

WYOMING STATE BOARD OF PHARMACY

Board Meeting October 1 and 2, 2008 Sheridan, Wyoming

MINUTES

Present/Absent	Board Member	Title
present	Randolph A. Harrop, R.Ph.	Board President
present	Alison Kay McManus, R.Ph.	Board Vice President
absent	Terry L. Carr, R.Ph.	Board Secretary/Treasurer
present	Robert J. (Rick) Davis, M.D.	Board Member
absent	John R. McPherson, D.D.S.	Board Member
present	Jennifer S. Nevins, R.Ph.	Board Member
present	Gary W. Norwood, D.V.M.	Board Member
absent	Charles W. Smith	Board Member
present	Louann Weber, R.P.T.	Board Member, <i>ex-officio</i>

Guests/Observers:

	Kara Beech, BS, CHC	Executive Director, Wyoming Pharmacy Association
	H. Richard Burton, R.Ph.	Inspector/Compliance Officer, Wyoming State Board of Pharmacy
October 1, 2008 only	James T. Carder, R.Ph.	Past Executive Director, Wyoming State Board of Pharmacy
October 1, 2008 only	Nancy Anne Kirkwood, R.Ph.	Pharmacist-in-Charge, Kmart Pharmacy #7139, Jackson, Wyoming
	Ken F. Nelson, J.D.	Senior Assistant Attorney General
	Jacqueline L. Seebaum	Executive Assistant, Wyoming State Board of Pharmacy
October 1, 2008 only	George A. Vandel, NCAC II, CAP	Executive Director, Wyoming Professional Assistance Program
	Mary K. Walker, R.Ph.	Executive Director, Wyoming State Board of Pharmacy

WEDNESDAY, OCTOBER 1, 2008

Call to Order. Mr. Harrop called the Board meeting to order at 1:00 p.m.

Review and approval of the June 25-26, 2008 Board meeting minutes. Ms. Seebaum noted that, on page 12 of the minutes, under Section 2, Action, she inadvertently omitted 'The motion carried by a vote of 7/0.' Ms. Nevins moved to approve the minutes as corrected. Ms. McManus seconded the motion. The motion was carried by a vote of 5/0.

Wyoming Professional Assistance Program (WPAP) quarterly report. Mr. Vandel summarized his report on the status of WPAP participants during the last quarter and participant volume from January, 2008 to present. Mr. Vandel disseminated the WPAP Trial Balance as of August 31, 2008 to the Board membership and reviewed the contents.

Ms. Walker said that the Board has completed a new contract with WPAP for two years with the option of two amendments. There is no change in cost.

Agency relocation. Dr. Davis, Ms. Nevins, and Dr. Norwood summarized the discernment process for choosing the new Board office space. Dr. Davis said that due diligence was done. There were eight responses to the Request for Proposals. Ms. Walker and Ms. Seebaum toured the eight sites, two of which had multiple rental possibilities. Dr. Davis joined them for a tour of three of the sites. Dr. Davis, Ms. Nevins, and Dr. Norwood joined them for a tour of two of the sites, one of which had multiple rental possibilities. An office space bid analysis was done based

on thirteen property assessment factors and the properties were ranked in order of suitability. Dr. Davis summarized the chosen space at 1712 Carey Avenue. Ms. Nevins said that this space was a wonderful choice; it was first in the assessment ranking, without taking into consideration that it was also the lowest cost proposal, and it was the first choice of those who toured the space. Dr. Norwood said that it fits the needs of the Board and has a professional ambience.

Ms. Walker said that she does not yet have final move cost figures. The property owner allowed the Board to utilize furniture for the reception area, which mitigated the cost of a new reception suite. A new suite of furniture was ordered for the Executive Assistant. Although the telephone and data wiring met the minimum requirements of the Request for Proposal, it was not terminated properly, which increased the phone system expense to approximately \$8,000. Ms. Weber asked how the lease price compares to the office space in Casper. Ms. Walker said that the space in Cheyenne is \$11.00 per square foot; the space in Casper was \$6.00 per square foot. The lease for the space in Cheyenne includes utilities, janitorial service, and five parking spaces in the downtown covered parking garage, which is less than a block from the office.

