

**Board Meeting November 5-6, 2013**  
**951 North Polplar, Room 114, Casper, Wyoming**

**Wednesday, November 5, 2013**

Present/Absent	Board Member	Title
<i>Present</i>	Randolph A. (Randy) Harrop, R.Ph.	Board President
<i>Present</i>	Bessie McGirr, R.Ph.	Board Vice President
<i>Present</i>	John R. McPherson, D.D.S.	Board Secretary/Treasurer
<i>Present</i>	Stephanie McAntee, R.P.T.	Board Member, <i>ex-officio</i>
<i>Present</i>	Jim Massengill, R.Ph.	Board Member
<i>Absent</i>	Kerri Kilgore, R.Ph.	Board Member
<i>Present</i>	Charles W. Smith	Board Member
<i>Present</i>	Sigsbee Duck, M.D. R.Ph.	Board Member

**Guests/Observers:**

Kelly Roseberry	Assistant Attorney General
Mary K. Walker, R.Ph.	Executive Director, Wyoming State Board of Pharmacy
Phyllis A. Chapman	Senior Office Support Specialist, Wyoming State Board of Pharmacy
Henry A. "Hank" York, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
H. Richard Burton, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
Eric Saul	Creighton University, School of Pharmacy Student
Kirsi Ludwig, R.Ph.	Wyoming Pharmacy Association
Quincy Shaw	University of Wyoming, School of Pharmacy student
Raven Beattie, PharmD, R.Ph.	Self
Melissa Hunter, PharmD, R.Ph.	Self
Mark Dowell, MD	Self
Jennifer Nevins, R.Ph.	Self
Richard Johnson	Self
Perri Schneider, R.Ph.	Walgreens
Kem Krueger PharmD, Ph. D.	University of Wyoming, School of Pharmacy, Associate Professor
Kole Thornton	University of Wyoming, School of Pharmacy student
Ronald LeBlanc	Sheridan Area Pharmacists
Sherry LeBlanc	Self
Kara Beech, B.S., CHC	Executive Director, Wyoming Pharmacy Association
Chris Brown	Wyoming Retail Association
Maria Simental, PharmD, R.Ph.	Albertsons
Diane Harrop	Self
Terry Carr, R.Ph.	Medicap Pharmacy
Jonathan Beattie, PharmD, R.Ph.	Wal-Mart Pharmacy
Jen Steiner	University of Wyoming, School of Pharmacy student

**Call to Order:** President, Randy Harrop called the public hearing meeting to order at 1:00 pm.

**A complete transcript of the public hearing can be viewed in the board office. Transcribed by Randy Hatlestad, Registered Merit Reporter.**

**Public hearing meeting concluded at 1:58 pm.**

**Call to Order:** President, Randy Harrop called the public meeting to order at 2:20 pm.

**Review and approval of the September meeting minutes:** Bessie McGirr made a motion to accept the minutes as presented. Charlie Smith seconded the motion which passed with a 5-0 vote.

**Dell Tablet Process:** Mary Walker included in the board packet a sheet to show processes for the new Dell tablets for the board members to refer to when using their new tablets and opening their board packets.

**Wyoming Professional Assistance Program:** Mary Walker included in the board packet a copy of the new monitoring agreement which allows for WPAP to utilize the prescription drug monitoring program WORx. All of their current clients have signed the new agreement.

**Old Business:** Agenda items 1-19 under old business were tabled until Thursday the 6<sup>th</sup> allowing time for consideration of all comments made and received regarding the rules revisions.

**PMP Interconnect:** Mary Walker stated this article was for the board members information on interstate data sharing through NABP for the prescription drug monitoring program. 25 states have executed complex memorandums of understanding. 4 states including Wyoming have memorandums of understanding under review.

**Executive Director's report:** Mary Walker reported she prepared rules packages following the September meeting which completed steps 8-19 of the rules process. She sent MPJE documents to NABP on time and she attended the NABP Executive Officers forum in Chicago on September 24-26. Ms. Walker made presentations at Casper College Law day and WPHA technician fall CE. She also presented to LCPHA on October 30<sup>th</sup> and the WORx program to the Prevention Management Organization on November 4<sup>th</sup>. Ms. Walker stated she also participated in the UW School of Pharmacy strategic planning session in October. The B-11 request to the budget has now been revised and submitted two more times. The disciplinary team (Mary Walker, Richard Burton, Hank York and Eric Easton) met in September, October and November. Ms. Walker currently has 40 pharmacist applications in process. She stated David Wills will be attending NASCSA in Kansas City and she planned and implemented fall renewals with Phyllis Chapman. Mary worked on goals with all employees.

