

**BOARD OF REGISTRATION IN PHARMACY  
PHARMACY BOARD MEETING MINUTES  
TUESDAY, FEBRUARY 10, 2004  
239 CAUSEWAY STREET, ROOM 206  
BOSTON, MASSACHUSETTS 02114**

The meeting was called to order by President James T. DeVita at 9:30 a.m.

The following Board members were present: James T. DeVita, R.Ph., President, Karen Ryle, R.Ph., Secretary, Donna Horn, R.Ph. and Marilyn Barron, MSW, Public Member.

Absent: Dan Sullivan, R.Ph. and Harold Sparr, R.Ph.

The following Board staff were present: Charles R. Young, R.Ph., Exec. Dir., James D. Coffey, R.Ph., Assoc. Dir., Arthur J. Chaput, R.Ph., Pharm.D., Carolyn Reid, Admin. Asst., James Emery, Healthcare Investigator, and Leslie S. Doyle, R.Ph., Healthcare Supervisor.

**AGENDA ITEMS**

- 1) 9:30 a.m.  
Business Meeting
- 2) 9:30 a.m. – 9:35 a.m.  
Review of Minutes from Previous Meeting  
December 16, 2003 Board minutes: Motion/Horn to approve as amended (page 2, #4 should read “compounded for companion animals only”. Second/Ryle. The motion carried.  
January 13, 2004 Board minutes: Motion/Ryle to approve as amended (request to confirm Board decision in the matter of PH-04-050 (formal reprimand and censure-Alfred Ortolani). Second/Barron. The motion carried. Ms. Barron requested Board staff to increase the font size of future agendas and draft minutes.  
Correction of minutes-indicated on minutes
- 3) 9:35 a.m. to 9:45 a.m.  
Report of Offices
  - a) Office of Investigations
    - i) File review  
Board will be advised of all Pre-complaint cases and determine whether to proceed to complaint status.

b) Board Counsel

Motion/Ryle to enter executive session to review ongoing criminal matters. Second/Barron. The motion carried.

Motion/Ryle to return to open session. Second/Barron. The motion carried.

4. 9:45 a.m. to 12:30 p.m.

Report of Committees

a) Strategic Planning / Grid management (9:45 - 10:45)

i) Update on electronic prescription proposed reg. Amendments.  
Manning advised no comments received. Revisions will be filed on 2/13/04 and effective 2/27/04.

ii) Update on Proposed Regulation Revisions (Manning)  
Section 6.04(2) change to "different address" rather than structure.

Section 6.0(6) - change shall to "may".

Section 8.01(1) - change hours from 1100/400 to "1000/500"

Section 14 - change continuing educations to "annual professional education"

Section 14.01 should be "and or"

iii) Discussion of Board Regulations/Policies on Foreign Pharmacy Graduate requirements for licensure. (Young)

Board revised internship requirements for foreign pharmacy graduates, effective immediately, to permit registration as intern and employment as intern after receiving the authorization letter indicating the NABP EE #, with copy of NABP ATT to be submitted to Board testing company (Professional Credential Services).

Motion/Ryle policy to take place as of February 10, 2004.

Second/DeVita. The motion carried.

iv. Update on Prescriber loss of license /death prescription refill guidelines.

Young will update Board as to development of policy permitting refills up to maximum 90 day supply when practitioner ceases to practice.

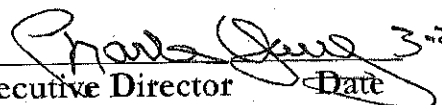
- v. Discipline policy (Young)  
Triage process still in development.
- b) Continuous Quality Improvement (11:00 - 12:00)
  - i) Arthur Chaput, Pharm. D., CQI Surveyor and Nicole Rocha, Pharm.D. Candidate, Board Extern.  
DeVita commended Rocha and Chaput on report as well presented and easy to read.
- c) Compounding Guidelines (12 - 12:30)
  - ii) Update on 1/2/04 meeting with DPH-DCP (Ryle)  
Manning will propose revisions to draft that separates topics into regulations, best practice and possible joint policies, as time permits.
- 6. 12:30 p.m. to 2 p.m.  
Lunch
- 7. 2:00 p.m. to 3:30 p.m.  
Web-assisted Audio Conference "Quality Improvement: Tools to Benchmark".
- 8. 3:30 p.m. to 4:00 p.m.  
New Business for discussion
  - a) Request for terms of reinstatement in the matter of PH-97-098-  
Martin S. Siegal, Pharmacist (revoked effective 02/10/1999),  
formerly license No. 13033; currently incarcerated.  
Board to advise Siegal must meet all requirements for licensure of  
G.L. c. 112, and 247 CMR.
  - b) Request for Removal of Probation by Edmund F. Ahern, Jr.,  
R.Ph., License Number 16790 (Docket No. PH-96-102).  
MPRS recommendations.
  - c) Joint Board/DPH-DCP guidance for administration of FluMist by  
specially trained pharmacists.

Grant Carrow and Adele Audet – DPH/DCP, and Liz Pujolas,  
FluMist – Immunization Program.

Carrow gave an overview of the FluMist pilot project. Pujolas has been approved to facilitate standing orders for FluMist at the DPH/DCP office and website. Adele wrote the guidance procedures based on regulations. FluMist is a nasal and intranasal vaccine and the products is limited right now because there are no other products. Pharmacists can administer FluMist if properly trained. Fourteen(14) specific sites will issue the FluMist and pharmacist must identify themselves. Pharmacists with training in accredited programs can administer FluMist and must keep record of training on file in pharmacy. Pharmacists can complete certified training, CD ROM training programs and on-line training to learn about the products and how to administer FluMist. Additional 20 hours of training can be supplemented as an APHA ACPE approved program. Pharmacists must submit a letter of intent to administer to DPH/DCP. Additional DPH training is required for the pilot project, but not for FluMist. In preparation for next year, the Board will help to facilitate the process. DeVita suggested that the pharmacy newsletter be used as a communication vehicle to help facilitate the process. Motion/Horn to adopt under joint policy, amendment to change language to fluvaccine. Second/Ryle. Motion carried

10. 4:00 p.m. Motion/DeVita to adjourn. Second/Horn. The motion carried. Meeting adjourned.

Respectfully submitted by:

  
Executive Director      Date 3-26-04

Reviewed by counsel: March 1, 2004  
Draft approved: March 2, 2004  
Board adopted: March 2, 2004