

**New Jersey State
Board of Pharmacy
Minutes of The Open Session of
May 14, 2003**

FINAL

I. CALL TO ORDER

The open meeting of the New Jersey State Board of Pharmacy was called to order by Board President Anthony Alexander, in the Somerset Room, 6th Floor at 124 Halsey Street, Newark, New Jersey on May 14, 2003 at 9:10 a.m. All members were duly notified of the time and place and all pertinent materials had been provided.

II. SUNSHINE LAW ANNOUNCEMENT

Anthony Alexander read a statement that newspapers and appropriate elected officials had been notified of the meeting according to the requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6.

III. ROLL CALL

PRESENT:

Anthony Alexander, R.Ph, President
Edward McGinley, R.Ph., Treasurer
Richard Palombo, R.Ph.
Ira Katz, R.Ph.
Mona Doyle, Public Member
Sophie Heymann, M.B.A., Public Member
Edith Micale, R.Ph.
Robert Kowalski, R.Ph.
Pamela Allen, R.Ph.

OTHERS IN ATTENDANCE:

Marianne Greenwald, Deputy Attorney General
Debora Whipple, Executive Director
Marie Wondeh, Principal Clerk Stenographer
Karin Shamlall, Clerk

IV.1. APPROVAL OF FINAL MINUTES FOR OPEN SESSION OF APRIL 9, 2003

Robert Kowalski moved, seconded by Pam Allen, to accept the minutes of April 9, 2003 as amended. The motion passed unanimously.

IV.2. APPROVAL OF DRAFT MINUTES FOR OPEN SESSION OF APRIL 30, 2003.

The draft of the minutes for the open session of April 30, 2003 will be re-agendized.

V. SECRETARY'S REPORT AND RECOMMENDATION FOR REGISTRATION BY RECIPROCITY, EXAMINATION, AND GRADE TRANSFER

Robert Kowalski moved, seconded by Mona Doyle, to approve the Secretary's Report and Recommendation for Registration by Reciprocity, Examination and Grade Transfer. The motion passed unanimously.

VI. MEMORANDUM OF FINES COLLECTED IN MARCH 2003

Sophie Heymann moved, seconded by Robert Kowalski, to accept the memorandum of fines collected for March 2003. The motion was passed unanimously.

VII. CONFERENCES

(1) 2003 NACDS Pharmacy & Technology Conference, August 23-27, 2003, Philadelphia, P.A.

Edward McGinley moved, seconded by Sophie Heymann, for the Executive Director to attend the conference. NACDS will cover cost of registration fees for Board members who wish to attend the conference. DAG will seek approval from Deputy Director Anthony Miragliotta to accept NACDS' offer to offset the registration fees. The motion passed unanimously.

(2) Pharmaceutical Congress, Spring 2003, Omni Shoreham Hotel, Washington, D.C.

The Chair directed the Executive Director to check into allocating funds so that she can attend one meeting and a Board member can attend the other.

(3) NABP Annual Meeting-

Philadelphia reports submitted by Edith Micale and Sophie Heymann.

VIII. NEW BUSINESS

Anthony Alexander went on record to state that the Board was in receipt of a note from the Executive Director, Debora Whipple, who conveyed her appreciation for the flowers sent to her by the Board.

(1) John Peana, Staten Island, NY-Re: Request for a waiver of past renewal fees.

Ira Katz moved, seconded by Richard Palombo, to deny the request for a waiver of past renewal fees and suggest that he reciprocate from New York to New Jersey and pay the New Jersey fees. The motion passed unanimously.

(2) Charles Klein, Ph.D. - Director of Clinical Services, InfoScriber/CSM-Re; Approval of the InfoScriber system

Edith Micale moved, seconded by Sophie Heymann, that the InfoScriber system will be permitted when electronic regulations are adopted. The Board currently accepts faxed prescriptions with signatures under the current regulations. The motion passed unanimously.

(3) Mary Dickson, NABP-Re: NABP Program Review and Training-Clarification

Edith Micale moved, seconded by Sophie Heymann, pending approval, to have the Executive Director attend the program review and training. The motion passed unanimously.

(4) Mary Dickson, NABP-Re: Launch of the Pre-NAPLEX

This item was considered as an FYI.

(5) Pathmark Pharmacy - Clarification request for Remodeling Application

Pam Allen moved, seconded by Richard Palombo, to approve their request because the pharmacy dimensions are not to be altered. The motion was passed unanimously.

Edward McGinley recused himself, as he is employed by Pathmark.

