

A G E N D A
THURSDAY – NOVEMBER 17th, 2011
ND STATE BOARD OF PHARMACY OFFICE
1906 E BROADWAY AVE – BISMARCK, ND 58501

10:00 AM Call to Order:

Seat new Public Member to the Board of Pharmacy - Mrs Fran Gronberg

10:00 AM – Rule Hearing

61-02-01-03 Pharmaceutical Compounding

Comments by Joel Aukes / Jocelyn Mohs

Tab 1

Review & Sign: Minutes of the September 15th, 2011

Minute Tab

11:30 AM Collaborative Agreements:

Sanford Physicians and Pharmacists – Renal Dialysis
Sanford Physicians and Pharmacists – Anticoagulation Amended
Bone & Joint Physicians and St Alexius Pharmacists
Craven Hagan Clinic Anticoagulation and Mercy Medical Center Pharmacists
Family HealthCare Pharmacy, NDSU and Napoleon Espejo, MD

CE Credit Request – Bioethical Challenges of our Time – January 2012

Tab 2

1:30 PM Relocation: CVS Pharmacy #8612 to 2425 13th Ave S Fargo, ND 58103

1:45 PM Remodeling: Casselton Drug - Casselton [expansion]
KeyCare Pharmacy – Minot [remodel/reposition]

Class K Telepharmacy Request- Pembina Co Memorial Hospital Pharmacy
Kenneth Schwandt, R.Ph., Pharmacist-In-Charge

Applications for Pharmacy Permit – [Talyt Machines]– Chad Nelson, PharmD

New pharmacy / floor plans: Aurora Hospital Grand Forks.

Updated plan for the new UND Center for Family Medicine Pharmacy.
As requested, the consultation room has been revised to allow a more private setting for the patient.

Reinstatement Request: Angela Mathson ND Pharmacy Tech # 564
Canceled for non-payment in 2009

Sign re-instatement App for Betty Patterson who was approved at September 15th meeting

Sign Original Pharmacist and Technician Certificates

Discussion: Uniform Internship & Requirements – District V

Tab 3

Revised by: PharmD Students Katie Miller and Amanda Volochenko
Technician reciprocity Requirements
Med-Tech/Nurse/Transcribing/Transmitting
Patient Safety and Clinical Pharmacy Services Collaborative [PPC] Projects / ND HCR
Filling prescriptions for Naturopathic practitioners

President Thom called the meeting to order at 10:00 AM on Thursday, November 17th, 2011 in the Board of Pharmacy Conference Room located at 1906 east Broadway Ave in Bismarck, ND.

Present were Board Members: Rick L. Detwiller, R.Ph. - Diane M. Halvorson, R.Ph.Tech. - Laurel Haroldson, R.Ph. - Bonnie J Thom, R.Ph. - Gayle D. Ziegler, R.Ph. and newly appointed public member Mrs. Fran Gronberg; also present were Executive Director Howard C Anderson, Jr, R.Ph. , Assistant Executive Director Mark J. Hardy, PharmD. , R.Ph and Lance Mohl, R.Ph. Absent: Gary W. Dewhirst, R.Ph. who was attending his son's wedding in Columbia.

The first order of business was to administer the Oath of Office to our new Public Member Mrs. Fran Gronberg, who was appointed by Governor Jack Dalrymple on October 25, 2011. The Board of Pharmacy Members welcomed Fran to the Board.

It was moved by Pharmacist Ziegler and seconded by Pharmacist Haroldson to seat Fran Gronberg on the Board of Pharmacy and to welcome her unanimously. All Board Members present voted aye - the motion carried.

PUBLIC HEARING FORMAT

I am Bonnie J. Thom, President of the Board of Pharmacy and I will be acting as hearing officer for this public hearing.

It is now 10:00 AM on Thursday, September 17, 2011 in the Conference Room of the Board of Pharmacy Office at 1906 East Broadway in Bismarck, North Dakota 58501.

This public hearing has been called for the purpose of allowing all interested individuals an opportunity to submit information concerning: Consideration of Rules to implement; Article 61-102-01-03 Pharmaceutical Compounding Standards.

