

**WYOMING STATE BOARD OF PHARMACY**

**Board Meeting June 19-20, 2013**

**Holiday Inn, Laramie, WY**

**Wednesday, June 19, 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>Absent</i>	Sigsbee Duck, M.D. R.Ph.	Board Member
<i>Absent</i>	Jim Massengill, R.Ph.	Board Member
<i>Present</i>	Kerri Kilgore, 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:**

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
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
Cara Harshberger	University of Wyoming, School of Pharmacy student
Kara Beech, B.S., CHC	Executive Director, Wyoming Pharmacy Association
Roxanne Spalding R.Ph.	Safeway
Candice Cochran	Wyoming Professional Assistance Program
Donna Artery, PharmD, R.Ph.	Wyoming Department of Health
Olalekan Ajayi, R.Ph.	Sheridan Memorial Hospital
Bruce McGirr	Senior Patient Advocate
Emily Griesbach, R.Ph.	
Jeremy Henion	University of Wyoming, School of Pharmacy student
Perri Schneider, R.Ph.	Walgreens
Kirsi Ludwig, R.Ph.	Wyoming Pharmacy Association
Stevi Sy, R.Ph.	Wyoming Pharmacy Association
Linda Martin	University of Wyoming, School of Pharmacy
Ben Van Heule	University of Wyoming, School of Pharmacy student
Maria Simental, R.Ph.	Albertson's
Ryan Randall Brost	University of Wyoming, School of Pharmacy student
Antoinette Brown, R.Ph.	University of Wyoming, School of Pharmacy

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

**Presentations:** Randy Harrop congratulated and thanked Mary Walker for her five years of service. She was given a wall certificate and pin from the State of Wyoming. Mr. Harrop congratulated and thanked Hank York for his ten years of service. He was given a wall certificate and pin from the State of Wyoming. Mr. Harrop also thanked Terry Carr, Kay McManus and Rick Davis for serving on the Board.

## WYOMING STATE BOARD OF PHARMACY

**Review of the March 13-14, 2013 minutes:** Bessie McGirr moved to accept the minutes with the correction of the dates. Kerri Vandel seconded the motion which passed with a 4-0 vote.

**Review of the special meeting minutes of April 4, 2013:** Kerri Vandel noted the immunization committee needed to be corrected to include only Jim Massengill, Kerri Vandel and Bessie McGirr per the March minutes. John McPherson moved to accept the minutes with the change. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**Review of the special meeting minutes of May 2, 2013:** Kerri Vandel moved to accept the minutes as presented. John McPherson seconded the motion which passed with a 4-0 vote.

**Wyoming Professional Assistance Program (WPAP):** Candice Cochran explained to everyone what WPAP does to assist professionals. They provide intervention, treatment plans and long term monitoring among other services. They are experiencing a lot of staff changes. She is hiring John Ordiway as the new clinical manager. Currently there are 26 Wyoming professionals in the program. There are currently five (5) pharmacists and/or technicians, two (2) unlicensed pharmacy professionals and one (1) pharmacy student. Six (6) of the participants are known to the Board and two (2) are unknown. Mary Walker stated that she has recently sent quite a few professionals to be evaluated by WPAP. And she appreciates the prompt assistance.

**UW School of Pharmacy Experiential Program:** Dean, Linda Martin announced the program has full accreditation through 2015. She explained the number of students for enrollment is down. They are having a hard time filling the class. She stated that they may only have forty-five (45) students per class for the next five (5) years. There is a one hundred percent (100%) passing rate on the NAPLEX examination. She spoke of several different programs going on at the college including the drug abuse initiative.

Cara Harshberger handed out in-depth handouts of the curriculum offered by the school of pharmacy and went over most of it step by step. A complete packet of this information is filed with the board meeting agenda. Charlie Smith asked if they had any rotations at a hospice facility. Ms. Harshberger stated they do not have any preceptors in the field showing any interest. The university is required to provide this information to the board annually.

**Board of Medicine April 12 meeting:** Kerri Kilgore stated the meeting was good. Mary Walker, Jim Massengill and Stephanie McAntee also attended the meeting. The topic of the meeting was to discuss what vaccinations would be allowed and what type of training should be required. The attendees for the Board of Medicine stated they would get back to us on these topics.