Ms. Walker said that the staff has already experienced efficiencies that will positively impact operating costs. The office is very close to the Division of Criminal Investigation, which eliminates both the postage cost for mailing fingerprint cards and shortens turnaround time. State Central Mailing Services is handling our mail, including interoffice mail to all State agencies in Cheyenne.

Ms. Walker said that the only difficulty experienced during the move was with assignment of telephone numbers. Qwest presented a list of telephone numbers, and change of address cards were disseminated to all of our registrants. On the second day of business at the new office, we were informed that the facsimile number for the Prescription Drug Monitoring Program was incorrect. Qwest discovered this error after a complaint was received. Qwest had assigned the telephone number of an 84-year-old homebound woman. Qwest corrected the error, Ms. Walker sent an apology note to the woman, and informed the Governor's Office of the matter.

Ms. Seebaum summarized staff changes. Trina Barber, Administrative Specialist, terminated her employment on August 7, 2008, after giving two weeks' notice; Trina has been replaced by Lisa Stewart. Denise Embury's employment terminated September 30, 2008; Denise has been replaced by David Wills.

Wyoming Medical Society – Wyoming Pharmacy Association Report. Dr. Davis said that the issue of more effective communication between practitioners and pharmacists is a difficult problem to impact. Mr. Burton said he is a witness to that very often through his investigations. Ineffective or incomplete communication between the practitioner and the pharmacist fosters misunderstandings, which leads to errors or complaints. It is not simply a physician/pharmacist issue; there are communication challenges between pharmacists, physician assistants, and other practitioners.

Dr. Davis asked the Board for approval to speak to the Wyoming Medical Society President, Reed Shafer, MD, in an effort to facilitate communication regarding the issue. Mr. Harrop said that the Board would approve that contact. Dr. Davis said that he has spoken with Carmen A. Catizone, Executive Director/Secretary of the National Association of Boards of Pharmacy, who said he is gathering information from states regarding many of the same issues

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 3 of 11

addressed in our Rules Chapter 9 on patient counseling and prospective drug use review. Ms. Beech asked to address the Board from the audience and suggested that an excellent vehicle to effect communication between disciplines is through continuing education offerings. She would like the Wyoming Pharmacy Association to host a focus presentation on one disease type (e.g., diabetes) given by a physician, a pharmacist, and a nutritionist. Ms. Walker said that she presented a program to physician assistants and it was an effective forum for questions and discussion. Ms. Beech said that physician assistants will meet together with the Wyoming Medical Society next summer. Ms. McManus proposed that Ms. Walker could present at that joint meeting.

Dr. Davis said that he would also like to work with the Wyoming Medical Society on e-prescribing; we have a role to play in seeing that this issue is also addressed.

Pharmacist request to speak. Nancy Anne Kirkwood, Pharmacist-in-Charge of the Kmart Pharmacy in Jackson, Wyoming, asked to be placed on this meeting's agenda and she drove from Jackson to attend the meeting. Ms. Kirkwood asked the Board to consider reducing the number of hours required for a pharmacist-in-charge from the current minimum of 32 hours per week to a lesser minimum. There was extensive dialogue between Ms. Kirkwood and the Board membership about the current Rule and the issues surrounding the role of the pharmacist-in-charge, the corporate retail environment, the trend toward expansion of store operating hours, and the generational change in the workforce.

Ms. McManus said that the Board has previously been approached regarding this topic. She said that the Board determined the current minimum after reflection on what it takes to accomplish the job of pharmacist-in-charge, to maintain control of the pharmacy, and to protect the public.

Dr. Davis said that he perceives the dilemma is often the pharmacist-in-charge as an employee of a corporate entity versus the profession.

Following this discussion, Ms. Kirkwood asked to address another issue: if technicians-in-training could self identify to customers other than as technicians-in-training. Ms. Kirkwood said that customers can be exceptionally rude to technicians-in-training and it might help if technicians-in-training could self identify as technicians. Ms. McManus said that it matters to everyone that someone self identifies accurately; Dr. Norwood concurred. Ms. Weber said that, in her experience, the company requires a scripted greeting for telephone reception, then the employee self identifies; most speak the entire script so quickly that customers miss the essence of the necessary information to identify the employee. Ms. Walker said that the Legislature wanted a difference between a technician and a technician-in-training. Their question was, if there is no difference, why license separately.

