Maryland Board of Pharmacy
Public Board Meeting

Meeting Minutes
Date: February 18, 2015

Name	Title	Present	Absent	Present	Absent
Board Committee					
Ashby, D.	Commissioner	excused	X	0	1
Bradley-Baker, L.	Commissioner/Secretary	X		2	
Gavgani, M. Z.	Commissioner/Treasurer	X		2	
Israbian-Jamgochian, L.	Commissioner/President	X		2	
Jones, David H.	Commissioner	X		2	
Peters, R.	Commissioner	X		2	
Robinson, T.	Commissioner	X		2	
Rochester, C.	Commissioner	excused	X	1	0
Roy, S.	Commissioner	X		2	
Smith, J.	Commissioner	X		2	
St. Cyr, II, Z. W.	Commissioner	X		2	
Zagnit, B.	Commissioner	X		2	
Board Counsel					
Bethman, L.	Board Counsel	X		2	
Felter, B.	Staff Attorney	X		2	
Board Staff					
Naesea, L.	Executive Director	X		2	2
Wu, Y.	Compliance Manager	X		2	2
Waddell, L.	Licensing Manager		X	1	1(excused)
Gaither, P.	Administration and Public Support Manager	X		2	2
Jeffers, A.	Legislation/Regulations Manager	X		1	1(excused)
Johnson, J.	MIS Manager	X		2	2

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
I. Executive Committee Report(s)	**A.) L. Israbian-Jamgochian, Board President** **B.) L. Bradley-Baker, Secretary**	*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.* **1. L. Israbian-Jamgochian called the meeting to order at 12:05 p.m.** *Due to inclement weather, the February Board Meeting was postponed to the afternoon.* **2. L. Israbian-Jamgochian reminded all guests to sign the guest log, indicating whether they would like continuing education credits.** **3. L. Israbian-Jamgochian requested that all guests introduce themselves and also informed them that the meeting agenda and packet materials were available for review. She advised guests that all packets must be returned at the end of the meeting.** **4. Review and approval of January 2015 meeting minutes.**	4. Motion to approve minutes by J Smith, 2nd by D. Jones.	4. The Board voted to approve this motion.
II. A. Executive Director Report	**L. Naesea, Executive Director**	**1. Operations Updates** The office move is finally complete. The staff are still experiencing telephone and internet issues. The Board is still awaiting approval of the proposed reorganization plan by the		

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		Department of Budget Management. A hiring freeze has been put in effect but self-funded units are exempt. The selected pharmacist inspector and licensing specialist will begin in the near future. L. Naesea would like to initiate the reorganization plan with all staff members assigned acting capacities in March. **2. Meetings Updates** None at this time.	Motion to approve reorganization plan in acting capacity by D. Jones, 2nd by J. Smith.	The Board voted to approve the motion.
B. Administration and Public Support (APS)	**B. P. Gaither, APS Manager**	**1. Personnel Updates** The Board is currently recruiting for the following vacancies: Compliance Coordinator Compliance Investigator Office Secretary Office Clerk, Lawrence Tates' position, has been converted from a contractual to a permanent position effective 02/18/15. **2. Contracts and Procurement** *FY 2015 Second Quarter Budget Report* *Total Budget Allocation $3,459,566* *Projected Expenditures $3,459,566* *2 Quarter End Balance $1,332,993*		

<table>
<tr><th>Subject</th><th>Responsible Party</th><th>Discussion</th><th>Action Due Date (Assigned To)</th><th>Results</th></tr>
<tr><td>C. MIS</td><td>J. Johnson, MIS Manager</td><td>1. MIS Update

The MIS Unit is currently interviewing for the software engineer for the mobile inspection program.

The MIS Unit recommends the distributor renewal not be done via the online method but by the paper method.</td><td></td><td>The Board accepted the recommendation to only accept paper applications.</td></tr>
<tr><td>D. Licensing</td><td>L. Waddell, Licensing Manager</td><td>1. Unit Updates

Presented by L. Naesea

The Distributor renewal period will begin on March 1 and run through May 31, 2015.

2. Monthly Statistics

January 2015

<table>
<tr><th>License Type</th><th>New</th><th>Renewed</th><th>Total</th></tr>
<tr><td>Pharmacist</td><td>41</td><td>463</td><td>10470</td></tr>
<tr><td>Vaccination</td><td>14</td><td>13</td><td>3687</td></tr>
<tr><td>Pharmacy</td><td>73</td><td>0</td><td>1993</td></tr>
<tr><td>Distributor</td><td>6</td><td>0</td><td>1114</td></tr>
<tr><td>Pharmacy Technician</td><td>65</td><td>212</td><td>8914</td></tr>
<tr><td>Student Technician</td><td>30</td><td>0</td><td>719</td></tr>
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E. Compliance	**Y. Wu, Compliance Manager**	**1. Unit Updates** None at this time. **2. Monthly Statistics** Complaints & Investigations: New Complaints - 30 Resolved (Including Carryover) – 33 Final disciplinary actions taken – 5 Reversals – 0 Summary Actions Taken – 2 Inspections: Total - 140 Annual Inspections -10 Opening Inspections - 106 Closing Inspections - 8 Relocation Inspections - Board Special Investigation Inspections – 15 Division of Drug Control Closing Inspections – 3 **PEAC** Total Pharmacist Rehabilitation Clients – 18 Pharmacist – 16 Technician – 0 Pharmacy Student – 0 Clients Monitored by Board Req. PEAC Assistance –2 Drug Test Results – 23 tested Number of Positive Results-0 Discharged Clients/Closed Cases-0		