Information gathered at this hearing will be used by the Board of Pharmacy for their deliberation and final decision.

The Executive Director of the Board of Pharmacy is taking minutes of this meeting, and it is being recorded, so please identify yourself for the record before you speak.

Everyone present will be given an opportunity to speak. If you have a prepared statement, a written copy of your statement is appreciated and will be helpful.

At this point, I open the hearing for comments.

CLOSING

Thank you all for coming. The Board of Pharmacy will use all of the information gathered at this hearing, in making their decision.

The record will be held open for written comment through January 2, 2012.

At this point, I will close the hearing on: Article 61-102-01-03 Pharmaceutical Compounding Standards.

A registration sheet is being circulated; I ask that everyone present please sign this sheet before they leave.

It was moved by Pharmacist Haroldson and seconded by Technician Halvorson to approve the Agenda as printed, except to move the remodeling of KeyCare Pharmacy to the head of the Agenda, as Pharmacist Lance Mohl was already present and to vary the schedule as people come or call in to discuss their particular issue. All Board Members present voted aye – the motion carried.

President Thom asked Pharmacist-In-Charge Mohl to explain the remodeling plans presented for KeyCare Pharmacy of Minot and to answer any of the Board Member's questions.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Ziegler to approve the remodeling plans of KeyCare Pharmacy located at 400 Burdick Express E #201 in Minot, ND. All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Detwiller and seconded by Technician Halvorson to approve the Minutes of the September 15th, 2011 Board Meeting as printed. All Board Members present voted aye – the motion carried.

It was moved by Technician Halvorson and seconded by Pharmacist Haroldson to approve the Collaborative Agreement for the Sanford Renal Dialysis Physicians and Sanford Health Pharmacists, they have requested and the Board of Pharmacy has agreed to support the variance to accommodate the five pharmacists working with this group of physicians:

Pharmacists

Stacy Belehar

Elise Carlson

David Anderson

Monte Roemmich

Andrea Plath

Physicians

Gopal Chemiti

Teresa Levitski-Heikkila

Daniel Louvar

Adit Mahale

Gautam Phadke

Jeffrey Skogen

Ahmer Qarni

Binaya Khanal

Pharmacist Ziegler disclosed that she is employed with Sanford Health Care and intends to vote. All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Detwiller and seconded by Public Member Gronberg to approve the Anticoagulation Collaborative Agreement for the Sanford Health Center Pharmacists and Physicians, to include the continued variance for four pharmacists per physician:

Pharmacists

Strawsell, Heather

Frank, Allison

Richter, Lisa

Surma, Hannah

Physicians

Clardy, David

Crary, John

Farkas, Susan

Haldis, Thomas

Kouba, Craig

Manjunath, Heeraimangalore

Otero-Cagide, Manual

Pierce, Christopher

Radkte, Wallace

Wynne, Joshua

Kohlman-Petrick, JoEllen

McDowell, Christina

*Jolly, Shashank
Newman, Roxanne*

Pharmacist Ziegler again disclosed that she is employed with Sanford Health Care and intends to vote. All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Ziegler and seconded by Pharmacist Haroldson to approve the Collaborative Agreement for the Bone and Joint Physicians and St. Alexius Medical Center Pharmacists, to include the variance request to accommodate each of the physicians and pharmacists working together in the facility:

Pharmacists

Mayer, Dawn L

McPherson, Daniel P

McPherson, Debra J

Monger, Sandra

Paluh, Jennifer L

Sorenson, Carrie L

Physicians

Ackerman, Duncan B

Bopp, Timothy J

Carlson, Chad B

Carlson, Joseph W

Dahl, Charles P

Hart, Mark B

Juelson, Timothy J

Larsen, David H

Pierce, Troy D

Pharmacist Detwiller disclosed that he is employed with St Alexius Medical Center and intends to vote. All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Ziegler and seconded by Pharmacist Detwiller to the Collaborative Agreement for the Craven Hagan Anticoagulation Clinic Physicians and Mercy Hospital Pharmacists:

Pharmacists

Baisch, Wendy

Smith, Katie

Frye, Matthew

Physicians

Robert Kemp

A. Marc Nielsen

Glenn Wiens

Frye, Matthew alone with William Small

All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Haroldson to approve the Collaborative Agreement for the Family HealthCare, NDSU Pharmacists, with the variance requested for the Five pharmacists working with Dr. Napoleon Espejo:

Pharmacists

Miguel Buisan-Catevilla

Jennifer Iverson

Betty Lee

Nicole Wald

Susan Wolf Nelson

Physicians

Napoleon Espejo, MD

All Board Members present voted aye – the motion carried.

After review of the material submitted with a request for Continuing Education by Dr. Raymond Gruby, MD to approve in advance the “Bioethical Challenges of our Time” to be offered beginning in January 2012, the following motion was made:

***It was moved by Pharmacist Haroldson and seconded by Pharmacist Ziegler to grant five (5) hours of continuing education credit to pharmacists for attendance at the following programs, which are part of the series "Bioethical Challenges of Our Time" :
to be held February 24-25, 2012 titled "Stem cell Research and Cloning, Embryo Experimentation, Prenatal Testing, Embryo Adoption;
to be held September 14-15, 2012 titled Proportionate/Disproportionate Interventions in end of Life Situations, Addressing Pain and Suffering, Sacraments, Cardio-Pulmonary and Neurological Criteria for Determining Death, Organ Donation;
to be held October 19-20, 2012 titled Moral Issues Association with Artificial Nutrition and Hydration; Suicide, Assisted Suicide, and Euthanasia; Advanced Directives; Health Care Proxy; Do not Resuscitate Orders; Physician Orders for Life-Sustaining Treatment/ Medical Orders for Life-Sustaining Treatment Forms.
All Board Members present voted aye - the motion carried.***

At 1:20 PM McCall Zenker, PharmD arrived to represent CVS in the discussion of the relocation of CVS Pharmacy #8612 to 2425 13th Ave S Fargo, ND 58103. Dr. Zenker answered questions relative to the submitted floor plans, which she indicated is the same floor plan as the two Bismarck CVS Pharmacy locations. She was asked if there were facilities in place to provide for adequate counseling for all patients. She indicated they did have facilities amenable for consultation with all patients and a private consultation room, which is very accessible and works very well.

It was moved by Pharmacist Detwiller and seconded by Public Member Gronberg to approve the floor plans for the relocation of CVS Pharmacy #8612 from its present location at 2401 13th Ave S to 2425 13th Ave S in Fargo, ND. All Board Members present voted aye - the motion carried.

At 1:45 PM Kathleen Nelson, R.Ph., Owner and Pharmacist-In-Charge of Casselton Drug, Inc. called into the Board Meeting to discuss the submitted expansion plans with the Board Members.

It was moved by Technician Halvorson and seconded by Public Member Gronberg to approve the remodeling/expansion plans of Casselton Drug, Inc. located at 622 Front Street in Casselton, ND. All Board Members present voted aye - the motion carried.

Pharmacist-In-Charge Kenneth Schwandt was called to answer any questions the Board Members may have relative to his request for a subclass K - Telepharmacy for Pembina County Memorial Hospital in Cavalier. Pharmacist Schwandt explained that the telepharmacy connection would help their pharmacy provide pharmacist first-dose review for each order, in working with Altru Health Systems over their Vidyo system. In discussion with the Board Members, it was suggested that a second Vidyo station be located at the nurses' station so the nurses can conveniently contact a pharmacist when they have any questions about medications they are intending to administer. They could show it to a pharmacist with the use of the Vidyo camera and their nurses, or the hospital's prescribers could consult with the pharmacist about any order that is written. Board Members recognized that the pharmacy space at Pembina County Memorial Hospital was quite small and that the addition of this second connection at the nurses' station would help alleviate this somewhat.