Mr. Harrop thanked Ms. Kirkwood for traveling to the meeting and addressing the Board.

NABP/AACP District VI/VII/VIII Annual Meeting report. Ms. McManus reported that the focus topics were behind-the-counter issues approached from a patient safety perspective; drug disposal; intern hours; the rise of private pharmacy schools; technician education; and e-prescribing. Mr. Harrop said that the speaker from the Institute for Safe Medication Practices (ISMP) spoke on missfills and unapproved abbreviations. Ms. Nevins said that the continuing

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 4 of 11

education offerings at the Meeting were some of the best the NABP/AACP have offered. Ms. McManus announced that Ms. Nevins is now the District VII President. Mr. Harrop expanded on the e-prescribing session and there was extensive discussion of its evolution and how it will impact pharmacy operations.

Wyoming Pain Advisory Committee report. Ms. McManus reported that this Committee, chartered by the Legislature, held its final meeting in August. A white paper will be drafted to present to the Legislature.

Lovell Task Force report. Mr. Burton summarized the genesis of this Task Force. In April, 2007, Lovell resident Kenneth W. Ferbrache, PA-C, invited physicians, nurses, emergency medical response personnel, and representatives from law enforcement in the Cody, Greybull, Lovell, and Powell area to discuss ways to inform the public and the Legislature regarding drug abuse in Wyoming, with an emphasis on the growth of controlled substance abuse. The Task Force meets monthly. At the last meeting, the Sheriff in Basin reported that there were six home robberies in one week in which oxycontin was stolen while valuables in the homes were left. The Sheriff believes that the perpetrators may be looking through trash and finding labeled prescription bottles from which they are gleaning addresses.

New pharmacy/new construction update. Mr. Burton reported that there have been a number of pharmacy ownership changes recently. Walgreens opened a new pharmacy in Gillette that is devoted to mine employees and their families; it is not open to the public. An independent pharmacy owner changed locations in Cody. Pamida has bought pharmacies in Afton, Green River, Lyman, and Thayne, and has opened a new pharmacy in Greybull. Regarding new construction, the Mountain View Regional Medical Center in Casper has opened. Hank York, Wyoming State Board of Pharmacy Inspector/Compliance Officer, has been instrumental in facilitating the opening of its pharmacy. Mr. Burton said that there have been some issues with the new construction and remodel inspections and compliance with our Rules. Ms. McManus suggested that, when issues arise, the Board should notify the pertinent corporate headquarters that facilities will not be opened that are not compliant with our Rules and that non-compliance could delay the opening of the new pharmacy.

U. S. Attorney Task Force report. Ms. Walker reported that U. S. Attorney Kelly Rankin formed this Task Force. There have been twelve deaths in Wyoming since May 1, 2008 involving prescription drugs, specifically, opiates. This number is higher than deaths from methamphetamine or driving under the influence. Use of illegal drugs, including cocaine and methamphetamine, alcohol consumption, and tobacco use are all declining; prescription drug theft and abuse is escalating. The Division of Criminal Investigation is conducting education sessions in Casper and Cheyenne the first week of October for pharmacists and technicians to identify doctor shopping. The speaker will also be available to work with providers in those communities. The Task Force wants to conduct a broad public education campaign on prescription drug abuse, similar to the current Wyoming Department of Health "Draw the Line" alcohol and tobacco campaign.

Legislative update. Ms. Walker reported that the Interim Health and Labor Committee is focusing on the tobacco free Wyoming initiative and workers' compensation.

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 5 of 11

Prescription Drug Monitoring Program (PDMP) update. Ms. Walker said that there was a great deal of discussion regarding the Prescription Drug Monitoring Program at the last U. S. Attorney Task Force meeting. Mr. Burton said that there was also discussion of the Program at the Lovell Task Force meeting. After extensive discussion about the Program's history, scope of the current statute, and national trends, Ms. Walker received the Board's support for the Program remaining under the oversight and control of the Board. Ms. Walker will attend the National Association of State Controlled Substances Authorities (NASCSA) meeting later in the month and will report on how other states are addressing use of the Program.