**WORx online access:** Mary Walker showed the program online to the board members. She explained how the prescribers would register online and then they are approved by either Mary or David Wills. Mary asked the board members if they thought we needed the security code words to access the program and it was decided to leave it on the sign in page. The software is still in the testing mode so we are not sure when it will go live.

## WYOMING STATE BOARD OF PHARMACY

**Executive Directors report:** Mary Walker announced she attended the MPJE Item Writing in Chicago with Terry Carr. She hosted two special board meetings, spoke at the WPHA technician conference and attended several budget meetings. Ms. Walker stated she met with the disciplinary team in April, May and June. A lot of time has been spent with courts, police investigations and telephone meetings. On June 12<sup>th</sup> there were 90 pharmacist applications in process. We licensed 113 in all of 2012. Ms Walker took several vacation days in May to go to Washington DC. The contract for GL Solutions was approved by the OCIO. Tablets for the board members were purchased from Dell. It is estimated we will recover the cost of the tablets by using less toner within one year. Mary stated this was the busiest quarter in her five years with the board.

**Licensing:** Phyllis Chapman announced the following license information as of June 18th: Out of 139 resident pharmacies 12 have yet to renew. Out of the 533 non-resident pharmacies 94 have yet to renew. All 32 institutional and the one Telepharmacy have renewed. Out of 532 controlled substance registrations up for renewal 195 have yet to renew. Out of 28 emergency drug box registrations 4 have yet to renew. Of the 655 wholesale distributors 89 have yet to renew.

**Compliance Officers:** Richard Burton stated there are 25 active investigations open at this time. The inspections started out slow because they are spending a lot more time at the locations looking at the sterile and non-sterile compounding. All of his hospitals have passed their inspections. There was a similar problem in Tennessee to the Massachusetts compounding issue. Sterile compounding pharmacies must have written quality assurance programs in place. NABP is doing inspections in many states who request an inspection. Hank York spoke about looking closely at the policies and procedures in the pharmacies to make certain they are following them.

**NABP Annual meeting:** Stephanie McAntee spoke about her conference trip at NABP. She liked that she went and was able to speak to a wide variety of other individuals. The conference was May 18<sup>th</sup> through May 21<sup>st</sup>. Some subjects touched during the conference were announcements of office candidates, Missouri is holding state wide educational seminars, continuing education veterinary pharmacy issues, pill mills, voting for both candidates and bylaws and constitutional amendments. Ms. McAntee also spoke with two other technician board members from North Dakota and Montana about looking into a project of standardizing minimum requirements for technicians. Texas board of pharmacy is in the process of adding a technician to their board based off of Stephanie's presence at the member forum. Ms. McAntee stated she has an entire notebook on the conference if anyone would care to look through it.

**US Bill on Distribution of Drugs:** Intern, Devan Hansen gave a power point presentation about this subject. Due to the US bill we will not be changing the wholesale distributor chapter at this time. Kerri Kilgore said this was an ongoing problem when purchasing drugs with others. John McPherson brought up the Mexican restaurant/pharmacy in Rawlins from an article in the Laramie newspaper.

**Request for waiver of intern hours:** Machender Kandadi: Mary Walker presented the letter from Mr. Kandadi to the board requesting a waiver of the required intern hours for licensure as a pharmacist. Mr. Kandadi is a foreign student graduate working at the University of Wyoming for the past 3 years. It was

## WYOMING STATE BOARD OF PHARMACY

determined he needed to give more information on his experience before determining how many hours he would be required to submit. Kerri Kilgore stated he had not described his experience enough to make a determination at this time. Mary Walker stated she would request additional information.

**50 year pharmacists:** Mary Walker announced the names of the pharmacists who had reached their 50 years of licensure. Ms. Walker and Ms. McAntee will hand out the certificates at the Wyoming Pharmacy Association convention to those who will be attending the banquet.

