

JUNE 25th, 2008 ND BOARD OF PHARMACY OFFICE – 1906 EAST BROWADWAY AVE BISMARCK, ND

President Laurel Haroldson called the meeting to order at 9:00 AM in the conference room of the ND State Board of Pharmacy Office, located at 1906 East Broadway in Bismarck, North Dakota.

Present were: Rick Detwiller, R.Ph.; Gary Dewhirst, R.Ph.; Laurel Haroldson, R.Ph.; Bonnie Thom, R.Ph.; Gayle Ziegler, R.Ph. and Executive Director Howard C. Anderson, Jr., R.Ph.

The proposed agenda was reviewed and it was asked to add two items to the agenda. One, the disposal of an old computer and printer, no longer being used in the Board of Pharmacy Office and second, a review of letters being solicited by drug company sales representatives that are being faxed to pharmacies relative to substitution of products.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Ziegler to approve the meeting agenda with the above mentioned additions. All voted aye – motion carried.

The minutes of the May 12-15, 2008 Board Meeting were reviewed. It was moved by Pharmacist Detwiller and seconded by Pharmacist Ziegler, with the clarification of the spelling on “Insty Meds” – all board members voted aye and the minutes were approved with the spelling correction.

The rules following rule revisions, as discussed and requested at the May Meeting were reviewed:
Expedited Partner Therapy

Board of Nursing NDAC 54-05-03.1-10(8)
Board of Medical Examiners
Board of Pharmacy NDAC 61-04-04-01(21)

Notwithstanding any other provision, a practitioner who diagnoses a sexually transmitted disease, such as Chlamydia, Gonorrhea, or any other sexually transmitted infection in an individual patient may prescribe, or dispense, and a pharmacist may dispense, prescription antibiotic drugs to that patient’s sexual partner or partners, without there having been an examination of that patient’s sexual partner or partners.

61-02-07.1 Pharmacy Technician

61-02-07.1-12 – Technicians Checking Technicians

Activities allowed by law to be performed within a licensed pharmacy by a registered pharmacy technician in the preparation of a prescription or order for dispensing or administration, may be performed by one registered pharmacy technician and verified by another registered pharmacy technician working in the same licensed pharmacy, under the following conditions:

1. The licensed pharmacy where the work is being conducted has policies and procedures specifically describing the scope of the activities to be verified through this practice.
 - a. Training for the specific activity is reflected in a written policy.
 - b. A record of the individuals trained is maintained in the pharmacy for two years.
2. The pharmacy has a continuous quality improvement system in place to periodically verify the accuracy of the final product, including:
 - a. Recording any quality related events leading up to the final dispensing or administration of the drug prepared, and
 - b. Recording any errors which actually reach the patient as a result of these activities.
 - c. Specific limits of acceptable quality related event levels before reassessment is required.

3. Any error must trigger pharmacist review of the process. This review and subsequent recommendations must be documented.
4. The pharmacy has a system in place to review all quality related events and errors recorded and takes corrective action based on the information to reduce quality related events and eliminate errors reaching the patient.
5. As always, the pharmacist-in-charge and the permit holder are jointly responsible for the final product dispensed or released for administration from the pharmacy.

PHARMACISTS - CONTINUING EDUCATION

43-15-25.1. Continuing pharmaceutical education.

1. Each pharmacist shall complete at least ~~thirty~~ fifteen hours (~~three~~ 1.5 c.e.u.) of approved continuing pharmaceutical education every ~~two years~~ year as a condition of renewal of a certificate of licensure as a pharmacist in the state of North Dakota.
2. ~~Commencing March 1, 1987, a~~ No annual renewal of a license may be issued to a pharmacist until such pharmacist has satisfactorily completed an accredited program of continuing professional education, all of which may be home self-study, during the previous ~~two years~~ year to help assure the pharmacist's continued competence to engage in the practice of pharmacy. The board from time to time shall determine the amount of continuing education to be required, not to exceed ~~thirty~~ fifteen hours in each ~~biennium~~ annual period. Upon request of the board, proof of compliance shall be furnished to the board.

61-03-04-02. Requirements for continuing pharmaceutical education.

1. Each pharmacist shall complete at least ~~thirty~~ fifteen hours (~~three~~ 1.5 c.e.u.) of approved continuing pharmaceutical education every ~~two years~~ year as a condition of renewal of a certificate of licensure as a pharmacist in the state of North Dakota.
2. There may be no carryover or extension of continuing education units with the exception that continuing education units obtained twelve months prior to the beginning of each ~~two-year~~ annual reporting period which begins March 1st of each year and ends the last day of February, may be used in the current ~~two-year~~ annual reporting period or the previous reporting period, however, they may not be counted as credit in both reporting periods. The failure to obtain the required ~~thirty~~ fifteen hours of continuing education by the renewal date may result in a suspension for the minimum of thirty days or a maximum of the period ending the date the continuing education is completed.

TECHNICIANS 61-02-07.1-10. Pharmacy technician continuing education.

1. Each pharmacy technician shall complete at least ~~twenty~~ ten hours of approved pharmacy technician continuing education every ~~two years~~ year as a condition of renewal of a registration as a pharmacy technician in North Dakota.
2. There may be no carryover or extension of continuing education units with the exception that continuing education units obtained twelve months prior to the beginning of each ~~two-year~~ annual reporting period may be used in the current ~~two-year~~ annual reporting period which begins March 1st of each year and ends the last day of February, or the previous reporting period, however, they may not be counted as credit in both reporting periods. The failure to obtain the required ~~twenty~~ ten hours of continuing education by the renewal date may result in a suspension for a minimum of thirty days, or a maximum of the period ending the date the continuing education is completed.

