

**BOARD OF REGISTRATION IN PHARMACY
MINUTES
BOARD MEETING
TUESDAY, FEBRUARY 05, 2002
239 CAUSEWAY STREET, ROOM 206
BOSTON, MASSACHUSETTS
02114**

AGENDA ITEMS

1. 9:30 a.m.

Call to order: Business Meeting. The meeting was called to order by President Harold B. Sparr at 9:30 a.m.

The following Board members were present: Harold B. Sparr, R.Ph., MS, President, Donna M. Horn, R.Ph., Secretary, Karen M. Ryle, R.Ph., Dan Sullivan, R.Ph., James T. DeVita, R.Ph., Dr. Robert P. Paone., R.Ph., Pharm.D. and Marilyn Barron, MSW.

The following Board staff were present: Charles R. Young, R.Ph., Executive Director, Susan Manning, J.D., Administrative Board Counsel, James D. Coffey, R.Ph., Associate Director, Daniel E. Warren, R.Ph, Board Agent, James C. Emery, Healthcare Investigator and Leslie S. Doyle, R.Ph., Healthcare Supervisor / and Investigator and Alan Van Tassel, Healthcare Investigator.

Minutes for October 02, 2001: approve ___ amend ___

Vote: Tabled

Minutes for November 06, 2001: approve ___ amend X

Vote: A **Motion** was made by Bob Paone to approve the minutes as amended (typos). The motion was seconded by Harold Sparr. The motion carried.

2. 9:30 a.m. - 10:00 a.m.

Update on the Pharmacy Technician Registration Process:

Chuck Young and James D. Coffey provided the Board with update related to the pharmacy technician registration process. Chuck Young advised the Board that the Professional Credential Services (PCS) application-processing fee is \$85 and the Board registration fee is \$38 for total fees of \$123.

The Board reviewed draft of "Pharmacy Technician Registration Frequently

Asked Questions (FAQ)".

Chuck Young reviewed a DPH / DCP memorandum to Board regarding pharmacy technician regulations. The Board noted DPH / DCP authority regarding the practice of pharmacy technicians in DPH facilities.

3. 10:00 a.m. - 10:30 a.m. (Cancelled)
Application for Wholesale Distributor- In the matter of USCO Logistics, 12 Forge Park Drive, Franklin, Massachusetts

The applicants were to be represented by Paul J. Stankewich, Esq. The company engages in the sale of legend drugs / devices as an agent of a licensed wholesaler located at the same address. During the process of filling orders, the applicant takes possession of prescription drug products prior to being shipped to a registered location. The applicant believes that the responsibility for security and accountability of the drug products rests with the company they represent by means of their contract.

4. 10:30 a.m. - 11:30 a.m.
Paula Griswold, Executive Director-Massachusetts Coalition for the Prevention of Medical Errors.

Discussion: Executive Director Paula Griswold provided the Board with an overview of a handout distributed to the Board at the January 22, 2002 Board regarding patient safety principles of shared accountability.

5. 11:30 a.m.
Strategic Planning Meeting.

The Board continued discussion on strategic planning matters related to action plan initiatives.

A **Motion** was made by Bob Paone to adopt the following Board "Draft Mission Statement" minus the last two sentences: To Promote, Preserve and protect the public health, safety, and welfare by fostering the provision of quality pharmaceutical care to the citizens of Massachusetts through the regulation of the practice of pharmacy, the operation of pharmacies and the distribution of prescription drugs in the public interest. The Massachusetts Board of Registration in Pharmacy will assume a leadership role in regulating the practice of pharmacy and act in accordance with the highest standards of ethics, accountability, efficiency effectiveness and openness. We recognize and affirm that regulation of the practice of pharmacy is a public and private trust, which we pledge to uphold at all times. ~~We approach our mission with a deep sense of purpose and responsibility. The public and regulated community alike can be~~

~~assured of a balanced and sensible approach to regulation.~~ Seconded by Karen Ryle. The motion carried unanimously.