**Letter from Shionogi Inc. and distribution of tramadol:** Mary Walker explained the fact that Phyllis Chapman sent a letter to Shionogi Inc. due to an oversight of licensure and the recent scheduling of tramadol. They believe they should not have to have the controlled substance with their non-resident pharmacy license. Randy Harrop announced we need to stick to our rules and regulations. If they want to continue being licensed with us they will need a DEA number and our controlled substance registration in conjunction with their non-resident pharmacy license. John McPherson moved in agreement with Mr. Harrop. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**Letter from Emily Jerry foundation:** Mary Walker explained the letter from the foundation regarding technician standards of education and licensing requirement. Our board received a scorecard indicating a B+. The scorecard is determined by education and training, certification, registration/licensure and continuing education. A copy of this scorecard can be viewed in the board office.

**Rules:** Randy Harrop stated we would start looking at the rules chapters and the suggested changes. He requested the comments be brief as these would be up for public comment in a future meeting.

Each chapter was reviewed in detail with Mary Walker indicating each suggested change to the chapter. The following are the motions for each chapter.

### **WY Controlled Substances Act Rules and Regulations:**

**Chapter 1:** Kerri Kilgore moved to accept the changes to this chapter and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**Chapter 2:** John McPherson moved to accept the changes to this chapter and forward to a future public comment meeting. Kerri Kilgore seconded the motion which passed with a 4-0 vote.

**Chapter 5:** John McPherson moved to eliminate this chapter. Kerri Kilgore seconded the motion which passed with a 4-0 vote.

**Chapter 6:** Maria Simental, pharmacist from Alberton's, spoke about prescriptions being written from out of state doctors not using secure prescription pads. It appears that section 5 of this chapter does not apply to out of state practitioners. Many doctors are still using old prescription pads. An in depth conversation regarding licensing requirements ensued. It was stated that if a practitioner is writing in Wyoming then they must be licensed in Wyoming. Bessie McGirr said these issues should be called into the board office when they arise. President Harrop suggested to everyone to come back with suggestion to this matter. Bessie McGirr moved to look further into the prescription pads and to 90 day

**WYOMING STATE BOARD OF PHARMACY**

prescriptions and how they are being written and filled. Ms. McGirr’s motion also included to accept the current changes in the chapter and forward to a future public comment meeting. Kerri Kilgore seconded the motion which passed with a 4-0 vote.

**Chapter 7:** Kerri Kilgore and Bessie McGirr both suggested the changes in this chapter be reviewed by our attorney before accepting the changes. This chapter was tabled until Thursday.

**Chapter 8:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. John McPherson seconded the motion which passed with a 4-0 vote.

**Wyoming Pharmacy Act Rules and Regulations:**

**Chapter 1:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**Chapter 3:** John McPherson moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**Chapter 4:** John McPherson moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 4-0 vote.

**President Harrop requested a motion to adjourn for the day. John McPherson moved to adjourn for the day. Bessie McGirr seconded the motion which passed with a 4-0 vote.**

**Thursday, June 20, 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>	Sigsbee Duck, M.D. R.Ph.	Board Member
<i>Absent</i>	Jim Massengill, R.Ph.	Board Member
<i>Present</i>	Kerri Kilgore, 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:**

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
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
Cara Harshberger	University of Wyoming, School of Pharmacy student
Kara Beech, B.S., CHC	Executive Director, Wyoming Pharmacy Association
Roxanne Spalding R.Ph.	Safeway
Chris Brown	Wyoming Retail Association
Donna Artery, PharmD, R.Ph.	Wyoming Department of Health

WYOMING STATE BOARD OF PHARMACY

Perri Schneider, R.Ph.	Walgreens
Kirsi Ludwig, R.Ph.	Wyoming Pharmacy Association
Stevi Sy, R.Ph.	Wyoming Pharmacy Association
Linda Martin	University of Wyoming, School of Pharmacy
Jeremy Henion	University of Wyoming, School of Pharmacy student
Maria Simental, R.Ph.	Albertson's
Ryan Randall Brost	University of Wyoming, School of Pharmacy student

President Randy Harrop called the meeting to order at 8:05.

Kerri Kilgore made a motion to go into executive session at 8:06. Charlie Smith seconded the motion which passed with a 5-0 vote.

Randy Harrop called the public meeting back to order at 8:45.

