

WYOMING STATE BOARD OF PHARMACY

Board Meeting September 12-13, 2012

6920 Yellowtail Road

Cheyenne, Wyoming

Wednesday, September 12, 2012

Present/Absent	Board Member	Title
<i>Present</i>	Terry L. Carr, R.Ph.	Board President
<i>Present</i>	Randolph A. (Randy) Harrop, R.Ph.	Board Vice President
<i>Present</i>	John R. McPherson, D.D.S.	Board Secretary/Treasurer
<i>Present</i>	Robert J. (Rick) Davis, M.D.	Board Member
<i>Present</i>	Alison Kay McManus, R.Ph.	Board Member
<i>Present</i>	Bessie McGirr, R.Ph.	Board Member
<i>Present</i>	Charles W. Smith	Board Member
<i>Present</i>	Stephanie McAntee, R.P.T.	Board Member, <i>ex-officio</i>

Guests/Observers:

Ken F. Nelson, J.D.	Senior 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
H. Richard Burton, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
Henry A. "Hank" York, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
David Wills	Records and Data Management Specialist
Kara Beech, B.S., CHC	Executive Director, Wyoming Pharmacy Association
Brenda Upton, PharmD, R.Ph.	Wal-Mart Pharmacy
Ned Milenkovich	McDonald Hopkins
Donna Artery, PharmD, R.Ph.	Wyoming Department of Health
Chris Brown	Wyoming Retail Association
Christina Hubble, BS, CPhT	President, Wyoming Pharmacy Association
Larry Wolfe	Holland and Hart
Kirsi Ludwig, PharmD, R.Ph.	Memorial Hospital of Sheridan County Pharmacy
Dean Winsch, R.Ph.	Cheyenne Regional Medical Center Pharmacy
Jennifer Nevins, R.Ph.	Platte County Memorial Hospital Pharmacy
Wannetta Jenkins	Wyoming Medication Donation Program
David Sanford	Rexam Healthcare
Kem Krueger, PharmD, Ph. D.	University of Wyoming, School of Pharmacy Associate Professor
Natasha Gallizzi, PharmD, R.Ph.	Wyoming Medication Donation Program
Sherri RoRoumell, AS, CPhT	Casper College
Lis Houchen	NACDS
Angela Crotsenberg	Creighton University, School of Pharmacy
Cody Sorenson	University of Wyoming, School of Pharmacy student
Austin Opitz	University of Wyoming, School of Pharmacy student
Quincy Shaw	University of Wyoming, School of Pharmacy student

Stephanie Zollinger	University of Wyoming, School of Pharmacy student
Megan Brumfield	University of Wyoming, School of Pharmacy student
Miles Rooney	University of Wyoming, School of Pharmacy student
Devan Hansen	University of Wyoming, School of Pharmacy student
Andrew Grothen	University of Wyoming, School of Pharmacy student
Andrew Draper	University of Wyoming, School of Pharmacy student
Allen Webb	University of Wyoming, School of Pharmacy student
Landon Hageman	University of Wyoming, School of Pharmacy student
Melissa Jones	University of Wyoming, School of Pharmacy student
Russell Davidson	University of Wyoming, School of Pharmacy student
Dustin Warino	University of Wyoming, School of Pharmacy student
Dylan Thornton	University of Wyoming, School of Pharmacy student
Allyson Dolence	University of Wyoming, School of Pharmacy student
Omo Oisamoje	University of Wyoming, School of Pharmacy student
Rebecca Pullos	University of Wyoming, School of Pharmacy student
Tracey Le	University of Wyoming, School of Pharmacy student
Michelle Page	University of Wyoming, School of Pharmacy student
Dawn Davison	University of Wyoming, School of Pharmacy student
Jamie Joehnck	University of Wyoming, School of Pharmacy student
Laurel Peden	University of Wyoming, School of Pharmacy student
Stephanie Kosinski	University of Wyoming, School of Pharmacy student
Megan Saunders	University of Wyoming, School of Pharmacy student
Brian Dragich	University of Wyoming, School of Pharmacy student
Melissa Mehle	University of Wyoming, School of Pharmacy student
Thien Pham	University of Wyoming, School of Pharmacy student
Jolie Phou	University of Wyoming, School of Pharmacy student
Jenna Allais	University of Wyoming, School of Pharmacy student
Kendra Whalen	University of Wyoming, School of Pharmacy student
Jason Cory	University of Wyoming, School of Pharmacy student

Call to Order: President Carr called the meeting to order at 1:00 pm.