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F. Legislation & Regulations	**A. Jeffers, Legislation & Regulations Manager**	**REGULATIONS:** **10.34.19 Sterile Pharmaceutical Compounding and 10.34.09 Fees** An Errata was published with a July 1, 2015 Effective Date, pending 2015 legislation. Notice on the Website. **10.34.33 Prescription Drug Repository Program** To be revised this year. **10.34.38 Pharmacy Interns** The proposal was published in the Maryland Register on January 23, 2015 with a 30 day comment period. So far no comments received. **10.13.01 Dispensing of Prescription Drugs by a Licensee** Proposal published May 30, 2014. Placed on HOLD by AELR (Del. Morhaim). Waiting for approval by the Secretary of the courses developed by the School of Pharmacy and Medchi. **Marijuana Commission Regulations** **REGULATORY REVIEW AND EVALUATION ACT** Work Plan for 10.13.01 Dispensing of Prescription Drugs by a Licensee **WORK PLAN 10.13.01**	Motion to have Practice Committee approve both work plans by D. Jones, 2nd by B. Zagnit.	

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		10.13.01 080106 Work Plan for 10.13.08 Sale of Needles and Syringes or Other Paraphernalia **WORK PLAN 10.13.08 021015** **10.13.08.01 092506** **LEGISLATION:** Board ratification requested for the following letters and position papers: SB 1 Health Occupations – Pharmacists – Refills of Prescriptions During State of Emergency SUPPORT **SB 1 - Unauthorized Refills** HB 3 PDMP – Prescribers and Dispensers – Required Query Letter of Concern **HB 3 - PDMP Letter of Concern 020415** SB 14 Health Occupations – Board of Pharmacy – Pharmacist Rehabilitation Committee – Definition SUPPORT **SB 14 - Rehab Committee ln** HB 58 Health Occupations – Members of Boards and Advisory Committees – Prohibition against Concurrent Service	The Board ratified all the position papers and letters submitted prior to this Board Meeting.	

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		Letter of Support **HB 58 - letter of support - rest of bds** SB 69/HB 181 State Board of Pharmacy – Sterile Compounding – Compliance by Nonresident Pharmacies and Repeal of Permit Requirement SUPPORT **SB 69 Sterile Cpdg Repeal 021015 FINAL** **NEW LEGISLATION:** **HB 244 Maryland Second Chance Act of 2015** **hb0244F** **SB 198 Health Care Disparities, Cultural and Linguistic Competency, and Health Literacy - Continuing Education** **sb0198F** The Legislative Committee recommends a Letter of Concern. **SB 344 Public Health - Emergency Use Auto-Injectable Epinephrine Program** **sb0344F** **SB 346 Pharmacists - Scope of Practice - Revisions**	HB 244-Governor's Office pulled the Health Occupation Boards off of this bill. SB 198-Motion for letter of concern by committee, 2nd by D Jones. SB 344-Motion to take no position by D. Jones, 2nd by M. Gavgani. SB 346-Motion to defer to the Legislative Committee.	SB 198-The Board voted to approve this motion. SB 344- The Board voted to approve this motion.

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		sb0346F MPhA supports this legislation. They are drafting issues with this bill. Anna Jeffers will contact the Maryland Pharmacy Coalition to determine their intent. Position will then be determined by the Legislative Committee. **SB 347 Health Occupations - Prescriber-Pharmacist Agreements and Therapy Management Contracts** **sb0347F** The amendment is to promulgate regulations "in consultation with" the other boards instead of "jointly with" the other boards. **SB 516 Public Health - Overdose Response Program** **sb0516F** The amendment is to add pharmacies to the "immunity clause". **SB 537 Pharmacists - Substitution and Dispensing - Interchangeable Biological Products** **sb0537F** The Board opposed this bill because of the notification requirements and also the existing law allows for substitution.	SB 347-Motion to support with amendment by committee, 2nd by D. Jones. SB 516-Motion to support with amendment by J. Smith, 2nd by D. Jones. SB 537-Motion to oppose by M. Gavgani, 2nd by D. Jones.	SB 347-The Board voted to approve this motion. SB 516-The Board voted to approve this motion. SB 537-The Board voted to approve this motion.

