

**MINUTES  
UTAH  
BOARD OF PHARMACY  
MEETING**

**January 26, 2016  
Heber M. Wells Bldg.  
Room 474, 4th Floor – 8:30 A.M.  
Salt Lake City, UT 84114**

**CONVENED:** 8:30 A.M.

**ADJOURNED:** 12:05 P.M.

**Bureau Manager**  
**Board Secretary:**

Dane Ishihara  
Lee Avery

**Board Members Present:**

Greg Jones, RPh., Chairperson  
Carl "Trip" Hoffman, PharmD  
Jan Bird, CPhT  
Roger Fitzpatrick, RPh.  
Andrea Kemper, PharmD  
Paige Patterick, RPh.  
Kelly Lundberg, Ph.D.

**DOPL Staff Present:**

Sharon Bennett, Compliance Specialist  
Ray Walker, Div. Enforcement Counsel  
Lynn Hooper, DOPL Investigator  
Camille Farley, DOPL Investigator  
Travis Drebing, Pharmacy Inspector  
Sharilee McIntyre, DOPL Investigator  
Jennifer Healey, Pharmacy Inspector

**Guests:**

Tanner Woodrow  
Cosmas Nwerem, Roseman University  
David Young, U of U  
Greg Jensen, Target  
Jordan Ferguson, U of U Student  
Ryan Swensen, Shopko  
Lisa Tomie, Walgreens  
Jilbear Hatch, U of U  
Mark Brinton, UMA  
Sepideh Daeery, Walmart  
Shixian Wang, U of U  
James Herron, U of U  
Chris Sheard, Associated Foods  
Donelle Perez  
Jonathan Gurney  
Greg Jensen, CVS at Target

Blake Myers  
Paisley Read, Midtown Pharmacy  
Beth Johnson, IHC  
Carrie Dunford, IHC  
Chris Sheard, Associated Food Stores  
Adam Jones, UPhA  
Jonathan Starr, Walgreens  
Bryce Hodgson, Walgreens  
Jared Memmott, AFS  
Buck Stanford, IHC  
Alissa Raines, IHC  
Jacob Corsi, Isometric  
Dave Davis, UFIA/URMA  
Kyle Anderson, MedQuest Pharmacy  
Mary Lammle, Fresh Market  
Erin Johanson, Roseman Univ. COP  
Lacie Cates, IMC outpatient

**ADMINISTRATIVE BUSINESS:**

Elect a Chairperson

Mr. Fitzpatrick nominated Mr. Jones for Chairperson. Mr. Patterick seconded the nomination. The motion carried unanimously.

Elect a Vice-Chairperson

Ms. Bird nominated Dr. Hoffman for Vice Chairperson. Dr. Lundberg seconded the nomination. The motion carried unanimously.

Designate Board Member to assist Division U.C.A.58-17b-201(3)

Dr. Lundberg nominated Mr. Fitzpatrick to be the Board Member designee. Dr. Hoffman seconded the nomination. The motion carried unanimously.

Minutes

The Board reviewed the minutes dated December 15, 2015. Mr. Fitzpatrick made a motion to accept the minutes. The motion was seconded by Dr. Kemper. The motion carried unanimously.

Investigation Report

Mr. Briggs reviewed the December 26, 2015 investigation report. He encouraged the Board to contact him or Mr. Furlong with any questions.

Upcoming Legislation, Senator Vickers

**Out of order on the agenda:**  
Senator Vickers met with the Board and reviewed the upcoming 2016 legislation proposals with the Board.

**COMPLIANCE REPORT:**

Sharon Bennett, Probation Specialist

Ms. Bennett reviewed the probation report. There are no outstanding issues with the pharmacy probationers at this time. Hurricane Pharmacy, JR Bell, PIC, passed the last inspection and is requesting early termination of probation. Their probation term is scheduled to end April 10, 2016.

The Board needs to approve the practice plan submitted by Professional Park Pharmacy, Robert Anderson, PIC.

**Discussion:**

Mr. Patterick reviewed the steps taken to develop the practice plan. Mr. Patterick noted that some of the confusion may be in how the Board is referring to the plan the Board and may want to call it a policy plan instead. Ms. Bird made a motion to accept the current practice plan submitted by Mr. Anderson. Mr. Fitzpatrick seconded the motion. The motion carried unanimously.

Robert Lammle has been submitting all reports on time and has enrolled in the cognitive restructuring course. They sent Ms. Bennett an email confirming Mr. Lammle's enrollment. Mr. Lammle has paid his fine in full.

**APPOINTMENTS:**

William Stilling – review proposed language R156-17b-615(2)

Mr. Stilling reviewed proposed language to R156-17b-615(2). Dr. Lundberg made a motion to approve the proposed language. Ms. Bird seconded the motion. The motion carried unanimously. The Board thanked Mr. Stilling for his hard work in facilitating this change and his dedication to the profession.