An additional rule was discussed, relative to voluntary licensure for Indian Health Services, VA and Air Force hospitals, which then would make participation in the Prescription Drug Monitoring Program (PDMP) available to them. Executive Director Anderson will work on additional details for this rule.

A rule hearing will be set in the next couple of months to proceed with the development of the rules, which have been indicated as priorities by the Board at previous meetings.

It was moved by Pharmacist Thom and seconded by Pharmacist Dewhirst that with the receipt of the Memorandum of Understanding signed by Tribal Chairman Marcus Wells, Jr; we license the Minni-Tohe Health Center Pharmacy beginning July 1st, 2008, without any restrictions beyond the Memorandum of Understanding (copy attached) - all Board Members voted aye – motion carried.

At 9:30 AM Jennifer Cameron, PharmD arrived to begin the examination protocols. Dr Cameron was assigned Executive Director Anderson's office for her work, while the Board Meeting continued.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Ziegler to approve the submitted remodeling plans for Ye Olde Medicine Center located at 102 Division Ave in Cavalier, ND. All board Members voted aye – motion carried.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Thom to approve the submitted floor plans for the new location of the North Dakota Veterans Home Pharmacy in Lisbon, ND. All board Members voted aye – motion carried.

It was moved by Pharmacist Ziegler and seconded by Pharmacist Detwiller to approve the request for the addition of a subclass K – Telepharmacy to their Class B Hospital Pharmacy Permit for St. Andrew's Hospital Pharmacy in Bottineau so they could work together with Presentation Medical Center Pharmacy and Rolla Drug in Rolla. All board Members voted aye – motion carried.

It was moved by Pharmacist Dewhirst and seconded by Pharmacist Detwiller to approve 34 hours Continuing Pharmaceutical Education to James L. Roerig, PharmD, R.Ph. # 5100 for the continuing education he received at the American Psychiatric Association Meeting held in Washington DC on May 3-8, 2008. All board Members voted aye – motion carried.

The Board Members discussed the concept of Medication Reconciliation being done by Pharmacy Technicians. This idea had been proposed by Pharmacist Curtis Trowbridge, Pharmacist-In-Charge at Innovis Health Systems Pharmacy in Fargo, ND. Executive Director Anderson had sent out an information request and responses to the Board of Nursing and his general notification list and had received some comments back. Pharmacy Technicians were generally in favor, including those who ran the Pharmacy Technician Program in Wahpeton, some nurses felt that it was potentially a good idea, while others expressed some reservations. After review of the materials received from the Pharmacy Technician Program, it was apparent to Board Members that there were some disparate understandings of what "Medication Reconciliation" entails. It was suggested that perhaps Pharmacist Trowbridge would be willing to propose a training program and pilot project for Pharmacy Technicians at Innovis Health Systems Pharmacy to get involved in Medication Reconciliation. Executive Director Anderson will pursue this option. At this time, we will not blanket authorize Pharmacy Technicians to do Medication Reconciliation.

It was moved by Pharmacist Dewhirst and seconded by Pharmacist Ziegler to dispose of the Board Office's old Dell Computer and laser jet III-P printer as junk – as they have no value to the Board. All board Members voted aye – motion carried.

Compounded Over-The-Counter (O-T-C) products, particularly Ivermectin oral gel, apple flavored, for use in de-worming horses was discussed. One of our pharmacies is currently compounding this and marketing it out of Valley City, North Dakota. Board Members expressed some reservations that this may be too similar to a commercially marketed product for compounding. **It was moved by Pharmacist Dewhirst and seconded by Pharmacist Detwiller to request an opinion from FDA on the compounding of this product for Over-the-Counter sales. All board Members voted aye – motion carried.**

Pharmacist Detwiller then reviewed with the Board Members some faxes and letters that he had received from a drug company sales representative that had been solicited from physicians and passed on to his pharmacy. These communications seemed to contain allegations that his pharmacy had substituted a generic product, which was not AB rated or equivalent to a branded controlled release product. Although these allegations are not true, and with no credible evidence, both the hospital and pharmacy feel that this is an unfair practice. Pharmacist Detwiller will provide the names of the drug companies, as well as the representatives involved in this activity. Executive Director Anderson will contact them and direct them to pass any specific complaints directly to the Board of Pharmacy Office and to cease and desist making these aspersions against North Dakota Pharmacies.

Board Members commenced the Oral Examination of Licensure Candidate Jennifer Cameron at 11:00 AM. Scores were tabulated and it was determined that Dr. Cameron had passed the North Dakota portion of the Examinations and had passed the NAPLEX Examination. She has only the MPJE Examination to complete to obtain successful licensure in North Dakota as a Pharmacist.

At 12:20 PM the Board Members adjourned the meeting and went for a working lunch at Jack's Place to discuss the upcoming District V NABP/AACP Meeting North Dakota is hosting in Fargo, on August 7-9, 2008.

President
Laurel A. Haroldson, R.Ph.

Member
Gary W. Dewhirst, R.Ph.

Member
Rick L. Detwiller, R.Ph.

Member
Bonnie J. Thom, R.Ph.

Member
Gayle D. Ziegler, R.Ph.

Executive Director
Howard C. Anderson, Jr., R.Ph.