Online renewals. Ms. Walker reported that the contract with Eric Saul, Saulid Solutions, LLC, for the website and the online renewals has been completed. Eric Saul has become a master vendor for the State; consequently, he has been assigned other State projects, which has delayed adding other licenses to the online renewal process. Ms. Walker said that she hopes to get controlled substance renewals online in 2009. This is a high volume renewal that is not complicated and she believes would be well received by practitioners.

The online pharmacist renewal is in the testing phase and is scheduled to go live the first week of November. Seventy-eight percent of pharmacists renewed online last year, which was the inaugural year of the online renewal system.

Rulemaking Order signed by Governor Freudenthal. Ms. Walker reported that Governor Freudenthal signed the Rulemaking Order for Rules Chapters 8, 10, and 16. The Emergency Order for administration of Zoster vaccine has now been replaced by the signed Rule.

Wyoming Pharmacy Association 91st Annual Convention. Ms. Walker recognized James Carder, retired Executive Director of the Wyoming State Board of Pharmacy, as the very deserving recipient of the Bowl of Hygeia Award at the Convention.

Upcoming meetings. Ms. Walker summarized upcoming meetings:

- National Association of Boards of Pharmacy (NABP) Item Writing Session, Chicago, Illinois, October 8-12, 2008. Kay McManus and Mary Walker will attend.
- NABP Fall Education Conference, Tucson, Arizona, December, 2008. Louann Weber will attend.
- National Association of State Controlled Substances Authorities (NASCSA), October 20-24, 2008. Mary Walker will attend.

Board training by Attorney General's Office. Ms. Seebaum reported on the Training, held on September 17th and 18th, which both she and Lisa Stewart attended. Ms. Seebaum said that, as a staff member, the training offered not only the "big picture" but also a clarity of purpose and understanding of the interdependent roles we all play as we serve the citizens of our State. The training also did nothing but increase respect for Board members' service. Ms. Seebaum said that she believes the training should be mandatory for new staff of all licensing boards in the State.

Use of the word "drug" or "drugstore" on signage, Chapter 2, Section 30(a)(vi). Ms. Walker referenced Rules Chapter 2, *General Practice of Pharmacy Regulations*, Section 30, *Retail Pharmacy Closure*, Paragraph (a):

Not less than twenty-one (21) days prior to a resident retail pharmacy, licensed by the board, permanently ceases operation, the board shall receive written notice of the following...(vi) The scheduled date to have all signage, which includes the wording "drug", "pharmacy", "drugstore", "Rx", "apothecary" or other terms that might indicate or signify by any advertising medium that such establishment is a licensed pharmacy removed from the exterior and interior of the building.

Mr. Burton visited Yellowstone Drug Store in Shoshoni, which no longer has a pharmacy. Yellowstone Drug Store has also opened a store in Casper. Mr. Burton told the manager that the signage is not compliant with Wyoming Board of Pharmacy Rules. Later, the owner called Mr. Burton and said she had paid for the right to use the name Yellowstone Drug Store. Mr. Burton called Eric Easton, Senior Assistant Attorney General, for guidance and Mr. Easton confirmed that the owner had filed a trademark in 1994. Mr. Burton noted that the Dubois Drug Store also filed a trademark in the mid-1990s. Mr. Nelson asked if any Yellowstone Drug Store location holds a Board of Pharmacy registration. Ms. Walker confirmed that neither location holds a license through the Board of Pharmacy. After discussion, the Board directed Ms. Walker to write a letter to the owner stating that the Board of Pharmacy will not pursue action against Yellowstone Drug Store for its signage.

Signatures on controlled substance prescriptions sent via facsimile. Ms. Walker said that the Board office receives calls on a weekly basis regarding this issue. There was extensive discussion and a review of Rules Chapter 6, Section 4(b)(iv): "All controlled substance prescriptions written by a Wyoming practitioner shall be manually signed in the same manner as the practitioner would sign a check or legal document. The use of electronic or digital signatures or signature stamps are not allowed." Chapter 2, Section 19, which addresses the components of a valid prescription, was also reviewed. Ms. Weber suggested that this topic might be addressed in a newsletter article. Ms. McManus said that, if there are Rule changes in the future, she would like to see scanning of prescriptions addressed.

