

**Maryland Board of Pharmacy  
Public Board Meeting**

**Meeting Minutes  
January 18, 2017**

<b>Name</b>	<b>Title</b>	<b>Present</b>	<b>Absent</b>	<b>Present</b>	<b>Absent</b>
<b>Board Committee</b>					
Ashby, D.	Commissioner	X			
Bouyoukas, S.	Commissioner	X			
Hardesty, J.	Commissioner	X			
Gavgani, M. Z.	Commissioner/President	X			
Morgan, K.	Commissioner	X			
Peters, R.	Commissioner	X			
Robinson, T.	Commissioner	X			
Rochester, C.	Commissioner/Treasurer	X			
Roy, S.	Commissioner	X			
St. Cyr, II, Z. W.	Commissioner/Secretary	X			
Yankellow, E.	Commissioner	X			
Zagnit, B.	Commissioner	X			
<b>Board Counsel</b>					
Bethman, L.	Board Counsel	X			
Felter, B.	Staff Attorney	X			
<b>Board Staff</b>					
Speights-Napata, D.	Executive Director	X			
Fields, E.	Deputy Director of Operations	X			
Wu, Y.	Compliance Manager	X			
Page, A.	Executive Administrative Associate				
Vacant	Administration and Public Support Manager				
Logan, B.	Legislation/Regulations Manager	X			
Johnson, J.	MIS Manager				

Subject	Responsible Party	Discussion	Action Due Date (Assigned to)	Results
<b>I. Executive Committee Report(s)</b>	<b>A.) M. Gavgani, Board President</b>	<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"> <li><b>1. M. Gavgani called the meeting to order at 9:33 AM.</b></li> <li><b>2. M. Gavgani requested that Board commissioners introduce themselves and also informed guests 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.</b></li> <li><b>3. M. Gavgani reminded all guests to sign the guest log, indicating whether they would like continuing education credits.</b></li> </ol>		
	<b>B.) Z. St, Cyr, II, Secretary</b>	<ol style="list-style-type: none"> <li><b>4. Review and approval of the December 2016 Public Meeting Minutes.</b></li> </ol>	4. Motion to approve November 2016 Public Meeting Minutes by D. Ashby, 2 <sup>nd</sup> by C. Rochester	4. The Board voted to approve this motion.
<b>II. A. Executive Director Report</b>	<b>D. Speights-Napata, Executive Director</b>	<ol style="list-style-type: none"> <li><b>1. Operations Updates</b></li> <li><b>2. Meetings Update</b></li> </ol>		
<b>B. Operations Report</b>	<b>E. Fields, Deputy Director/ Operations</b>	<ol style="list-style-type: none"> <li><b>1. Administration and Public Support (APS) Unit Updates</b></li> </ol> <p><b>BOP Financial Status as of December 31, 2016</b></p>		

