

**COMMONWEALTH OF MASSACHUSETTS
Board of Registration in Pharmacy**

**NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE
BOARD OF REGISTRATION IN PHARMACY**

June 26, 2020

Webex Information

Call in Number: 1-203-607-0564 or toll free 1-866-692-3580

Access Code: 161 274 5654

Attendee: #

If you need reasonable accommodations in order to participate in the meeting, contact the DPH ADA Coordinator Yulanda Kiner, Phone: 617-624-5848 in advance of the meeting. While the Board will do its best to accommodate you, certain accommodations may require distinctive requests or the hiring of outside contractors and may not be available if requested immediately before the meeting.

Agenda

Time	#	Item
8:30	I	CALL TO ORDER
	II	APPROVAL OF AGENDA
8:35	III	APPROVAL OF BOARD MINUTES <ul style="list-style-type: none">• Draft of June 19, 2020 Regular Session Minutes
8:40	IV	POLICIES and ADVISORIES <ul style="list-style-type: none">• Policy 2020-05: Proper Storage of Refrigerated and Frozen Medications.

8:50	V	APPLICATIONS <ul style="list-style-type: none"> • Apotheco Pharmacy Newton, LLC – New Community Pharmacy
8:55	VI	FLEX <ul style="list-style-type: none"> • Pharmacy issues related to Covid-19 and the state of emergency • Pharmacy Advisory Committee update
9:10	VII	EXECUTIVE SESSION The Board will meet in Executive Session as authorized pursuant to M.G.L. c. 30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. Specifically, to review a request for license reinstatement.
9:25	VIII	M.G.L. c. 112, § 65C SESSION
9:45	IX	ADJOURNMENT

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN PHARMACY**

MINUTES OF THE GENERAL SESSION

Meeting held via WEBEX remotely

Boston, Massachusetts, 02114

June 26, 2020

Board Members Present

Kim Tanzer, PharmD, RPh. President
Sebastian Hamilton, Pharm D, RPh
Dr. Richard Lopez, MD
Andrew Stein, Pharm D
Timothy Fensky, RPh
Patrick Gannon, RPh
Susan Cornacchio JD, RN (leaves the meeting at 9:00 AM)
Katie Thornell, RPh
Dawn Perry, JD

Board Members Not Present

Julie Lanza, CPhT, President Elect
Leah Giambarresi, Pharm D, RPh, Secretary
Carly Jean-Francois, RN, NP
Stephanie Hernandez, Pharm D, BCGP, RPh

Board Staff Present

David Sencabaugh, Executive Director
Monica Botto, Assistant Executive Director
Heather Engman, JD, Board Counsel
William Frisch, RPh Director of Pharmacy Compliance
Michelle Chan, RPh Quality Assurance Pharmacist
Joanne Trifone, RPh, Director of Investigator
Julienne Tran, PharmD RPh, Investigator
Gregory Melton, Pharm D, JD, RPh Investigator
Cheryl Lathum, PharmD, RPh, Investigator
Michael Brosnan, PharmD, RPh Investigator
Christina Mogni, RPh Investigator
John Murray, RPh Investigator
Ed Taglieri, MSM, NHA, RPh, PSUD Supervisor
Joanna Chow, Office Support Specialist
Richard Harris, Program Analyst

TOPIC I. Attendance by roll call:

CALL TO ORDER 8:30 AM

A quorum of the Board was present, established by roll call. President K. Tanzer chaired the meeting and asked if anyone was recording hearing, no one responded. She explained that the Board of Pharmacy was recording the meeting.

Roll call attendance: K. Tanzer, yes; A. Stein, yes; D. Perry, yes; P. Gannon, yes; S. Hamilton, yes; S. Cornacchio, yes; Dr. Lopez, yes; T. Fensky, yes; P Gannon, yes; K. Thornell, yes.

Topic II.

Approval of Agenda

TIME 8:31 AM

Agenda 6/26/20

DISCUSSION:

Change to Agenda:

1. no changes

ACTION:

Motion by P. Gannon, seconded by T. Fensky and voted unanimously by those present to approve the agenda no noted changes by roll call vote.

Topic III

Approval of Board Minutes

TIME: 8:32 AM

Minutes

1. Draft 6/19/20 minutes

1. Update Item #1 applications; Long Term Pharmacy Solutions. T. Fensky had recused; motion was by L. Giambarresi; second by S. Hamilton.
2. Update Flex section Pharmacy issues related to COVID-19 and the state of emergency/Pharmacist Scope of Practice to reflect on 6/19/20 Board only ratified the change to final language which was approved at the 6/12/20 Board meeting. No additional changes were made at the 6/19/20 meeting to language.

Action:

Motion by S. Hamilton, seconded P. Gannon, and voted unanimously to approve the regular session minutes of 6/19/20 with noted changes. Dr. Lopez and D. Perry recused since not present for the meeting by roll call vote.