Proposed change to remove word "outdated" in Chapter 8, Section 13(c). Mr. Burton said that Dave Picard, founder of The Wyoming Group, LLC and a lobbyist for the Pharmaceutical Research and Manufacturers of America (PhRMA), noted that the word "outdated" should be omitted from the sentence, "Any prescription drug that is outdated, damaged, deteriorated, misbranded, counterfeit, contraband, suspected of being counterfeit or contraband, adulterated, or otherwise deemed unfit for human consumption shall be quarantined and physically separated from other drugs until it is destroyed or returned to either the manufacturer or wholesale distributor from which it was acquired or to a third party returns processor." Ms. Walker said that the model rules from NABP also omit "outdated". The reason for removing outdated from the sentence is that, later in the paragraph, it states, "Notice of prescription drugs identified in this paragraph shall be given to the board and manufacturer or wholesale distributor from which they were acquired within three (3) business days of identification." Requiring notification of

outdated prescription drugs would be onerous. Ms. Walker will add the deletion to Rule-making in 2009. Dr. Davis suggested noting it in a newsletter article.

Controlled Substances Act Rules, Chapter 6, Section 5, Persons Entitled to Fill Prescriptions. Ms. Walker asked for clarification if a technician may prepare a controlled substance; the Rule does not speak to it. The Rule states, "A prescription for controlled substances may only be filled by a pharmacist or intern under direct supervision, acting in the usual course of his professional practice and either registered individually or employed in a registered pharmacy or by a registered practitioner." Ms. Nevins said that this Section may have been written before pharmacy technicians were registered. There was discussion of how the Section may be revised to include technicians. Ms. Walker will add it to Rule-making in 2009.

During this discussion, Ms. Beech asked to address the Board from the audience. She asked if technicians-in-training could be added to the registration database search function on the website. Ms. Walker said that it is a transient registrant population. After discussion, Ms. Walker said that a disclaimer could be added to the website stating to call the Board office for verification of technicians-in-training or temporary pharmacists.

DEA proposes rule to allow electronic prescriptions for controlled substances. Drug Topics, August 11, 2008. Ms. Walker said that this article is provided for the Board's information.

The (Slowly) Vanishing Prescription Pad. New England Journal of Medicine, July 10, 2008. Ms. Walker said that this article is provided for the Board's information.

Animals in pharmacies. Ms. Walker said that the Board received a written complaint about a television commercial advertising a community pharmacy that showed a dog in the pharmacy. The Rules do not address the issue. Ms. Beech asked to address the Board from the audience and suggested researching OSHA regulations regarding infection control. She also said that conditions of participation for entities such as long-term care centers speak to the issue and may serve as a resource.

Mr. Harrop recessed the meeting at 4:55 p.m. and announced that the meeting will reconvene at 8:30 a.m. on Thursday, October 2, 2008.

THURSDAY, OCTOBER 2, 2008

Mr. Harrop reconvened the meeting at 8:30 a.m.

Out-of-state prescription term: imposition of Wyoming law (two years) or other state law. Ms. Walker said that the Board office receives questions regarding this issue fairly often, especially from communities that closely border other states. An example of the issue is a prescription written by a Utah practitioner where the prescription term is one year; the prescription is filled in Wyoming, where the prescription term is two years. This can cause miscommunication and confusion among the pharmacist, physician, and patient. After discussion, it was determined that this issue will be reviewed during Rule-making in 2009.

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 8 of 11

Sterile compounding (797). Ms. Walker announced that the next meeting of the Work Group will be October 14, 2008, from 10:00 a.m. to 3:00 p.m., at the Parkway Plaza in Casper. Ms. Walker thanked Ms. Beech for arranging the meeting location. Ms. Walker said that Tim Seeley has done a tremendous amount of work on the Rules revision including, most recently, research on how other states are addressing the USP 797 regulations.

Immunization education. Ms. Walker said that the volume of pharmacist applications to prescribe and administer immunizations has increased dramatically this year. She said she attributes this to more pharmacies offering in-store flu shot clinics.

