <i>None at this time.</i>		
IV. Other Business & FYI	L. Israbian-Jamgochian, Board President	<i>None at this time.</i>		
V. Adjournment	L. Israbian-Jamgochian, Board President	<p><b>The Public Meeting was adjourned at 11:10 A.M.</b></p> <p><b>At 11:29 A.M. L. Israbian-Jamgochian convened a Closed Public Session to conduct a medical review of technician applications.</b></p> <p><b>C. The Closed Public Session was adjourned at 12:09 P.M. Immediately thereafter, L. Israbian-Jamgochian convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.</b></p>	<p>Motion to adjourn Public Board Meeting by D. Ashby, 2<sup>nd</sup> by S. Roy.</p>	<p>The Board voted to approve this motion.</p>