

**BOARD OF PHARMACY
OPEN SESSION AGENDA
BORGATA HOTEL, ATLANTIC CITY, NJ**

DRAFT JUNE 30th, 2004

I. CALL TO ORDER

The Open Meeting of the New Jersey State Board of Pharmacy was called to order Board President Edward McGinley at the Borgata Hotel, Atlantic City, New Jersey on June 30, 2004 at 2:00 p.m. All members were duly notified of the time and place and all pertinent materials have been provided.

II. SUNSHINE LAW ANNOUNCEMENT

Edward McGinley 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 NJSA, Chapter 231, PL 1975, C.10:4-18.

III. ROLL CALL

Present:

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

Others in Attendance:

Joanne Boyer, R.Ph. Executive Director

Excused:

Marianne Greenwald Deputy Attorney General

IV. APPROVAL OF MINUTES

(1) DRAFT OF JUNE 9, 2004 MINUTES

Robert Kowalski moved, seconded by Anthony Alexander to approve the draft minutes of June 9, 2004 as amended. The motion passed unanimously.

(2) FINAL OF MAY 26, 2004 MINUTES

Sophie Heymann moved, seconded by Robert Kowalski to approve the minutes of May 26, 2004 as amended. The motion passed unanimously.

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

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

VI. CONTINUING EDUCATION REPORT

Pamela Allen moved, seconded by Robert Kowalski to approve the Continuing Education Report. The motion passed unanimously.

VII. VIOLATIONS PAID FOR THE MONTH OF MAY

N/A

VIII. OLD BUSINESS

(1) Heidi Stokes, IPA – Requesting Board to re-examine issue to include a CDS medication on one prescription blank as communicated via a letter from the Board of Pharmacy

This item was placed before the Board on 5/12/04 at which time the DAG advised the Board to get a resolution on this matter from the Board of Medical Examiners. A response has been obtained.

Edward McGinley reported that this topic was discussed at the BME Executive Committee on May 16, 2004. At this time we are awaiting for the BME to put their decision in writing.

(2) Medco Health – Alternative Pharmacy Practice Site presentation

This item was originally before the Board on April 14, 2004.

Nevin Okay and John Sisto, Medco Health presented program goals and objectives, technology model, workstation capabilities, system and data security, quality controls and reporting. Mr. Sisto and Mr. Okay answered Board member's questions. It was requested that Medco Health provide to the Board SOPs related to this proposal. Edith Micale moved, seconded by Pamela Allen to move to Executive Session at the next available Board meeting for advice of counsel.

IX. NEW BUSINESS

(1) Assembly Bill No. 2825 – Revises scope of practice of optometrists

Edith Micale is requesting that the Board review and comment on this Bill.

This item is accepted as an FYI since the Bill passed on June 24, 2004. It is now awaiting the Governor's signature.

(2) Draft regulations regarding pharmacists charging for extra services

Sophie Heymann moved, seconded by Mona Doyle to adopt as a policy and refer back to the Rules and Regs committee for further discussion of the comments presented today pending approval of DAG Marianne Greenwald. Ira Katz was recused. Seven Board members approved, one was opposed.

(3) George Herbert, R.N. Acting Executive Director, New Jersey Board of Nursing – Requesting Board's opinion regarding whether distribution of sample psychotropic medications, as described, to patients, constitutes dispensing of medications.

The Chair directed the Executive to obtain additional information in regards to type of setting (clinic, etc.) this will occur in, use of child safety caps, the documentation of lot numbers and beyond use dates and the compliance with NJSA 45:14-49 c.. Once this information is obtained, the Board will render an opinion.

(4) Frank De Maio, M.D. – Requesting Board address definition of "written" prescription

The Chair directed the Executive Director to forward this to the Board of Medical Examiners for interpretation.

X. CONFERENCES

(1) Citizen Advocacy Center, 2004 Annual Meeting, October 28-30, 2004, Orlando, Fl.

Richard Palombo moved, seconded by Pamela Allen to have Sophie Heymann attend this meeting as a Board representative.

XI. COMMITTEE REPORTS

(1) Pharmacy Practice Act – Technicians Workgroup Anthony Alexander

Update on expansion of workgroup and meeting to discuss criteria for technician training programs.

Mr Alexander reported that Pamela Allen will be added as member of the workgroup and a meeting will held shortly for further discussion.

(2) Pharmacy Practice Act – Collaborative Practice Workgroup Pamela Allen

Review of draft regulations

Robert Kowalski moved, seconded by Sophie Heymann to approve the draft as amended and submit to the Board of Medical Examiners for review. The motion passed unanimously.

(3) Pharmacy Practice Act – Immunization Workgroup Ira Katz

Update on meeting scheduled with Board of Medical Examiners on 5/16/04

Mr. Katz reported that at the BME Executive meeting held on 5/16/04 it was determined to form an ad hoc committee to further review the draft proposal submitted. The BME also requested additional information regarding the APhA Immunization training program. It was determined that the Executive Director will contact Dean Colaizzi and APhA to obtain the information requested.

XII. ADJOURNMENT

At 4:32 p.m., Ira Katz moved, seconded by Sophie Heymann, to adjourn the Open session. The motion passed unanimously.

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