It was moved by Pharmacist Detwiller and seconded by Pharmacist Ziegler to approve the addition of a subclass K-Telepharmacy permit, to the current Class B Hospital Pharmacy

Permit of Pembina County Memorial Hospital in Cavalier, to participate in Telepharmacy services with Altru Health Systems. An audio/video connection should be established in the pharmacy and a second audio/video connection be placed at the nursing station, so that nurses and prescribers could consult with the pharmacist without the necessity to go to the pharmacy location. All Board Members present voted aye – the motion carried.

No applications were received from Pharmacist Chad Nelson, relative to the use of his Talyst Machines, therefore no actions were taken on this agenda item.

Floor plans were reviewed for a pharmacy in Aurora Hospital in Grand Forks. No one was available to answer questions, and apparently a pharmacist-in-charge has not yet been named. A call was made to the contact person listed in the information submitted, but no one was available at that number. President Thom tabled this item until our January 2012 meeting, as there was insufficient information to make a determination if they are in compliance with USP 797 requirements; NDAC 61-02-02 Building Standards; 61-02-03-01 Security Standards and 61-02-04-01 Sanitary Standards.

Jodi Myrvik, Director of Operations at the Center for Family Medicine in Bismarck arrived at the meeting to discuss the plans for the pharmacy at UND Center for Family Medicine in Bismarck. She indicated that they had their architect revise the plans, based on the Board of Pharmacy's June 22nd Meeting request to provide a private consultation room.

It was moved by Pharmacist Detwiller and seconded by Technician Halvorson to approve the revised floor plans for the UND Center for Family Medicine located at 515 E Broadway in Bismarck. All Board Members present voted aye – the motion carried.

It was moved by Pharmacist Haroldson and seconded by Pharmacist Ziegler to approve the reinstatement request of Angela Mathson – ND Pharmacy Technician Registration #564, which was cancelled for non-payment of her renewal in 2009. All Board Members present voted aye – the motion carried.

Board Members signed Original pharmacist and technician certificates for utilization until the next Board meeting.

Discussion items: Board members reviewed examples prepared by PharmD Students Katie Miller and Amanda Volochenko, showing how the North Dakota State Board of Pharmacy's website would look once we begin the uniform internship registration process through the National Association of Boards of Pharmacy [NABP]

Pharmacist Ken Strandberg, Program Director of the Technician Training Program at NDSCS and Assistant Program Director Barbara Lacher were present to discuss the requirements for technicians to reciprocate to North Dakota. Pharmacist Ziegler asked that we review the Application Form and documents provided to potential technicians so that our requirements are as clear as possible, relative to what needs to be done before registration as a technician in North Dakota can be accomplished.

A question from Pharmacist Tom Simmer about who may transmit an order to a pharmacy was considered. Consensus was reached; that an institution, such as a hospital or nursing home, must decide who is capable, trained and credentialed, within their facility to enter orders into the Electronic Medical Record (EMR). The nurse must verify these orders are correct, before administering the medication, or transmitting the order to the pharmacy. Only the nurse may transmit the order to the pharmacy and the identity of the nurse performing the transmission must come with the order.

The Patient Safety and Clinical Pharmacy Services Collaborative [PSCPS] Projects being established by North Dakota Health Care Review [NDHCR] were discussed. Pharmacists were encouraged to participate in these programs, as the Center for Medicare and Medicaid Services is using them as a pilot project to establish the value of pharmacist's services. Pharmacist Thom said that she and her daughter were involved in one of these projects.

Executive Director Anderson reviewed the question about filling prescriptions for Naturopathic practitioners. Consensus was that if a practitioner was appropriately licensed in the state where the patient was physically examined and writes a prescription that is otherwise valid, that prescription can be filled by a North Dakota Pharmacist.

The meeting adjourned.

Bonnie J. Thom, R.Ph.
President

Gary W. Dewhirst, R.Ph.
Senior Member

Member
Laurel A. Haroldson, R.Ph.

Member
Rick L. Detwiller, R.Ph

Member
Gayle D. Ziegler, R.Ph.

Member
Diane M. Halvorson, RPhTech

Member
Fran Gronberg

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