Ms. Walker said that The University of Findlay, Findlay, Ohio, has petitioned to be considered an approved provider of immunization education for pharmacists in Wyoming. The Findlay course was approved by the Accreditation Council for Pharmacy Education in 2008. Ms. Walker said that two Wyoming pharmacists have taken the Findlay course. According to the Rules (Chapter 16, Section 3(a)(ii)), there are only two approved immunization certification course providers: the American Pharmacy Association's training program entitled, *Pharmacy Based Immunization Delivery*, and Washington State Pharmacy Association's training program entitled, *Vaccinating Adults and Adolescents: An Immunization Program Practicum Session*. Consequently, although the two pharmacists may use their Findlay course work toward their continuing education hours, they may not apply for immunization registration through the Board of Pharmacy because Findlay University is not currently a preferred provider.

Ms. McManus said that, at the time the Rules were written, there were only two providers; as the industry evolves, there is every indication that there will be new petitions in the future. There was discussion regarding the possibility of changing the Rules to accommodate other qualified immunization training programs.

The Board determined that the current Rules preclude acceptance of the Findlay course as fulfillment of the immunization training certification. The Board directed Ms. Walker to contact Findlay and inform them that they cannot be considered an approved provider at present but their petition would be considered during Rule-making in 2009.

Ms. Walker said that Rules Chapter 16, Section 7 requires that an Immunization Questionnaire and Vaccine Consent Form (the Rules Form) be completed by the pharmacist and patient; that Rules Form is provided with the application to prescribe and administer immunizations and is also available on the Board of Pharmacy website or by request. Ms. Walker said that she has received several questions from pharmacies, most recently from King Soopers, asking if they may use either their own form that contains the same information as the Rules Form, or if they may place their logo on the Rules Form.

The Board determined that the current Rules state the Rules Form is mandatory. Consequently, the elements may not be altered without a Rules change and the Rules Form may not be replaced with another form without a Rules change. The Board directed Ms. Walker to direct King Soopers, and any other pharmacies that inquire about the Rules Form, that the Rules Form is mandatory; any company or pharmacy specific forms are optional. The Board also determined that it will consider this issue during Rule-making in 2009.

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 9 of 11

Mr. Burton said that, as inspectors, they have some work to do to educate regarding immunizations. Mr. Burton has developed an immunization checklist. If a pharmacy has not yet begun administering vaccinations, he gives the checklist to them to assist in implementation. If a pharmacy has begun administering vaccinations, he uses the checklist to serve as an assessment tool.

Mr. Harrop mentioned that there are differing requirements for an emergency kit. Our Rules specifically allow administration of auto-inject epinephrine (epi-pens). Other states require Benadryl, a CPR mask, two epi-pens, a hazardous spill kit, etc. If this Chapter will be reviewed during Rule-making in 2009, perhaps that could be more clearly defined. Ms. Walker said that she would investigate best practices, including contacting the Board of Medicine for an opinion.

Draft records retention policy. Ms. Seebaum summarized the draft records retention policy, which states that the Board will manage the retention of its records according to the guidelines set forth within the State of Wyoming Records Management Manual.

Self-inspection for resident pharmacies. Ms. Walker said that she would like to propose that the Board consider changing the Rules to require self-inspection. After discussion, it was agreed that this should be included in Rule-making for 2009.

Proposed Board meeting schedule for 2009. Ms. Walker proposed that the Board meeting schedule be planned in advance and presented the following proposed schedule:

- February 3-4, 2009 in Cheyenne; possible session with the Board of Medicine;
- April 29-30, 2009 in Lander;
- June 24-25, 2009 in Casper, prior to the Wyoming Pharmacy Association 92nd Annual Convention;
- September 23-24, 2009; suggested sites: Gillette or Rock Springs.

After discussion, the February meeting dates will be the 4th and 5th. The April and June meetings were approved as proposed. The September meeting may be changed to the 12th and 13th, depending on the NABP/AACP District VI/VII/VII Annual Meeting dates, and the University of Wyoming Dean's and Alumnae Board meetings.