TOPIC IV

Policies and Advisories

1. Policy 2020-05: Proper Storage of Refrigerated and Frozen Medications

Time: 8:35 AM

Presented by: M. CHAN

Recusal: None

Discussion: Utilizing guidance from the CDC and USP, as well as from the draft regulations, the policy on refrigerated and frozen medications has been updated. Additions and updates to the policy include suitable thermometer use, twice daily temperature checks, proper air flow within and around the unit, and having an action plan in place to address excursions.

Also in place are requirements to maintain documentation of product safety and efficacy after an excursion as well as the prohibition of food and drinks in units used for medication storage.

P. GANNON asked Board staff to add language requiring a pharmacy to have a mechanism in place to identify temperature excursions on any days the pharmacy may be closed.

Action: Motion by T. FENSKY, seconded by S. HAMILTON, and voted unanimously by roll call by those present to approve *Policy 2020-05: Proper Storage of Refrigerated and Frozen Medications* with the requested edits.

Topic V. APPLICATIONS

1. Apotheco Pharmacy Newton, LLC New Community Pharmacy TIME: 8:34 AM

REPRESENTED BY: Steven Hess, EVP of Pharmacy Operations; Tamarah Gourgue, MOR; Head of Construction

RECUSAL: A. Stein

DISCUSSION: Apotheco Pharmacy is a retail pharmacy with a concentration in Dermatology. There are 25 locations across the country, this will be the first location in MA. They offer delivery and walk in services. Security at the pharmacy includes cameras, motion sensors and shatter limiting glass. They are closed on the weekends, but a phone system is in place to forward all calls to a pharmacist. Staffing at the pharmacy will include one full time pharmacist, one part-time pharmacy and one certified Pharmacy technician. This is Tamarah’s first position as MOR, she has reviewed the checklist on the Pharmacy website. A revised Attestation for Non-sterile compounding to include simple and moderate compounding has been received by the Board. They will resubmit the Controlled Substance application to include “Narcotic” and “Non-narcotic.”

ACTION: Motion by S. HAMILTON seconded by T. FENSKY and voted unanimously by those present to approve the application pending a successful inspection and correcting the Controlled Substance application.

TOPIC VI Flex

1. Pharmacy issues related to COVID-19 and the state of emergency Time: 8:50 AM

Presented by: M. BOTTO

Recusal: None

Discussion: As a reminder, retail pharmacies must provide dedicated hours at least one hour each day of operation, in the early morning, for adults 60 years of age and older as indicated in the retail business reopening Phase II Step 2 mandatory safety standards, recommended best practices, and checklist.

In response to some complaints Board staff has received recently, a reminder was sent out on the distribution list yesterday.

P. GANNON asked if this applies to clinic pharmacies in hospitals. H. ENGMAN stated that she does not think it applies, but will verify that information.

So noted.

2. Pharmacy Advisory Committee update regarding the 6/24/20 meeting and Recommendation 20-01

Time:

8:53 AM

Presented by: E. TAGLIERI and T. FENSKY

Recusal: None

Discussion: W. FRISCH and M. CHAN presented an *Advisory on the Pharmacist's Scope of Practice* that covered a variety of items including independent practice, MTM, compliance packaging, and testing. The definition of "interpret" in the context of testing was discussed extensively.

The document also included technician scope of practice issues, so the document title will likely change.

Now finalized documents that the Advisory Committee had previously provided input to were also presented.

W. FRISCH and M. CHAN will continue work on the document and will bring it forward to the Board for discussion in the future.

So noted.

S. Cornacchio leaves the meeting 9:00 AM

Topic VII

EXECUTIVE SESSION

Time: 9:01 AM

Executive Language Read by K. Tanzer 9:01 AM

Topic VII:

Executive Session Call to Order:

Time: 9:02 AM

By: K. Tanzer

DISCUSSION: none

ACTION: Motion by P. GANNON, seconded by S. HAMILTON, and voted unanimously by those present to enter Executive Session by roll call vote. K. Tanzer, yes; A. Stein, yes; D. Perry, yes; P. Gannon, yes; S. Hamilton, yes; Dr. Lopez, yes; T. Fensky, yes; P Gannon, yes; K. Thornell, yes.

Topic VIII:

M.G.L. 65 C #1

Time: 9:33 AM

DISCUSSION: None

ACTION: President K. Tanzer request a motion to enter M.G.L 65 c Session.

At 9:33 AM P. Gannon, seconded by S. Hamilton and voted unanimously by all those present to enter M.G.L. chapter 65 c Session by roll call vote.

Topic IX

ADJOURNMENT OF MEETING

TIME: 9:45 AM

ACTION: Motion by S. Hamilton seconded by T. Fensky, and voted unanimously by those present, to adjourn from General Session by roll call vote..

EXHIBITS USED DURING THE OPEN SESSION OF THE MEETING

1. Draft Agenda of the 6/26/20 General Session
2. Draft Minutes of the 6/19/20 Meeting
3. Policy 2020-05: Proper Storage and Refrigerated and Frozen Medications
4. Applications: Apotheco Pharmacy Newton New Pharmacy Application

Respectfully Submitted,
Leah Giambarresi, PharmD, RPh, Secretary