Review of the June 20-21, 2012 meeting minutes: Kay McManus moved to accept the minutes as presented. Randy Harrop seconded the motion which passed with a 5-0 vote. Charlie Smith abstained from voting.

Rexam Presentation: Ned Melinkovich and David Sanford spoke of container integrity which complies with USP, Chapter 671 of the federal regulations. They discussed how containers are required to have tight closures so moisture cannot get in. Also the color of the containers can corrupt the integrity of the product. They explained how labels dictate what type of container the drug should be put into as far as light resistant and moisture resistant containers. They also explained how different drugs required

different containers. Some require tight closure and light resistant containers while others only require tight containers. They suggested that our Board may want to implement rules to ensure that containers being used in Wyoming are UPS 671 compliant. Wyoming rule definition only specifies "in a suitable container". Randy Harrop asked if they had come across any facilities that were using non-approved containers. The answer was yes but the product was not for human use. Terry Carr asked Kara Beech if the Association could put in their newsletter that containers must be suitable container or USP 671 compliant. Kara responded she could do that.

Possible 2013 Revisions to WY Pharmacy Act: Mary Walker asked the Board if they wanted to go forward with revisions to the Act.

33-24-101 shows the definition for collaborative practice. Rick Davis spoke about the definition of the practice of pharmacy. He believes we need to find a definition that clearly explains exactly what the practice is. He talked about Idaho rules and how they were short and strait forward. There was a long conversation about this topic. It was announced that Idaho threw out all their rules and rewrote them. Mary Walker said the rewriting cost Idaho \$100,000 dollars.

33-24-102 This portion was accepted as presented.

33-24-102 This section was discussed in lengths because of the non-voting rights of the technician Board member. It was discussed to add another board member and raise the statute from 4 pharmacists on the Board to five. It was determined the staff would look at the structure of other Boards.

33-24-103 This section about the technician Board member suggested to simply take out the words "ex Officio". This was accepted.

33-24-108 This wording was changed to allow the Board members to be paid at the same daily rate as the Wyoming legislature. This was also accepted as presented.

33-24-136 This section was changed to take out saving the written prescription file to making an electronic or written file record. This was accepted as presented. It was also suggested the wording be changed under this section (c) regarding counseling.

33-24-137 was deleted due to the topic of the sale of poisons. This was accepted as well.

33-24-138 it was accepted to delete this section due to the topic of poisons labels.

33-24-148 after a lengthy conversation it was decided that the wording on this section need work.

33-24-156 it was decided to not add the word "resident or institutional".

33-24-117 regarding the examination was accepted

33-24-116 the words written and practical were removed and instead of the word book, change to record. This was accepted.

33-24-135 this was accepted to remove the statement that an intern needs to report to the board where they are working at all times.

33-24-140 after a long conversation it was determined to leave the code of ethics as is.

All of the above had very lengthy conversations between the Board and the audience. Due to the ultimate outcome of statute and rule revisions, these conversations were not completely recorded in these minutes.

Medication Donation Program: Donna Artery explained how the legislation passed in 2005 for the Drug Donation Program Act. The mission of the program is to reduce medication waste by securely accepted donated medications and in turn distributing them to Wyoming residents in need and appropriately disposing of unacceptable donations. They do not accept controlled substances or refrigerated drugs. In 2007 the Wyoming Department of Health hired a part-time pharmacist to start the pilot project in Cheyenne. In the beginning the program was worked only 16 hours a week. It has now increased to a full 40 hour week. Natasha Gallizzi provided a slide show presentation which included pictures of the progression of the program. These pictures showed the first location at Cheyenne Regional Medical Center then moved east to the Fox Farm Road location they currently have now. They currently have one part-time technician and are working on getting another. A list of take back locations was also provided. There were several questions regarding the packaging and expiration dates. The expiration on the package is used unless it was repackaged then it is one year. The program is funded by the Department of Health.