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		<p><b>2. Management Information Systems (MIS) Unit Updates</b></p> <ul style="list-style-type: none"> <li>• Procurement is underway for Systems Engineer to develop online portal for field inspectors to access and input data.</li> <li>• Procurement for pharmacy Rehabilitation Services contractor update was provided.</li> <li>• Status of online renewal for Wholesale Distributors was discussed.</li> </ul>																																
C. Licensing	Y. Wu, Compliance Manager	<p><b>1. Unit Updates</b></p> <p><b>2. Monthly Statistics</b></p> <table border="1" data-bbox="621 867 1234 1390"> <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>22</td><td>2</td><td>0</td><td>1194</td></tr> <tr> <td>Pharmacy</td><td>13</td><td>0</td><td>0</td><td>2066</td></tr> <tr> <td>Pharmacist</td><td>39</td><td>410</td><td>0</td><td>11300</td></tr> <tr> <td>Vaccination</td><td>27</td><td>4</td><td>0</td><td>4359</td></tr> <tr> <td>Pharmacy Intern - Graduates</td><td>0</td><td>0</td><td>0</td><td>48</td></tr> </tbody> </table>	License Type	New	Renewed	Reinstated	Total	Distributor	22	2	0	1194	Pharmacy	13	0	0	2066	Pharmacist	39	410	0	11300	Vaccination	27	4	0	4359	Pharmacy Intern - Graduates	0	0	0	48		
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			Pharmacy Intern - Students	26	19	0	835		
			Pharmacy Technician	118	239	2	9566		
D. Compliance	Y. Wu, Compliance Manager	<b>1. Unit Updates</b> <b>2. Monthly Statistics</b> <b>Complaints &amp; Investigations:</b>  New Complaints – 22 Resolved (Including Carryover) – 29 Actions within Goal – 17/29 Final disciplinary actions taken – 4 Summary Actions Taken – 1 Average days to complete – 0  <b>Inspections:</b>  Total – 148 Annual Inspections – 141 Opening Inspections – 2 Closing Inspections – 0 Relocation Inspections – 4 Board Special Investigation Inspections – 1 Division of Drug Control Closing Inspections – 0							
E. Legislation & Regulations	B. Logan, Legislation and Regulations Manager	<b>Regulations:</b> 1. <b>COMAR 10.34.02.03 D</b> in response to passage of <b>(CH0476) Proof of Proficiency in English</b> 2. <b>COMAR 10.34.18</b> Task Force Recommendation  <b>Legislation</b> 1. <b>HB0063- Health Care Practitioners- Cost Estimate Notice- Required-</b>						1. No objection	1. Board consensus

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		<p><a href="http://mgaleg.maryland.gov/2017RS/bills/hb/hb0063F.pdf">http://mgaleg.maryland.gov/2017RS/bills/hb/hb0063F.pdf</a></p> <p>2. SB0041- State Board of Nursing- Nurse Licensure Compact-Revisions- <a href="http://mgaleg.maryland.gov/webmga/frmMain.aspx?pid=billpage&amp;tab=subject3&amp;id=sb0041&amp;stab=01&amp;ys=2017RS">http://mgaleg.maryland.gov/webmga/frmMain.aspx?pid=billpage&amp;tab=subject3&amp;id=sb0041&amp;stab=01&amp;ys=2017RS</a></p> <p>3. Department of Health and Mental Hygiene – Renaming- <a href="http://mgaleg.maryland.gov/2017RS/bills/sb/sb0082F.pdf">http://mgaleg.maryland.gov/2017RS/bills/sb/sb0082F.pdf</a></p> <p>4. Child Abuse and Neglect - Substance-Exposed Newborns – Reporting- <a href="http://mgaleg.maryland.gov/2017RS/bills/sb/sb0027F.pdf">http://mgaleg.maryland.gov/2017RS/bills/sb/sb0027F.pdf</a></p> <p>5. HB0070- State Board of Nursing – Disciplinary Process and Authority – Revisions- <a href="http://mgaleg.maryland.gov/2017RS/bills/hb/hb0070F.pdf">http://mgaleg.maryland.gov/2017RS/bills/hb/hb0070F.pdf</a></p> <p>6. Additions- HB0154, SB0195</p>	<p>2. No objection</p> <p>3. No objection</p> <p>4. No objection</p> <p>5. No position</p> <p>6. Bills not on Agenda, briefly mentioned; may want to watch</p>	<p>2. Board consensus</p> <p>3. Board consensus</p> <p>4. Board consensus</p> <p>5. Board consensus</p>
III. Committee Reports A. Practice Committee	C. Rochester, Chair	<i>None at this time.</i>		