**License renewal report:** Phyllis Chapman reported that on November 1<sup>st</sup> 672 Technician renewals were mailed out and they will all be renewing on paper this year. She mailed 1310 pharmacist renewals which can renew on line if they prefer.

**Compliance Officers report:** Hank York reported he had 11 inspections left to complete his southern half of the state. There are two new Sam's club pharmacies open now, one in Cheyenne and one in Casper. Two oncology departments in hospitals are working on completing their remodeling. There is a new

pharmacy in Cheyenne called Critter Rx. We only have the blue prints for the new hospital, Summit Medical Center in Casper.

Richard Burton announced he would be finished with all his inspections in October. He had one close and one open this year and the new Walgreen's in Jackson is not yet open. He stated the same problems are still occurring with licenses not being posted and not signing and dating controlled substance paperwork. Some are struggling with the non-sterile compounding and policies and procedures. Mr. Burton stated there were 43 investigations so far this year. 27 are already closed and 16 are active investigations. There were no carry over investigations from 2012. He attended a two day training on sterile compounding at NABP in Chicago paid for by NABP. He was required to do 30 hours of continuing education before attending. Mr. Burton explained the most important part of compounding is for the personnel to understand their policies and procedures. There was a conversation on what Richard and Hank thought about the compounding rooms they are seeing in Wyoming. Randy Harrop said to let those that are compliant know it is appreciated. Stephanie McAntee stated NABP has entered a contract with Idaho for inspection forms and trying to standardize the form.

**WORx Report:** Mary Walker told how the online program is a big hit with practitioners and pharmacists. The number of users is increasing daily. We are still promoting it to get more signed up to use it.

**New Board Member Manual:** Mary Walker stated while she was at the NABP meeting there was a lot of talk about board member orientations. They recommend each board make a board packet for new members. Kelly Roseberry announced the attorney general board member training was for all board members not just new board members. She said the meeting is generally held in July. Randy Harrop asked Ms. Roseberry what the liability was for a board member. She replied the board members are charged with their duties by statute within the course of their scope of duties. Ms. Roseberry also thanked the board for sending her to the FARB five day nationwide training. There were 300 attorneys attending discussing how different states address disciplinary actions. Ms. Roseberry stated out of everyone there she represents the most boards. Ms. Roseberry represents 33 boards in Wyoming.

**Budget:** Mary Walker talked about the budget being reviewed by the governor's office. She had to write a letter regarding in-state travel. Ms. Walker explained it was still in the preliminary stage and last year each agency had to defend their budget in legislative session.

**Cancellation of December Board Meeting:** Jim Massengill made a motion to cancel the December board meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote. Kelly Roseberry explained what happens to the rules now. LSO will send a letter to the Governor with any concerns if they have any. At which point she would like to be able to bring the concerns to the Board. If corrections could not be met, there is a chance the process could have to start over.

**2014 proposed meetings:** Bessie McGirr moved to accept the following 2014 schedule. Jim Massengill seconded the motion which passed with a 5-0 vote. February 12-13 in Cheyenne, June 25-26 in Casper, September 10-11 in Lander and December 3-4 in Casper.

Randy Harrop addressed the board regarding the rules. Each board member needs to be looking and thinking about the rules and the comments made before tomorrow. They need to look specifically at one chapter at a time. They will be able to make comments and then a motions will be made. Kelly Roseberry said the board has to respond to all the people who made comments. The Board had three (3) options to choose from. They can keep the rules the way they are currently proposed, choose to change due to comments or choose to retract the rules.

**John McPherson moved to go into executive session to consider disciplinary and personnel matters at 3:44. Bessie McGirr seconded the motion which passed with a 5-0 vote.**

**Randy Harrop called the public meeting back to order at 4:30.**

**Disciplinary actions:**

**Docket No. 13-04 Edward Gifford:** Bessie McGirr moved to accept the Settlement, Stipulation and Order as presented. Jim Massengill seconded the motion which passed with a 4-2 vote.

**The meeting recessed until 8:00 am on Thursday the 6<sup>th</sup> at 4:45.**

**Thursday, November 6, 2013**

<b>Present/Absent</b>	<b>Board Member</b>	<b>Title</b>
<i>Present</i>	Randolph A. (Randy) Harrop, R.Ph.	Board President
<i>Present</i>	Bessie McGirr, R.Ph.	Board Vice President
<i>Present</i>	John R. McPherson, D.D.S.	Board Secretary/Treasurer
<i>Present</i>	Stephanie McAntee, R.P.T.	Board Member, <i>ex-officio</i>
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<i>Present</i>	Kerri Kilgore, R.Ph.	Board Member
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<i>Present</i>	Sigsbee Duck, M.D. R.Ph.	Board Member