Chapter 10 WPA (Technicians) Draft: This was another long conversation between the Board and the audience. Kirsi Ludwig, president of WPhA provided a survey they conducted regarding technician's education and experience. The survey is in the Board meeting packet. Due to the ultimate outcome of statute and rules revisions, these conversations were not completely recorded in these minutes. Should anyone request a specific part of these conversation they may contact Phyllis Chapman at the Board office.

WORx Presentation: David Wills talked about how law enforcement is increasing the use of the program to help with their investigations. With the help of the program it is getting tougher for doctor shoppers. David gave statistics from past years and compared them to current data. Requests have increased due to education of practitioners, law enforcement, licensing boards and pharmacists. There was a brief question and answer period following his presentation.

President Carr adjourned the meeting at 5:05 pm until 8:00 am Thursday, September 13, 2012.

**WYOMING STATE BOARD OF PHARMACY
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Cheyenne, Wyoming
Minutes
Thursday, September 13, 2012**

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Kara Beech, B.S., CHC	Executive Director, Wyoming Pharmacy Association
Dean Winsch, R.Ph.	Cheyenne Regional Medical Center Pharmacy
Heather Roe Day	Chief Executive Office, eHealth Partnership Wyoming
Bruce McGirr, R.Ph.	Senior Patient Advocates
Donna Artery, PharmD, R.Ph.	Wyoming Department of Health

President Carr called the public meeting to order at 8:01 am.

Randy Harrop moved to go into executive session to discuss disciplinary. Rick Davis moved to go into executive session to discuss personnel issues. Kay McManus seconded the motion. Executive session began at 8:03 am.

President Carr called the public meeting back to order at 8:52 am.

Docket No. 12-23 Shantel Brasiel

Docket No. 12-24 Osco Pharmacy #2062

Docket No. 12-30 Gerald Paxton

Charlie Smith moved to accept all three dockets as presented. Kay McManus seconded the motion which passed with a 6-0 vote.

Larry Wolfe, Attorney for Safeway: Mr. Wolfe spoke about the two bills he wants to take to the Wyoming 2013 legislature. He explained what the bills would allow for, which is administering immunizations to individuals age seven and older and high risk adults. The bill also states pharmacists may administer medications, except controlled substances, orally, topically, by intranasal delivery or by injection to

individuals nineteen and older. A conversation ensued between Board members and Mr. Wolfe. Kara Beech stated it had not been brought to the Wyoming Pharmacy Association so she could not support this bill. Terry Carr stated that he could request to be on the December 2012 agenda. He also requested a list of the medications intended to be used by this bill.

Health Information Exchange: Heather Roe Day explained the eHealth Partnership is a non-profit organization designated by Governor Mead to establish health information exchange. The software looks much like email everyone is used to using. The patient information is protected and can be viewed by any healthcare provider in Wyoming at any time. To participate you just subscribe to the secure email messaging service call Direct. The email system is HIPAA approved. Idaho, Utah, Colorado and South Dakota are already using the system. She stated she was not here today looking for action from the Board. She just wanted to let the Board know where eHealth Partnership was heading. She did tell prescribers about the WORx program as she went around the state.

WORx Registration forms for online access: Randy Harrop moved to accept the forms presented. Kay McManus seconded the motion which passed with a 6-0 vote.

Archiving of Disciplinary Investigations: Kay McManus moved to accept the archiving guideline presented. Bessie McGirr seconded the motion which passed with a 6-0 vote.

Contract for WORx with Atlantic Associates: Randy Harrop moved to accept the contract as presented. Charlie Smith seconded the motion which passed with a 6-0 vote.