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B. Licensing Committee	D. Ashby, Chair	<p><b>1. Review of Pharmacist Applications:</b></p> <p>a. <b>A. Bode</b> – Applicant is requesting approval to use his pharmacy technician employment hours as the internship hours required to become a pharmacist. Applicant's previous request (2015) to use his technician hours was denied. Note: Mr. Bode is a US Navy veteran  <u>Licensing Committee's recommendation:</u>  Deny</p> <p>b. <b>D. Bernard (14689)</b> – Pharmacist is requesting acceptance of her employment as an Associate Professor as proof of pharmacy practice needed to reinstate her license. License expired 01/31/2011  <u>Licensing Committee's recommendation:</u>  Deny request; must perform 1,000 hours in pharmacy under direct supervision of pharmacist.</p> <p>c. <b>I. Chin</b> – Applicant is no longer pursuing licensure in the State of Maryland and requests a refund of the examination application fee. Application received 04/2016  <u>Licensing Committee's recommendation:</u>  Deny</p> <p>d. <b>M. Tesfarmariam</b> – Reciprocity applicant requests approval to use pharmacy intern hours in lieu of the required 520 hours as a pharmacist. Graduated from a foreign pharmacy school in 2007, became licensed in VA 08/15/2016.</p>	<p>1a. Motion to deny by committee, 2<sup>nd</sup> by D. Ashby.</p> <p>1b. Motion to deny by committee, 2<sup>nd</sup> by D. Ashby.</p> <p>1c. Motion to deny by committee, 2<sup>nd</sup> by S. Roy.</p> <p>1d. Motion to deny by committee, 2<sup>nd</sup> by D. Ashby.</p>	<p>1a. The Board voted to approve this motion.</p> <p>1b. The Board voted to approve this motion.</p> <p>1c. The Board voted to approve this motion.</p> <p>1d. The Board voted to approve this motion,</p>

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		<p>She has been a registered technician in MD since July 2014 and will expire October 2017</p> <p><u>Licensing Committee's recommendation:</u> Needs to apply as intern to get missing 60 hours (to satisfy the 1560 hours) then apply as a pharmacist by exam; no charge to this application</p> <p>e. <b>S. Ryu (24443)</b> – Pharmacist requested an intern hours transfer. “Intern” hours were completed at NIH. She was licensed as a pharmacist with the NIH hours. <u>Licensing Committee Recommendation:</u> Approve</p> <p><b>2. Review of Pharmacy Intern Applications: NONE</b></p> <p><b>3. Review of Pharmacy Technician Applications: NONE</b></p> <p><b>4. Review of Distributor Applications: NONE</b></p> <p><b>5. Review of Pharmacy Applications:</b></p> <p>a. <b>Pharmaceutical Technologies dba Integrated HMO Pharmacy (P04161)</b> – Pharmacy submitted a reinstatement application which identified a physician with ownership of 13.82%. An update has been provided changing the physician’s ownership to 6%. <u>Licensing Committee Recommendation:</u> Approve</p>	<p>1e. Motion to approve by committee, 2<sup>nd</sup> by S. Roy.</p> <p>5a. Motion to approve by committee, 2<sup>nd</sup> by S. Roy.</p>	<p>1e. The Board voted to approve this motion.</p> <p>5a. The Board voted to approve this motion.</p>

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		<p>6. <b>Review of Pharmacy Technicians Training Programs:</b></p> <p>a. <b>Top Knowledge Healthcare Institute (MD)</b> – Requests approval as a training program and exam.  <u>Licensing Committee</u>  <u>Recommendation:</u> Approve program and examination.</p> <p>b. <b>Reach! Program</b> – The program currently serves high school students. They would like to expand the program to youth and adult populations living in highly distressed communities to provide them with access to career placements in high-growth industry sectors. Does a new training program application need to be submitted or can the current program be updated?  <u>Licensing Committee</u>  <u>Recommendation:</u> Approve. Applicants must be at least 17 years old, be a high school graduate or have a GED, or be currently enrolled and in good standing in high school.</p> <p>7. <b>New Business:</b></p> <p>a. <b>Pharmaceutical Technologies dba Integrated HMO Pharmacy (P04161)</b> – Pharmacy submitted a</p>	<p>6a. Motion to approve by committee, 2<sup>nd</sup> by S. Roy</p> <p>6b. Motion to approve by committee, 2<sup>nd</sup> by D. Ashby</p> <p>7a. Motion to approve by committee, 2<sup>nd</sup> by K. Morgan</p>	<p>6a. The Board voted to approve this motion.</p> <p>6b. The Board voted to approve this motion.</p> <p>7a. The Board voted to approve this motion.</p>



