

MINUTES
WYOMING STATE BOARD OF PHARMACY MEETING
October 8-9, 2003
Casper, WY

SUBJECT	DISCUSSION	ACTION TAKEN
June 4, 2003 minutes	Minutes from the June board meeting reviewed. No changes noted	Minutes approved
Long Term Care Facility (LTCF)	Board reviewed letter from Scott Soulek, Emissary Pharmacy regarding the definition of long term facility as it relates to the faxing of schedule II prescriptions. Clearly nursing homes would be considered a long term care facility but other facilities such as assisted living centers as well as other examples are not as clear. The board does not have a definition, but relies on the DEA's definition. DEA considers LTCF to include a nursing home, retirement care, mental care or other facility or institution which provides extended health care to resident patients. Bill Reinig with the DEA was in attendance later during the meeting and stated DEA would accept board's finding.	Ron Parton RPh, representing Emissary will submit a letter to the board listing facilities in question, type of staff, and health care rendered to residents. The staff in consultation with the Board will decide if facilities will be considered a LTCF.
BFY 2005-2006 Budget Request	Board reviewed proposed budget submitted for BFY 2005-2006. The board's budget request including the exception budget request totals \$1,031,841. The budget includes the implementation of a prescription drug monitoring program.	The Board approved the proposed budget by a vote of 3/0.
U.S. Department of Justice Grant Request	The executive director was notified by letter, dated September 30 th that the Board was awarded a grant totaling \$214,529 to implement the prescription drug monitoring program. The grant period will be 7/1/04 to 6/30/06.	Grant acceptance paperwork will be submitted. Richard Cox, budget analyst with A&I has been notified of the award.
Board Office Relocation	Paperwork has been submitted to Nancy McCalla with A&I. Provided an acceptable location can be found, the target date for relocation will be April or May 2004. Our current office is approximately 1600 square feet and we need approximately 2500 square feet. The current location can not be reconfigured to meet our needs.	The Board will be updated on progress.

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Application for registration as a wholesaler	Discussed resolution presented at the District 7/8 NABP-AACP meeting in September regarding concerns about the appearance of counterfeit drugs in the US. Nevada has instituted a very extensive application for non publicly traded corporations applying for licensure as a wholesaler or pharmacy. Wyoming's application does not differentiate between publicly traded or non publicly traded corporations seeking licensure in Wyoming. Discussed if our laws would allow such a distinction in the application process.	The Board asked the Executive Director to review with Ken Nelson, Board attorney if the Board would have the authority to differentiate in the application process between a publicly traded and a non publicly traded corporation seeking licensure as a wholesaler in Wyoming. The Executive Director will place an article in the December newsletter dealing with counterfeit drugs and steps a pharmacy could take when buying pharmaceuticals.
Unlicensed/Out of Country Pharmacies	Discussed the FDA's analysis of an alendronate sodium and sertraline HCl tablets, which were supplied by Jancy Walter RPh, Torrington. Ms. Walter had obtained the medication as a patient by completing a form, enclosing a check and mailing the order. She had ordered Fosamax and Zoloft. The products shipped were from India and were not the brand name products, nor were they labeled or the prescription verified with the practitioner. The Board also discussed the Canadian pharmacy issue, including what the State of Illinois is considering regarding state employees obtaining their prescription medication from Canada.	Ken Nelson, Board attorney will set up a meeting with Pat Crank, WY Attorney General or an attorney with Consumer Protection in the AG's office to discuss a joint press release concerning the hazards of procuring prescription drug products from out of the country.
Compounding	Discussed the random testing of compounded products prepared in pharmacies by the Missouri Board of Pharmacy.	The Board is not interested for Wyoming at this time and will await results found by the Missouri Board of Pharmacy.
Prescription Labeling Requirements, Effective 1-1-04	Hank York, Board inspector discussed what he has observed during inspections regarding the change in labeling. which requires the physical description and if a tablet or capsule the imprint information to be placed on the label of all prescriptions dispensed in a traditional dispensing system. The chains are ready and many have already implemented the labeling requirements. The independents seem to be having the most problems, though he felt compliance would not be an issued.	No action taken. The labeling requirements become effective on January 1, 2004.

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Naturopath's Prescriptions	The Board has received a request from a pharmacist in the Sheridan area that the Board's rule concerning out of state practitioner's prescriptions be modified to allow the dispensing of prescription products prescribed by naturopaths in Montana. Currently, the Board's rules [Chapter 2, Section 19 (d)] allow dispensing a prescription written by an out of state practitioner only if that practitioner is practicing in Wyoming and could prescribe the same drug. Naturopaths are not authorized to prescribe prescription drugs in Wyoming.	The Board does not want to change the rule at this time.
Public Hearing-Proposed Rules	The Board conducted a public hearing from 9am to approximately 10am to hear comments, review written comments, and as appropriate make changes in proposed rules. Six written comments were received and one individual was present for oral testimony. All comments were discussed. The staff and Board recommended changes to the proposed rules based on the written comments received.	The Board approved changes as proposed by staff and board members. The public hearing was closed at approximately 10 am.
Proposed Rules	No further discussion	The Board approved by a vote of 3/0 an Order Adopting Rules. The Rules adopted include those changes as noted and approved during the public hearing.
Application Review Process	A letter from the Wyoming Attorney General sent to all licensing boards and a draft board policy on the application review process for new or renewal applications was reviewed. The proposed Board policy would delegate to the Executive Director the authority to issue or deny an applicant for licensure or registration with the Board or the renewal of a license or registration with the Board provided specified requirements are met by the Executive Director.	The Board approved the Board policy entitled "Application Review Process-New or Renewal Applications" by a vote of 3/0.
Date for next Board Meeting	Proposed dates suggested	The next Board meeting will be February 11-12, 2004 in Casper.

Respectively Submitted:

James T. Carder, R.Ph. Executive Director

Approved: _____

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