Mr. Harrop suggested that the Board meeting schedule be included in future newsletters so that pharmacists can take advantage of meetings that will be held in or near their communities.

Open Agenda. Ms. Walker said that there has been an increase in pharmacy robberies in the last several months. There was a break-in in Cheyenne, an armed robbery in Evanston, and two bomb threats in Laramie. Mr. Burton said that Marty Walker, District Manager for Wal-Mart, is implementing a camera at each pharmacy counter. Ms. McManus said that Walgreens is also implementing cameras after 14 robberies in the Denver area during a two-week time period.

Ms. Walker asked for clarification regarding prescription transfer. If a new prescription is telephoned into a pharmacy but is not filled, may the prescription be transferred. Ms. Weber said that it may, as long as it is given a number and placed in the system. The Board concurred. Dr.

Davis asked what happens to the patient profile in this circumstance. Mr. Harrop said that the patient profile is not transferred.

Ms. McManus said that she would like the Board to discuss the quality of the intern experience. Ms. Walker said that, at the recent Dean's meeting at the University of Wyoming, there was discussion of preceptoring, and attendees were told that there is a plan evolving to change the intern rotation protocol. There was also discussion of requiring preceptors to participate in a live course prior to their registration. Ms. Nevins said that there needs to be defined expectations for rotations and that the rotations need to be designed so that the interns' rotation experience prepares them to work in any setting.

Ms. McManus moved that the Board of Pharmacy hold the University of Wyoming more accountable for the quality of their preceptor/internship program and that the Board request more information from the University of Wyoming regarding the process of designing the intern rotation protocol. Ms. Nevins seconded the motion. The motion carried by a vote of 5/0. Ms. Walker will communicate this in correspondence to the Dean of the University of Wyoming School of Pharmacy.

Adjournment to Executive Session. Mr. Harrop adjourned the Board to Executive Session.

Return to Public Session.

Re: Settlement Agreement, Stipulation, and Order, Docket No. 07-20,
Lawrence Henry Hill, R.Ph., Pharmacist License Number 2000.

Ms. McManus moved to reject the referenced Agreement. Ms. Nevins seconded the motion. The motion carried by a vote of 5/0.

Re: Settlement Agreement, Stipulation, and Order, Docket No. 08-07,
Nicole Owens Wilcox, R.Ph., Pharmacist License Number 2951.

Dr. Norwood moved to approve the referenced Agreement. Ms. McManus seconded the motion. The motion carried by a vote of 5/0.

Re: Settlement Agreement, Stipulation, and Order, Docket No. 08-09,
Connie Lynne Werbelow, R.Ph., Pharmacist License Number 2301.

Ms. Nevins moved to approve the referenced Agreement. Dr. Norwood seconded the motion. The motion carried by a vote of 5/0.

Re: Settlement Agreement, Stipulation, and Order, Docket No. 08-11,
Anne MacDonald Rahtjen, R.Ph., Pharmacist License Number 2781.

Ms. McManus moved to approve the referenced Agreement. Ms. Nevins seconded the motion. The motion carried by a vote of 5/0.

Re: Settlement Agreement, Stipulation, and Order, Docket No. 07-33,
David Michael Burke, R.Ph., Pharmacist License Number 2285.

Ms. McManus moved to reject the referenced Agreement. Dr. Davis seconded the motion. The motion carried by a vote of 4/0. One Board member was recused from deliberation of the referenced Agreement.

WYOMING STATE BOARD OF PHARMACY

Board Meeting

October 1 and 2, 2008

Sheridan, Wyoming

Page 11 of 11

An extensive discussion of continuing education compliance concluded with Mr. Harrop requesting that Ms. Walker bring recommendations to the Board for their review so that they may make a determination if they wish to draft guidance regarding discipline for noncompliance with the Rules regarding continuing education.

Adjournment. There being no further business brought before the Board, Mr. Harrop adjourned the meeting at 11:30 a.m.

Respectfully submitted,

signature on file

Jacqueline L. Seebaum

Executive Assistant

Minutes reviewed:

signature on file

Mary K. Walker, R.Ph.

Executive Director

Minutes approved and entered into the record:

signature on file

Randolph A. Harrop, R.Ph.

Board President