Contract with Wyoming Professional Assistance Program: Kay McManus moved to accept the contract presented. Randy Harrop seconded the motion which passed with a 6-0 vote.

Immunization Training SW Oklahoma State and University of Idaho program: Rick Davis moved to accept both programs for immunization registrants. Bessie McGirr seconded the motion which passed with a 6-0 vote.

AWAREx.org link on website: Randy Harrop moved to put a link on our website. Kay McManus seconded the motion which passed with a 6-0 vote.

Executive Director's report: Mary Walker attended the WPHA convention following the Board meeting in June. She met with Richard, Hank and Eric Easton in Casper in June, July and August. Ms. Walker also visited several pharmacies in western Wyoming to see the remodeling and construction. She currently has 30 pharmacist application pending. She has licensed 93 pharmacists so far in 2012. She has taken no

vacation but plans to take some in January. Mary will also be attending meetings in Idaho, Little Rock and Denver. The PMI software for staff evaluations is on time.

Licensing Renewal Updates and Methamphetamine Precursor inspections: Phyllis Chapman announced that there are currently 184 students enrolled in the School of Pharmacy and 77 of them have either licensed or renewed their intern licenses. There are still 107 that need to license or renew. Forty methamphetamine precursors have renewed fourteen have not. Ms. Chapman told the Board she visited 29 methamphetamine precursor locations within the state to do an inspection. At this time only two carried any of the products. Both of the locations need some work to fully meet the rules and regulations. One location had to pull the products off the shelf and lock them up while she was there.

Compliance Report: Richard Burton announced that inspections were winding down. He visited two new cancer centers and he was very impressed with the Cody facility the hospital took over. There have now been thirteen (13) of the fifteen (15) transitions from Pamida Pharmacies to ShopKo Pharmacies. Thermopolis and Buffalo will be the last two added, making this the largest chain in Wyoming. As far as UPS797 compliance there are a few more to inspect. The ones we have inspected are compliant. Hopefully all will be fully compliant by December 31, 2012.

As far as investigation we have had thirty-two (32) cases so far and twenty-two (22) are still ongoing.

Hank York stated that he, Mary Walker and two DEA agents completed an audit together. He stated that Wal~Mart Pharmacies were in good shape but they still need an immunization area. Some of the Osco Pharmacies and Sav-On Pharmacies still need immunization areas too. The Smith's Food and Drug Pharmacies are top notch. The Kmart Pharmacies are all grandfathered in but could use upgrading.

At this point in the meeting Randy Harrop Moved to not go forward at this time with any changes to the statutes or rules and regulations. Rick Davis seconded the motion which passed with a 6-0 vote.

This conversation took quite some time and what was directly said by everyone in the room is available. Because of the outcome of the vote, this recorder of minutes does not feel the entire conversation would be pertinent to these minutes.

Motion to adjourn the meeting by Randy Harrop and seconded by Kay McManus.

President Terry Carr adjourned the meeting at 12:21 Pm.

Respectfully submitted on October 9, 2012

Notes by Phyllis Chapman, Senior Office Support Specialist

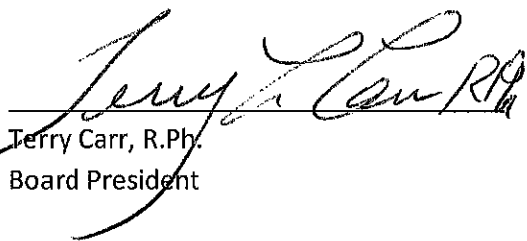
Respectfully submitted and reviewed:

A handwritten signature in cursive script that reads "Mary K. Walker". The signature is written in black ink and is positioned above a horizontal line.

Mary Walker, R.Ph.

Executive Director

Minutes approved and entered into record:

A handwritten signature in cursive script that reads "Terry Carr R.Ph.". The signature is written in black ink and is positioned above a horizontal line.

Terry Carr, R.Ph.

Board President