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		<p>reinstatement application which identified a physician with ownership of 13.82%. An update has been provided changing the physician's ownership to 6%.</p> <p><u>Licensing Committee</u> <u>Recommendation:</u> Approve</p> <p>b. <b>Portable Sink</b> – Can a Pharmacy use a portable sink, with hot and cold running water, in lieu of an actual sink for a building that has been converted from an office space?</p> <p><u>Licensing Committee</u> <u>Recommendation:</u> Deny</p> <p>c. <b>Administration of Self-Administered Drugs</b> – Update the language used to confirm training on Self-Administered Drugs. Would like to add, “Do you or will you engage in the administration of self-administered drugs? Yes/No</p> <p><u>Licensing Committee</u> <u>Recommendation:</u> Approve</p>	<p>7b. Motion to deny by committee, 2<sup>nd</sup> by S. Roy.</p> <p>7c. Motion to approve by committee, 2<sup>nd</sup> by D. Ashby.</p>	<p>7b. The Board voted to approve this motion.</p> <p>7c. The Board voted to approve this motion</p>
<b>C. Public Relations Committee</b>	<b>B. Zagnit, Chair</b>	<p><b>Public Relations Committee Update:</b></p> <ul style="list-style-type: none"> <li>• Newsletter update given.</li> <li>• 18,000 CPR surveys sent out; 3,000 returned; brief discussion.</li> <li>• Training scheduled for 01/27 on how to conduct Webinars; the Board may webcast</li> </ul>		

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		<p>its public meetings; broadcasting audio without video may make it easier (question raised about agenda handout for web-cast meetings).</p> <ul style="list-style-type: none"> <li>• Will examine publication of new, more user friendly law book.</li> <li>• 02/12 MPhA meeting, Bruce and Ellen will attend.</li> <li>• When will Working Conditions Task Force be formed? Practice will begin looking at potential stakeholders with intent to form group after the legislative session concludes.</li> </ul>		
D. Disciplinary	T. Robinson, Chair	<p>Disciplinary Committee Update: <i>None at this time.</i></p>		
E. Emergency Preparedness Task Force	S. Roy, Chair	<p>Emergency Preparedness Update:</p> <ul style="list-style-type: none"> <li>• Upcoming POD exercise mentioned.</li> </ul>		
IV. Other Business & FYI	M. Gavvani, President	<ul style="list-style-type: none"> <li>• MPhA meeting on Tech Check Tech program pilot in Iowa mentioned; need to know if MD statutory change is needed or whether current law allows pilot; Brian distributed White paper listing pros and Cons of Tech-Check-Teck program.</li> <li>• S. Boyoukas introduced Crpl. Bishop who spoke about Baltimore County Police Dept. prescription drug fraud and counter drug diversion efforts; theft of promethazine with codeine is an increasing problem.</li> </ul>		

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V. Adjournment	M. Gavgani, President	<p>M. Gavgani asked for a motion to close the Public Meeting and open a Closed Public Session at 10:51 A.M.</p> <p>M. Gavgani convened a Closed Public Session for the purpose of engaging in medical review committee deliberations regarding confidential information in applications in accordance with the Open Meetings Act, General Provisions Article, Section 3-305 (b) (7) and (13).</p> <p>The Closed Public Session was adjourned and immediately thereafter, M. Gavgani 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.</p>	Motion to close the January 2017 Public Board Meeting by D. Ashby; 2 <sup>nd</sup> by S. Roy.	The Board voted to approve this motion.