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Henry A. "Hank" York, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
H. Richard Burton, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
Maria Simental, PharmD, R.Ph.	Albertson's
Perri Schneider, R.Ph.	Walgreens
Jen Steiner	University of Wyoming, School of Pharmacy student
Lis Houchen	NACDS

**Call to order:** Randy Harrop called the meeting to order at 8:02.

**Collaborative Practice Committee:** Kerri Kilgore met with Dean Wunsch and Mary Walker on October 16, 2013 to consider the following collaborative practices: Cheyenne Cardiology Associates, UWFM Pharmacotherapy Clinic Collaborative Practice, Iverson Hospital Physician Services and Anticoagulation Monitoring. The committee moved, seconded and passed to re-approve these collaborative practices. Kerri Kilgore moved to re-approve the committee's recommendations; John McPherson seconded the motion which passed with a 6-0 vote.

**Controlled Substance Act Proposed Rules:**

**Chapter 1:** Jim Massengill moved to adopt the proposed chapter as presented. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 2:** Kerri Kilgore moved to adopt the proposed chapter as presented. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 3:** Bessie McGirr moved to adopt the proposed chapter with discussed changes. Jim Massengill seconded the motion which passed with a 6-0 vote.

**Chapter 5:** John McPherson moved to repeal this chapter. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 6:** Jim Massengill moved to adopt the proposed chapter as presented. Kerri Kilgore seconded the motion which passed with a 6-0 vote.

**Chapter 8:** John McPherson moved to adopt the proposed chapter as presented. Jim Massengill seconded the motion which passed with a 6-0 vote.

**Pharmacy Act Proposed Rules:**

**Chapter 1:** Bessie McGirr moved to adopt the proposed chapter as presented. Kerri Kilgore seconded the motion which passed with a 6-0 vote.

**Chapter 2:** Kerri Kilgore moved to table this chapter for a future meeting. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 3:** John McPherson moved to adopt the proposed chapter as presented. Jim Massengill seconded the motion which passed with a 6-0 vote.

**Chapter 4:** Bessie McGirr moved to adopt the proposed chapter as presented. Kerri Kilgore seconded the motion which passed with a 6-0 vote.

**Chapter 6:** John McPherson moved to adopt the proposed chapter as presented. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 9:** Kerri Kilgore moved to adopt the proposed chapter as presented. Jim Massengill seconded the motion which passed with a 6-0 vote.

**Chapter 10:** Jim Massengill moved to table this chapter for a future meeting. Kerri Kilgore seconded the motion which passed with a 6-0 vote.

**Chapter 11:** Bessie McGirr moved to table this chapter for a future meeting. Sigsbee Duck seconded the motion which passed with a 6-0 vote.

**Chapter 12:** Kerri Kilgore moved to adopt the proposed chapter with discussed changes. Bessie McGirr seconded the motion. John McPherson amended the motion with additional changes. Charlie Smith seconded the amended motion which passed with a 6-0 vote.

**Chapter 13:** Bessie McGirr moved to adopt the proposed chapter as presented. Kerri Kilgore seconded the motion which passed with a 6-0 vote.

**Chapter 15:** Kerri Kilgore moved to adopt the proposed chapter as presented. Bessie McGirr seconded the motion which passed with a 6-0 vote.

**Chapter 16:** Charlie Smith moved to remove the sitting for the pharmacist. Kerri Kilgore seconded the motion which passed with a 5-1 vote. John McPherson moved to change the partition from 8 feet to 6 feet. Bessie McGirr seconded the motion which passed with a 6-0 vote. Charlie Smith moved to provide only flu shots for children between the ages of 7-17. Bessie McGirr seconded the motion which passed with a 5-1 vote. Kerri Kilgore moved to adopt the proposed chapter with the above changes by motions. Bessie McGirr seconded the motion which passed with a 6-0 vote. James Massengill amended the above motion to allow six (6) months from the time the rules are signed for the size of the private space to be completed. Charlie Smith seconded the motion which passed with a 6-0 vote.

**Kerri Kilgore moved to adjourn the meeting at 11:52. Bessie McGirr seconded the motion which passed with a 6-0 vote.**

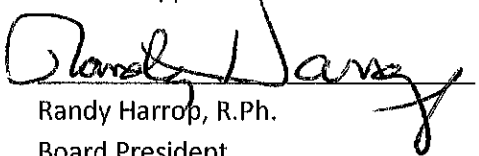
Respectfully submitted on December 30, 2013, notes by Phyllis Chapman, Senior Office Support Specialist

Respectfully submitted and reviewed:



Mary K. Walker, R.Ph.  
Executive Director

Minutes approved and entered into record



Randy Harrop, R.Ph.  
Board President