IX. OLD BUSINESS

(1) Corinne Chahine, BS, Pharm.D - Re: Thank-you letter in reference to the acceptance of her waiver

The Board gratefully acknowledged the receipt of Ms. Chahine's letter.

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(2) Central Fill- Open for discussion to finalize Board's consensus as to waiver issues 13:39-4.16(a) Permits; specialized permits

This item was moved to the Executive Session for advise of counsel

X. FINAL ORDERS

(1) Anthony Armenti, RPIC, Lincoln-Reses Home Healthcare Pharmacy, Pleasantville, NJ

The Chair directed the Executive Director to have the deceased Arthur Reses's name taken off of the Final Order and to correct the salutation.

(2) Ira S. Atlas, RPIC, Forer Pharmacy, Princeton, NJ

(3) Amjad Abukwaik, RPIC, Sheefa Pharmacy, Paterson, NJ

(4) Irene Bakman, RPIC, Future Pharmacy, Howell, NJ

(5) Irena Bakman, RPIC, Future Pharmacy, Howell, NJ

The Chair directed that the final orders additionally be sent to each respective RPIC's address of record with corrections. (No way of telling who made the motion)

XI. FYI

(1) Melissa Madigan, NABP-Re: Comments on Proposed Rule "Dietary Supplements Containing Ephedrine Alkaloids"

The Board acknowledged this as an FYI.

(2) NABP- Re: Canadian Issues and Internet Pharmacies

Edith moved, seconded by Sophie Heymann, to get all facts on importing medication into the U.S. and then to re-agendize the issue. The motion passed unanimously.

The Chair directed members to research laws on importing drugs into the U.S. for the next four weeks and then present the information to the Board at the June 11th meeting.

(3) Eon Edge - Industry News - "Hand-Written Prescriptions Heading Toward Extinction, Cleveland

Physicians Survey Reveals"

This item is considered as an FYI.

(4) InfoPress - "FDA Approves First Treatment for Fabry Disease"

The Board accepted this as an FYI.

XII. ADDITIONS TO THE AGENDA

(1) Cyrinne-Eliana Haidar-(graduate from the Lebanese American University with a Pharm. D.) Re: Requested exemption from intern hours as well as the foreign equivalency exam.

The Chair directed the Executive Director to acquire more information and to obtain a transcript, work history, and the date/year of her graduation and bring information back to the Board.

(2) Meridian Pharmacy, Richard Alter-Re: Dispensing Drug Assistance Program Medication

After meeting with Mr. Alter, the Board informed him that as long as he continues to comply with N.J.S.A.45:14-32, the program will remain within the guidelines of the law.

The Chair directed the Executive Director to memorialize this in a letter to him.

(3) A570

The Chair directed the Executive Director to respond with the Board of Pharmacy's comments to Director Erdos' request to address the Board of Medical Examiners' (BME) comments regarding the proposed Pharmacy Practice Act.

(4) Amended requirements to Practicum Logs put forth by the Board:

1. Each entry for a prescription must include - Prescription Number, Allergies, Drug Reactions and Recommendations.
2. The intern must take daily notes in a composition book from which weekly log reports are to be typed.
3. The increment submission should be 200, 300, 500, hours of internship.
4. Samples must be included with the application.

Sophie Heymann moved, seconded by Ira Katz to accept the revised guidelines for the log books. Mona Doyle was opposed to the motion because of a disagreement with the above second requirement. The motion passed.

(5) Re: Internship Preceptors

Ira Katz moved, seconded by Robert Kowalski, that from this meeting on, all applicants must have a preceptor who is a licensed pharmacist in the State of New Jersey in accordance with pre-existing regulations. The motion passed unanimously.

(6) Best Healthcare Services

Pamela Allen moved, seconded by Edith Micale, that the above captioned matter must file a change of ownership with the Board and pay the required fee but that they can keep the same permit number. The motion passed unanimously.

XIII. EXECUTIVE SESSION

At 10:15 a.m., Robert Kowalski moved, seconded by Mona Doyle for the Board to enter into the Executive Session to review 4 retail and IV permits (5/14/03), 15 retail and IV permits (4/30/03), 23 inspections (5/14), 18 inspections (4/30) and 7 complaints.

XIV. ADJOURNMENT

Edward McGinley moved, seconded by Anthony Alexander, to adjourn the meeting at 4:05 p.m. The motion passed unanimously.

Respectfully submitted,

Debora C. Whipple
Executive Director