

# **New Jersey State Board of Pharmacy**

## **Open Session Minutes**

**April 24, 2002**

**Hudson Room, 6th Floor**

### **I. CALL TO ORDER**

The open session meeting of the New Jersey State Board of Pharmacy was called to order by President Anthony Alexander on Wednesday, April 24, 2002 at 9:10 A.M. The meeting was convened in accordance with the provisions of the Open Public Meetings Act.

### **II. ROLL CALL**

#### **PRESENT:**

Anthony Alexander, RP, President  
Edward McGinley, RP, Treasurer  
Edith Tortora Micale, RP-arrived at 9:35 A.M.  
Pamela Allen, RP  
Sophie Heymann  
Mona Doyle-left at 3:00 P.M.  
Robert Kowalski, RP-left at 3:30 P.M.  
Richard Palombo, RP

#### **EXCUSED:**

Ira Katz, RP

#### **OTHERS IN ATTENDANCE:**

Marianne Greenwald, Deputy Attorney General  
Jay Church, Executive Director, substituting for Debora Whipple, Executive Director  
Marie Wondeh, Principal Clerk Stenographer

### **III. MINUTES OF THE MEETING OF APRIL 10, 2002**

The Board reviewed the minutes of the meeting of April 10, 2002 and on a motion by Pamela Allen, seconded by Edward McGinley, accepted the minutes as corrected. The vote of the Board was unanimous.

### **IV. PRESIDENT'S REMARKS**

Anthony Alexander reported on the upcoming Pharmacists Association meeting that is to be held in Atlantic City. He suggested and the Board concurred that Board members should attend, but no regular meeting should be held. They will be there as guests to answer questions as they arise.

NABP Constitutional amendments are being discussed and input from the Board should be made to the NABP.

Pain Management Regulations will be discussed in the future.

### **V. NEW BUSINESS**

### **(1) Dean Colaizzi Letter**

Dean Colaizzi, Rutgers School of Pharmacy, commented on the recently published regulatory changes. The Board President directed that the comments be held until the comment period of the regulation has expired. The Executive Director was directed to forward the letter to MaryAnn Sheehan for inclusion in the comment pack.

### **(2) Thomas Egan, Kennedy Health Systems**

Discussion on this letter was removed from the agenda. The matter was discussed at a previous meeting.

### **(3) Laurie Mohler, R.Ph., Director, Drug Information Services, Neighborcare**

Ms. Mohler inquired about re-packaged medications information. She asked if the State of New Jersey follows the USP Guidelines in reference to the time frame that can be used for the beyond-use/expiration date of repackaged medications.

After discussion by the Board, the President directed that the questions be referred to the Deputy Attorney General for review and response.

### **(4) National Association of Boards of Pharmacy (NABP): Letter from Lee Gladstein, R.Ph., NABP Liaison to the Utah School**

Mr. Gladstein submitted a letter inviting Board members to attend the Utah School's program on Alcoholism and Other Drug Dependencies to be held on June 16-21, 2002 in Salt Lake City, Utah. The Board accepted the letter as informational.

### **(5) Healthcare Institute of New Jersey Statistics of 2001 Drug Approvals**

This report was received by the Board as informational.

## **VI. ENFORCEMENT BUREAU INSPECTOR, CLINTON SPAAR**

A. Clinton Spaar, Inspector at the Enforcement Bureau, appeared to discuss with the Board the Board's policy of return of prescription medications to stock. The Board has previously reviewed and adopted the New York guidelines.

### **B. Use of Automatic Dispensing Units**

On a motion by Robert Kowalski, seconded by Sophie Heymann, the Board voted that the contents of the "cells" in automatic dispensing units must be able to be identified via a log as to what is put in the "cell" with the date of insertion, manufacturer, lot, expiration date, and quantity. The vote of the Board was unanimous.

### **C. Counseling Choice**

There is only a need to cite counseling choice if there is a refusal to accept counseling.

## **VII. ADDITIONS TO AGENDA**

### **(1) New Jersey Pharmacists Association Annual Meeting**

The President directed the Executive Director to inform Anthony Miragliotta, Deputy Director, or MaryAnn Sheehan, Regulatory Analyst, that the Board would like either of them to attend. If there is a quorum of Board members present, the Board would conduct a meeting; if not, the members present would be available for a

question and answer period. Currently, Anthony Alexander, R.P., Edith Micale, R.P., and Richard Palombo, R.P., are planning to attend.

## **(2) NABP District II Elections**

The Board discussed the current procedure of all delegates electing District representatives rather than just a District vote. It was suggested that for the New Jersey Board to take a stand at this time on this issue in favor of electing from the districts would be unproductive.

On a motion by Sophie Heymann, seconded by Mona Doyle, the Board unanimously voted not to present an amendment to the By-Laws of NABP on this issue, but to be put on record as believing in the principle of election of delegates by district only.

## **(4) Letter from Ira Katz, Far Hills Pharmacy**

Mr. Katz wrote requesting approval to start charging customers for extra services he renders to customers. Mr. Katz included explanations for these charges. The Board reviewed and discussed them.

On a motion by Edith Micale, seconded by Sophie Heymann, the Board voted unanimously to refer this matter to the Rules and Regulations Committee for consideration.

## **(5) I/M/O Dean John Colaizzi, Rutgers School of Pharmacy**

Sophie Heymann informed the Board that Dean Colaizzi was appointed to Chair the selection committee for a new President for Rutgers University. The Board offered its congratulations.

## **(6) I/M/O Michael Cohen, Whitney Award**

The Board agreed that Edith Micale will draft a resolution from the New Jersey Board of Pharmacy congratulating Michael Cohen as this year's selection to receive the Harvey Whitney Award from the ASHP.

## **VII. RECESS TO EXECUTIVE SESSION**

On a motion by Edward McGinley, seconded by Mona Doyle, the Board voted to adjourn Public Session and to reconvene in Executive Session to conduct three (3) Investigative Inquiries and to review sixteen (16) retail and IV permits, eleven (11) inspection reports, and five (5) consumer complaints.

Respectfully submitted,

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Debora C. Whipple, Executive Director