Beth Johnson, Buck Stanford and Russell Ragsdale – automated pharmacy service system

Ms. Johnson, Mr. Stanford and Mr. Ragsdale reviewed a proposed automated pharmacy service system. Mr. Stanford stated this device will release prescriptions to patients under certain circumstances. They have worked with local suppliers to ensure all regulations are being followed. This device does not fill prescriptions, this will continue to be done by the pharmacist. This device is a holding place for prescriptions. The patient needs to sign up for this service. This device are (prescriptions) are available 24/7. There is a camera that will take the picture of the person picking up the

prescription as well as the ID information submitted. The information will be electronically stored. There is a phone that will ring to the on-call pharmacist to provide counseling for a patient with a new prescription or questions in general. The pharmacist will be able to place a hold on a prescription anytime. No unlicensed individuals will have access to the device. The stock will come from the retail pharmacy affiliated with the device.

The Board raised the following questions:

1. Is this an extension of a retail pharmacy or would a new pharmacy license be required?
2. How will the device be installed?
3. How is security going to be handled?
4. Who has access to the prescriptions, behind the scene?
5. How will controlled substances be locked up?
6. What are the operating standards or policy and procedures?

Mr. Ragsdale stated he will provide more information to the Board. The Board would like to talk with Mr. Ragsdale at the February meeting. The Board thanked Mr. Ragsdale and Mr. Stanford for meeting with them.

Hurricane Family Pharmacy, JR Bell, PIC  
requesting early termination

Mr. Bell met with the Board to request early termination of his probation. His interview was conducted via phone by Mr. Jones. Mr. Bell stated things are going well. Hurricane Family Pharmacy has been on probation for almost three years. They passed the inspection in November 2015 and have been in compliance with their stipulation. The Board noted that the P&P's are in place to help prevent further violations. Mr. Patterick made a motion to approve the request for early termination of Hurricane Family Pharmacy's probation term. Dr. Kemper seconded the motion. The motion carried unanimously.

Professional Park Pharmacy, Robert  
Anderson, PIC, probation interview

The Board contacted Mr. Anderson via telephone. Mr. Patterick conducted the interview. The Board reviewed the P&P's and expressed concern under section 11. The Board noted his reports have been submitted on time and approved telephone interviews as long as the pharmacy is in compliance in all areas of their stipulation. The Board asked to meet with Mr. Anderson for the Professional Park Pharmacy probation interview on July 26, 2016.

Robert Lammle, probation interview

**Out of order on the agenda.**

Dr. Lundberg conducted the interview. Mr. Lammle stated that things are going well. He signed up for the thinking errors course the Board requested and has found it to be helpful. His work is going well. He works at PCM Pharmacy. The Board noted that his employer reports have been submitted on time and are very good. The Board advised Mr. Lammle that his meetings with the Board will be quarterly and to prepare a report to the Board regarding what he learned in the course. The Board asked to see Mr. Lammle April 26, 2016.

**NEW DISCUSSION ITEMS:**

1. Vaccine Protocol Review

**Out of order on the agenda:**

The Board reviewed the "Vaccine Immunizations and Emergency Protocol" and "Prescription Order to Administer Immunizations and Emergency Medications" that has been posted on the DOPL website since March 27, 2012. These two documents contain conflicting information as well as redundant information. The Vaccine Administration Protocol" and the "Prescription Order to Administer Immunizations and Emergency Medications" were developed in conjunction with the medical Boards and the pharmacy Board. The Division expressed concern that there is nothing in statute or rule giving authority for these documents. The Board may want to include this in the current statute update, then set standards in the rule. The Board may also want to establish a group to obtain input from stakeholders, rework both documents to clarify and establish standards for the Board to review.

2. NABP Annual Conference, May 2016

Mr. Ishihara advised the Board of the NABP Annual Conference in May 2016. Mr. Jones expressed an interest in attending and representing the Utah Pharmacy Board.

**UNFINISHED DISCUSSION ITEMS:**

1. Compounding labeling rule change – Mr. Ishihara

The Board reviewed the proposed rule change. Dr. Lundberg motioned to approve the proposed changes. Mr. Hoffman seconded the motion. The motion carried unanimously.

2. DEA registration requirement rule change – Mr. Ishihara      The Board reviewed the proposed language regarding the DEA registration requirement. Mr. Ishihara noted this is a new subsection of the rule. Ms. Bird motioned to approve the language. The motion carried unanimously.
3. NABP newsletter – Mr. Ishihara      The Board reviewed the State Board newsletter program Letter of Agreement with NABP that was signed in 2015. Mr. Ishihara noted that the cost of the program to the Board is \$620.00 per year. The funding will come from the pharmacy education fund. With the Board's recommendation the Division will need to sign a new agreement with NABP. Mr. Fitzpatrick made a motion to recommend the Division proceed. Dr. Lundberg seconded the motion. The motion carried unanimously.
4. Naloxone Work Group update – Mr. Jones      Mr. Jones advised the Board that the initial meeting with the Naloxone Work Group went well. They will meet again in February. There were some assignments made within the group to reach out to other stakeholders for input. Mr. Jones will report the progress to the Pharmacy Board in February.

**NEXT SCHEDULED MEETING:** February 23, 2016

2016 Board Meetings:      **2016 Board Meetings Tentatively Scheduled:**  
February 23, March 22, April 26, May 24, June 28, July 26, August 23, September 27, October 25, November 15, December 20

**ADJOURN:** Motion to adjourn at 12:05 P.M.

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

2/23/2016  
Date Approved

February 23, 2016  
Date Approved

(ss)   
Chairperson, Utah Board of Pharmacy

(ss)   
Bureau Manager, Division of Occupational & Professional Licensing