There was a discussion regarding probation being five (5) years in length. Randy Harrop said he felt the five (5) years makes the board feel more comfortable. It was decided to revisit the amount of continuing education required in the settlement agreements and discuss it at the next meeting.

**Docket No. 12-26C** William Owens, John McPherson moved to accept the Settlement Agreement, Stipulation and order as presented. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Docket No. 12-30** Gerald Paxton, Bessie McGirr moved to accept the amended Settlement Agreement, Stipulation and order with the date correction. Kerri Kilgore seconded the motion which passed with a 4-0 vote. Charlie Smith recused himself from voting.

**Docket No. 13-12** Carol Blackwell, Kerri Kilgore moved to accept the Settlement Agreement, Stipulation and order as presented. John McPherson seconded the motion which passed with a 5-0 vote.

**Docket No. 13-13** Marian VanAmore, John McPherson moved to accept the Settlement Agreement, Stipulation and order as presented. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Docket No. 13-14** Adam Casey, Kerri Kilgore moved to accept the Settlement Agreement, Stipulation and order as presented. John McPherson seconded the motion which passed with a 5-0 vote.

**Docket No. 13-21** Heather Palmer, Kerri Kilgore moved to accept the Settlement Agreement, Stipulation and order as presented. Bessie McGirr seconded the motion which passed with a 4-1 vote.

Rules: Each chapter was reviewed in detail with Mary Walker indicating each suggested change to the chapter. The following are the motions for each chapter.

## WYOMING STATE BOARD OF PHARMACY

**WY Controlled Substances Act Chapter 7:** A discussion regarding administrative warrants ensued. It was discussed that these rules need to be very detailed and intact as possible in order to protect the public. Randy Harrop asked for a motion to table this chapter. Kerri Kilgore made the motion to table this chapter. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**WY Pharmacy Act Rules and Regulations:**

**Chapter 6:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Chapter 9:** John McPherson moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Chapter 10:** After a very long conversation on this chapter with comments from both the public and board, John McPherson moved to accept the changes and forward to a future public comment meeting. Kerri Kilgore seconded the motion which passed with a 5-0 vote.

**Chapter 11:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Chapter 12:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Chapter 13:** John McPherson moved to accept the changes and forward to a future public comment meeting. Sigsbee Duck seconded the motion which passed with a 5-0 vote.

**Chapter 15:** Kerri Kilgore moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

**Chapter 16:** Charlie Smith moved to accept the changes and forward to a future public comment meeting. Bessie McGirr seconded the motion which passed with a 5-0 vote.

The next board meeting will be held on September 11-12 in Cheyenne.

Kerri Kilgore will be attending the new board member training in Cheyenne on June 25<sup>th</sup>.

Kerri Kilgore, Bessie McGirr, Mary Walker and Hank York will be attending the District 7 meeting in Boulder, Colorado on September 8-11<sup>th</sup>. Randy Harrop is uncertain at this time if he will be attending.

David Wills will attend the NASCSA meeting in Kansas City on October 20-24.

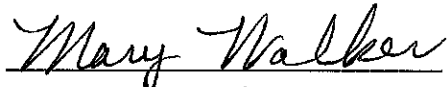
WYOMING STATE BOARD OF PHARMACY

Randy Harrop asked for a motion to adjourn the meeting. Kerri Kilgore moved to adjourn the meeting at 1:05. John McPherson seconded the motion which passed with a 5-0 vote.

Respectfully submitted on September 7, 2013

Notes by Phyllis Chapman, Senior Office Support Specialist

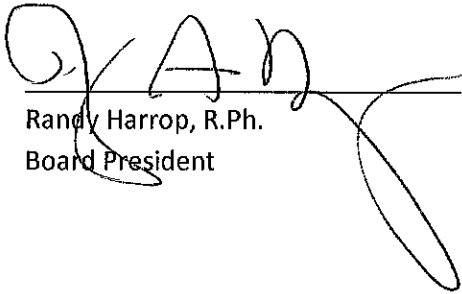
Respectfully submitted and reviewed:



Mary K. Walker, R.Ph.

Executive Director

Minutes approved and entered into record



Randy Harrop, R.Ph.

Board President