

**WYOMING STATE BOARD OF PHARMACY
STATE NEWSLETTER
JUNE 1999**

PRESIDENT, WYOMING STATE BOARD OF PHARMACY:

Hello! I'm Tom Broumley. My family and I moved to Casper from Dallas, Texas almost 25 years ago simply because we love Wyoming and the lifestyle we found when we visited here.

I worked at Bi Rite for over ten years and have worked at Kmart for the past fourteen years. It has been an honor to serve on the State Board of Pharmacy for the past four years and I look forward to the challenge of serving as your president for the next two years. My job, and that of the entire Board, is to provide the best pharmaceutical care and safety for Wyoming citizens through the promulgation of laws, rules and regulations.

As in every phase of our lives, the practice of pharmacy is constantly changing. The Board and staff of the Board Office are making every effort to stay abreast of these changes and anticipate upcoming trends. Together we can make a difference, so if you have any suggestions or recommendations, please send them to my e-mail address which is robinsnest31@juno.com.

I'm looking forward to seeing you at the Wyoming Pharmacist's Association Convention in June!

Tom C. Broumley, R.Ph.

President, Wyoming State Board of Pharmacy

BOARD MEMBERS:

The following represents the members of the Wyoming State Board of Pharmacy:

Tom C. Broumley, R.Ph., President (term expires March 2001); Gerald J. Palmer, R.Ph., Secretary-Treasurer (term expires March 2003); Jennifer S. Nevins, R.Ph., Vice President (term expires March 2005); Donald B. Hunton, MD, Ex-Officio (term expires March 2005); Sean F. Ellis, DDS, Ex-Officio (term expires March 2005); William C. Hutcheson, DVM, Ex-Officio (term expires March 2005).

WYOMING PROFESSIONAL ASSISTANCE PROGRAM:

In April of 1999, the Wyoming Professional Assistance Program (WPAP) signed a contract with the Wyoming State Board of Pharmacy allowing WPAP to accept voluntary and Board referrals to the WPAP program. WPAP is endorsed and supported by the Wyoming State Board of Pharmacy. The Board of Pharmacy acknowledges and affirms that they will not receive information from WPAP on the identity of the impaired

pharmacist who *voluntarily* applies to and signs an aftercare and monitoring agreement with WPAP.

WPAP is an aftercare and monitoring program for impaired health professionals and is currently working with physicians, nurses, pharmacists, dentists, and veterinarians on a case by case basis. Nationally, professional health programs have high success rates, ranging from 85% to 90%. Success is generally defined as achieving a chemically free-professionally productive lifestyle.

WPAP is an important source of *confidential help* for healthcare professionals who want to get the help they need without necessarily jeopardizing their licenses. Referrals usually are made because of possible impairment or other abnormal behavior. WPAP offers chemically impaired individuals a confidential conduit to access evaluation or treatment. Following successful completion of a treatment program, they can voluntarily engage in the program by signing an aftercare and monitoring agreement.

WPAP encourages calls to discuss “the situation” without disclosing the identity of the caller or the involved health professional. If you have any questions, please do not hesitate to contact Beverly Stalder, LAT, Professional Director of WPAP at 307-472-1222.

Special Notice: The Board of Pharmacy is seeking a licensed pharmacist in Wyoming who would be interested in serving on WPAP’s, Board of Directors, as a Board of Pharmacy appointee. If you have an interest, please contact Jim Carder at the Board of Pharmacy’s office for more information.

CHANGES IN THE WYOMING PHARMACY ACT:

The following are changes in the Wyoming Pharmacy Act which was passed in the 55th Legislature of the State of Wyoming, 1999 session. If you have questions regarding these changes, please contact the Board’s office.

INSERT for the 1997 manual of the Pharmacy Laws of the State of Wyoming effective February 24, 1999.

AN ACT relating to the Wyoming Pharmacy Act; providing for release of patient information in specified circumstances; granting rulemaking authority for licensing exemptions of specified commercial operations; repealing licensing exemptions as specified; providing for a letter of admonition for violations; authorizing late fees as specified; authorizing collaborative pharmaceutical care as specified; providing a definition of “collaborative pharmaceutical care”; and providing for an effective date.

33-24-101. Short title; definition.

(c) As used in this act, “unprofessional conduct” means:

(iii) Willfully betraying patient confidences, provided a pharmacist may provide otherwise confidential patient information to other licensed health care professionals treating the patient;

(d) “Collaborative pharmaceutical care” means a pharmacist working in collaboration with physicians and other medical providers authorized to prescribe medications.

33-24-112. Fees for examinations, reexaminations, license renewals and registration renewals; late fees.

(a) The board shall determine each year the fees to be collected for examinations, reexaminations, license renewals and registration renewals based upon annual normal operating expenses, including late fees to be collected for failure to pay a license or renewal fee by the deadline established by the board, provided that:

(iii) Pharmacy licenses and renewals shall not exceed five hundred dollars (\$500.00);

(iv) Pharmacy licenses and renewals for manufacturers or distributors of oxygen shall not exceed one hundred dollars (\$100.00); and

(v) Late fees for licenses and renewals shall not exceed three hundred dollars (\$300.00).

33-24-113. Licensing of commercial operation operating pharmacy; exceptions; display of license; suspension, revocation or refusal to renew.

(a) Every commercial operation in the state operating a pharmacy shall annually make application to the board for a license and pay the fee established in accordance with this act.