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		SB 598 Public Health - Vaccination Reporting Requirements – ImmuNet **sb0598F**	SB 598-Motion for letter of support by D. Jones, 2nd by J. Smith.	SB 598-The Board voted to approve this motion.
		SB 599 Public Health - Expedited Partner Therapy for Chlamydia and Gonorrhea **sb0599F**	SB 599-Motion for no position by J. Smith, 2nd by Z. St. Cyr, II.	SB 599-The Board voted to approve this motion.
		SB 626 Registered Nurses - Local Health Departments - Requirements for Personally Preparing and Dispensing Drugs and Devices **sb0626F**	SB 626-Motion for letter of support by J. Smith, 2nd by D. Jones.	SB 626-The Board voted to approve this motion.
		SB 597 Public Health - Immunizations - Related Institutions Handed out or emailed for Meeting	SB 597-Motion for no position by committee, 2nd by D. Jones.	SB 597-The Board voted to approve this motion.
		HB 787 Dedicated State Funds Protection Act Handed out or emailed for Meeting	HB 787-Motion for letter of support by committee (join other boards) 2nd by Z. St. Cyr, II.	HB 787-The Board voted to approve this motion.
		HB 999 Nurse Practitioner Full Practice Authority Act of 2015 Handed out or emailed for Meeting	HB 999-Motion for no position.	
		SB 757 Public Health – Drug Overdose Prevention Handed out or emailed for Meeting	SB 757-Motion for letter of support by D. Jones, 2nd by Z. St. Cyr, II.	SB 757-The Board Voted to approve this motion.

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
		HB 1041 Public Health – Opioids Time-Lock Dispenser Pilot Program Handed out or emailed for Meeting **OTHER MATTERS:** **MPJE Item Writing Workshop –** Roderick Peters will attend on behalf of the Board. **MPJE Domain Survey** **FDA Intergovernmental Meeting on Pharmacy Compounding – March 18 (Board meeting date) and 19, 2015** L. Naesea, Y. Wu and are considering the second day. The goal of this meeting is to discuss FDA's efforts to oversee drug compounding, to follow up on action items identified during last year's meeting, and to identify additional opportunities to better protect the public health by strengthening oversight of drug compounding through improved federal-state collaboration. Specific topics for discussion at this meeting include: • an update on FDA's oversight of drug compounding since the March 2014 meeting; • an overview of FDA inspections and enforcement activities since March 2014, including joint federal-state inspections; • ongoing efforts to improve information sharing between FDA and the states with regard to	HB 1041-Motion to oppose by D. Jones, 2nd by Z. St. Cyr, II. MPJE domain survey can be answered by whoever receives it. Dr. Mitra Gavgani, Linda Bethman, and Dr. Mona Gahunia will attend both days of FDA meeting as the Board representatives.	HB 1041-The Board voted to approve this motion. T. Robinson abstained from voting.

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		compounding, including issues related to confidential information; • the registration of outsourcing facilities; and regulation of animal drug compounding.		
III. Committee Reports **A. Practice Committee**	**M. Gavgani, Chair**	The January Practice Committee meeting was canceled. The Next meeting is scheduled for February 25th.		
B. Licensing Committee	**L. Bradley-Baker, Chair**	**1. Review of Pharmacist Applications:** **2. Review of Pharmacy Technician Applications:** **3. Review of Distributor Applications:** **4. Review of Pharmacy Applications:** **5. Review of Pharmacy Technicians Training Programs:** Wise Pharmacy Technician Training Program Licensing Committee Recommendation is to approved **6. New Business:**	5. Motion by committee to approve training program, 2nd by Z. St. Cyr, II.	5. The Board voted to approve this motion.
C. Public Relations Committee	**D. Jones, Chair**	**Public Relations Committee Update:** D. Jones and Janet Seeds attended the MPhA Mid-year meeting at the Maritime Institute. The March 2015 Board meeting will be held at the University of Notre Dame.		

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		The Public Relations committee will begin to focusing on the mission and goal of the committee and is open to suggestions for outreach for organizations, meetings, and events.		
D. Disciplinary	**J. Smith, Chair**	**Disciplinary Committee Update** None at this time.		
E. Emergency Preparedness Task Force	**S. Roy, Chair**	**Emergency Preparedness Task Force Update** None at this time.		
IV. Other Business & FYI	**L. Israbian-Jamgochian, Board President**	**D. Jones attended the Naturopathic Task Force meeting. Any questions from the upcoming meetings will be presented to the practice committee.**	The Community Colleges would like to invite a member from the Board to their meeting to discuss pharmacy technician training and get further direction from the board in planning their training programs. MPhA is in the process of planning its June 2015 convention and would like a panel of board members present for questions.	
V. Adjournment	**L. Israbian-Jamgochian, Board President**	**The Public Meeting was adjourned at 1:54 pm.** **At 1:54 P.M. L. Israbian-Jamgochian convened a Closed Public Session to conduct a medical review of technician applications.** **C. The Closed Public Session was adjourned at 2:04 P.M. Immediately thereafter, L. Israbian-Jamgochian convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring**	Motion to close public meeting by D. Jones, 2nd by Z. St. Cyr, II.	The Board voted to approve this motion.

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		recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.		