6. 12:00 p.m. - 1:00 p.m.
Lunch.

7. 1:00 p.m.
Continuation of Strategic Planning.

The Board continued its discussion related to strategic planning initiatives.

8. 2:30 p.m.
Discussion of Special Assignment PH-02-074.

Discussion: Investigator Jay Emery provided the Board with a summary of the assignment related to alleged unlicensed practice. The Board advised Board staff to verify alleged licensure with NABP and if applicable schedule Registrant to appear for discussion

9. 2:45 p.m.
Discussion Nuclear Pharmacy Regulations – pertaining to wholesale distribution of nuclear pharmaceuticals.

Discussion: Chuck Young provided the Board with an overview of existing Board regulations as such pertain to wholesale distribution of nuclear pharmaceuticals. In addition, Dr. Paone advised the Board that Dr. George Matelli, Director of Allied Health Sciences Massachusetts College of Pharmacy and Health Sciences would be available to review current nuclear pharmacy regulations. Chuck Young also advised the Board that Dr. Ronald Callahan of the Massachusetts General Hospital Nuclear Pharmacy Department would be willing to assist the Board in its review of nuclear pharmacy regulations.

10. 3:15 p.m.
Administrative Business Meeting: included Board Counsel update, requests for advisory opinion and monthly correspondences. Charles R. Young, Executive Director, Susan Manning, Board Counsel and James D. Coffey, Associate Director.

The purpose of the meeting was to address the following items with the Board:

a) Partners Healthcare System correspondence regarding electronically transmitted prescriptions:

Discussion: The Board reviewed the correspondence and entertained discussion on the matter. The Board advised staff to respond to Partners that

such organization should communicate with the Department of Public Health, Drug Control Program, for an advisory opinion.

- b) APHA article on the North Carolina pharmaceutical care study and how it relates to Massachusetts pharmacies:

Discussion: The Board discussed the matter and decided to forward the reference material to the strategic planning committee for related consideration.

- c) Special Assignment PH-02-074: The investigator provided the Board with an overview of the completed assignment.

- d) Merck-Medco Rx Services, Wilmington, MA closure letter:

Discussion: The Board reviewed the Merck-Medco Rx Services closure correspondence and approved such provided that appropriate notice was supplied to patients prior to the pharmacy closure.

- e) Update on the Pharmacist II Board position for Quality Assurance Surveyor:

Discussion: Chuck Young advised the Board that more interviews were scheduled for the week ending February 15, 2002.

- f) Pfizer letter announcing the Pfizer for Living Share Card: FYI.

- g) NABP memorandum regarding Canadian pharmacies that ship prescription drugs to consumers in United States: FYI.

- h) Board-approved employer administered Pharmacy Technician Examination.

Discussion: The Board discussed the matter and decided to allow pharmacy technician applicants to utilize employer administered pharmacy passing scores for pharmacy technician registration purposes provided both that the Pharmacy Technician Examination was approved by the Board and the examination had not changed from its approved (current) format.

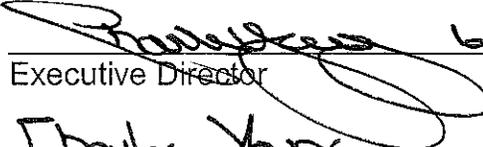
- i) OxyContin®:

Discussion: Chuck Young presented statistics to Board specific regarding OxyContin® armed robberies. Jim DeVita indicated that there have been multiple OxyContin® armed robberies at CVS pharmacy locations particularly in Eastern Massachusetts. Board will continue to monitor the OxyContin® situation and future agenda time schedule re-discussion of matter.

11. 4:15 p.m.

A **Motion** was made by Marilyn Barron to adjourn the meeting. The motion was seconded by Bob Paone. The motion carried. Meeting adjourned.

Respectfully submitted by:


Executive Director

6-26-02
Date

Charles Young
Printed Name

Reviewed by counsel: June 20, 2002
Draft approved: June 20, 2002
Board adopted: June 25, 2002