(b) The license shall be displayed in a conspicuous place in the pharmacy for which it is issued, and shall expire one (1) year after the date of issue. It is unlawful for any person or commercial operation to operate a pharmacy unless a license has been issued by the board of pharmacy. The board of pharmacy may suspend, revoke or refuse to renew any registration obtained by false representation or fraud, or when the pharmacy for which the registration was made is kept open for the transaction of business without a registered pharmacist in charge thereof, or when the person to whom registration was granted or his employees or other persons under his supervision or control been convicted of a violation of W.S. 33-24-101 through 33-24-154. Before any registration may be revoked the holder thereof is entitled to a hearing by the board of pharmacy upon due notice of the time and place where the hearing will be held. The accused may be represented by legal counsel, is entitled to compulsory attendance of witnesses and may appeal to the district court of the county in which the pharmacy is situated, in accordance with the Wyoming Administrative Procedure Act.

33-24-121. Renewal license certificate; late fee; expiration upon failure to renew; reinstatement; continuing professional education requirement for renewal; reduction or exception determined by board.

(b) A late fee as provided by W.S. 33-24-112(a)(v) shall be charged to any licensee failing to renew his license by December 31.

33-24-122. Revocation or suspension of license and registration; letter of admonition; fines; probation; grounds.

(a) Any pharmacist may have his license and registration revoked or suspended by the board of pharmacy or the board may issue a letter of admonition, refuse to issue or renew any license or require successful completion of a rehabilitation program for any of the following causes:

(b) If a person accused of violating subsection (a) of this section admits the violation, or the board finds the causes alleged to be true and determines that a letter of admonition or revocation or suspension of a license or registration is an inappropriate remedy, the board may assess an administrative penalty against that person of not more than two thousand dollars (\$2,000.00) for each violation of this act or rule promulgated under this act, to be paid into the county treasury to the credit of the public school fund of the county in which the violation occurred. In addition to the penalty imposed under this subsection, the board may impose a license probation period upon that person, a violation of which is grounds for license revocation or suspension under subsection (a) of this section.

33-24-124. Persons deemed practicing pharmacy.
Any person shall be deemed to be practicing pharmacy within the meaning of this act who provides collaborative pharmaceutical care or prepares, or compounds, or processes, or packages, or repackages, or labels, or dispenses, or sells, or offers for sale, at retail or in connection with operation of a health-care facility, any dangerous drugs, medicines, poisons, chemicals, narcotics, or prescriptions, which are identified as such in accordance with this act.

Section 1. W.S. 33-24-154 is created to read:

33-24-154. Emergency administration of controlled substances.

Notwithstanding any other provision of this act or the Wyoming Controlled Substances Act, the board, by rule or regulation, may authorize nursing homes, hospices, extended care facilities or intermediate care facilities to maintain

a limited supply of controlled substances or other drugs on the premises for emergency administration to the residents and patients therein without being subject to the licensure requirements of this act.

33-24-301. Pharmacy technicians; licensing; definitions; revocation or suspension of license; letter of admonition.

(f) The board may issue a letter of admonition or suspend or revoke a pharmacy technician's license for any:

35-7-1024. Registration requirements.

(a) Every person who manufactures, distributes or dispenses any controlled substance within this state or who proposes to engage in the manufacture, distribution or dispensing of any controlled substance within this state, must obtain annually, on or before July 1, a registration issued by the board in accordance with its rules. Any registrant who fails to renew his registration by September 30 of each calendar year shall be charged a late fee in the amount of forty dollars (\$40.00). If the failure to renew continues past December 31 of the calendar year, the registration shall be cancelled and the bureau notified for cancellation of the registrant's federal registration.

PHYSICIAN ASSISTANTS:

The following PA's have registered for the first time with our office as a controlled substance registrant: **Cutler, Sonja** (Lovell); **Dennis, Timothy** (Evanston); **Frye, Brian** (Cheyenne); **Griffin, Tacey** (Casper); **Littell, Charles** (Alpine); **Moore, Richard** (Cody); **Pederson, James** (Saratoga); **Scott, Michael** (Cheyenne); **Vipperman, John** (Cody); **Williams, Jennifer** (Cody).

ADVANCED PRACTITIONERS OF NURSING:

The following advanced practitioners of nursing have met the Wyoming State Board of Nursing's requirements for prescriptive authority: **Eagleson, Ronda Michelle**, family nurse practitioner, (Kemmerer); **Johnson, Peggy Deane**, family nurse practitioner (Wheatland)

NEWLY LICENSED PHARMACISTS:

The following pharmacists have been licensed since the December newsletter: **Blank**, Richard; **Forton**, William J.; **Rasmussen**, Mindy D.; **Liebig**, Daniel W.; **Morbitzer**, Deidre; **Wroble**, Janice L.; **Sardar**, Mahmud A.; **Jeffery**, Michelle A.; **Brinkley**, Lillian B.; and **Eisenhauer**, Stephanie.

NEWLY LICENSED PHARMACY TECHNICIANS:

The following individuals were licensed as Wyoming pharmacy technicians after the April 1 pharmacy technician exam: **Cann IV**, Arthur H.; **Edwards**, Andrea L.; **Garton-Powell**, Ann M.; **Haggard**, Tonya; **Hallcroft**, Jolene; **Hendricks**, Jenifer A.; **Howe**, Kristy C.; **Martinez**, Marie L.; **Mettle**, Ella A.; **Miller**, Marieta C.; **Robinett**, Taralea; **Sindelar**, Angi V.; and **Werner**, Jason M. *Congratulations !!*

SPECIAL NOTICE ABOUT THIS NEWSLETTER:

The *Wyoming Board of Pharmacy News* has been designated as the official method of notification to pharmacists and certified pharmacy technicians licensed by the Wyoming Board of Pharmacy. Please read these newsletters and keep for future reference. These newsletter will be used in hearings as proof of notification.