

FINAL

NEW JERSEY STATE BOARD OF PHARMACY MINUTES OF THE OPEN SESSION OF AUGUST 13, 2003

I. CALL TO ORDER

The Open meeting of the New Jersey State Board of Pharmacy was called order by Board President Edward McGinley, in the Somerset Room, 6th Floor at 124 Halsey Street, Newark, New Jersey on August 13, 2003 at 9:20 a.m. All members were duly notified of the time and place and all pertinent materials had 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, N.J.S.A., Chapter 231, PL 1975, C.10:4-18.

III. ROLL CALL

Present:

Edward McGinley, R.Ph. President
Edith Micale, R.Ph. Treasurer
Pamela Allen, R.Ph.
Mona Doyle Public Member
Sophie Heymann Public Member
Ira Katz, R.Ph. Arrived 9:45 a.m.
Robert Kowalski, R.Ph. Government Member
Anthony Alexander, R.Ph

OTHERS IN ATTENDANCE:

Marianne Greenwald Deputy Attorney General
Debora Whipple Executive Director
Kiran Shamlall Assisting Clerk Stenographer

EXCUSED:

Richard Palombo, R.Ph

IV. 1 APPROVAL OF DRAFT MINUTES FOR OPEN SESSION OF JULY 23, 2003

Sophie Heymann moved, seconded by Robert Kowalski, to accept the minutes of July 23, 2003 as amended. **The motion passed unanimously.**

IV. 2 APPROVAL OF FINAL MINUTES FOR OPEN SESSION OF JULY 9, 2003

Sophie Heymann moved, seconded by Edith Micale, to accept the minutes of July 9, 2003 as amended. **The motion passed unanimously.**

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

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

V.B MEMORANDUM OF FINES FOR JULY 2003

Anthony Alexander moved, seconded by Robert Kowalski, to accept the Memorandum of Fines for July 2003. **The motion passed unanimously.**

VI. CONFERENCES

(1) ACCP 2003 Annual Meeting in Atlanta, Georgia - Held on November 2-5, 2003

Sophie Heymann moved, seconded by Mona Doyle, to send Marianne Greenwald, DAG to the ACCP 2003 Annual Meeting as a representative of the Board. **The motion passed unanimously.**

(2) Web-assisted conference calls entitled, "Monitoring the Health Care Safety Net" - Held on September 23-25 from 2 p.m. - 3:30 p.m.

The Chair directed the Continuous Quality Improvement (CQI) Committee comprised of Edith Micale, Sophie Heymann, and Ira Katz, to review and submit a written report to the Board.

(3) CAC Conference Report - by Sophie Heymann

This item was accepted as an FYI.

Edith Micale commented that Sophie Heymann's report was excellent, very detailed and provided good ideas. **The members concurred.**

(4) NJPHA Annual State Meeting in Atlantic City - September 17th, 2003

The chair directed the Executive Director to contact Joseph Roney, CEO of the New Jersey Pharmacists Association to advise him that the Board did not disregard the invite but, in fact, did not receive an invitation to the meeting. Coincidentally, the meeting does conflict with the Washington Legislative Conference, which makes it impossible for the Board to attend.

VII. NEW BUSINESS

(1) Amy Kem Lai - Request Board support for the International Pharmaceutical Student Federation

The Chair directed the Executive Director to refer this item to the State Professional Pharmacists Association.

(2) NABP - Update on Pharmacy Technicians

The Chair directed the Executive Director to forward this item to Mary Ann Sheehan, Regulatory Analyst for the Board.

(3) For Board member review and comment: Pharmacist Application - (Our Pharmacist Application and Med. Bd's Original Application)

The Board commented that child support questions and questions regarding medical conditions be added. The Board also considered changing the wording of the "ability to practice pharmacy" portion of the application.

The Chair requested the members review and report at a future meeting.

(4) Thomas Kraft - Request for Board review of information provided about Pyxis Envoy Medication System by Cardinal Health

This item was referred to Mona Doyle, Ira Katz, Pamela Allen and Anthony Alexander of the Technology Committee of the Board. The Chair requested the Committee submit a written report on the above at the October 8, 2003 meeting of the Board.

(5) IPA-Heidi Stokes: Pursuant to the May 28, 2003 meeting the Board requested the Executive Director to contact the North Carolina Board of Pharmacy to find out their regulations on returning outdated drugs to the manufacturers.

Although the Board appreciates Ms. Stokes' effort, the information provided does not address how the North Carolina Board of Pharmacy enforces the regulations on returning outdated drugs to the manufacturers. Further information still needs to be provided.

(6) Requested by Eric Shubin - Recommendation for consideration to standardize the procedure for automated dispensing systems application process to the Board. Also, Executive Director Debora Whipple requested for inclusion in next newsletter a requirement that all pharmacies with automated dispensing systems notify the Board. This would be for the purpose of updating Board of Pharmacy files and bringing into compliance pharmacies that should have reported to the Board

The Chair directs the Executive Director to notify the Enforcement Bureau of this matter and requests that the Enforcement Liaison Committee to provide a written report to the Board at the October 8, 2003.

(7) Cancellation of August 27 Meeting and Submission of Newsletter Items

Sophie Heymann moved, seconded by Anthony Alexander, to cancel the August 27 Meeting. **The motion passed unanimously.**

(8) DURC/NJ Formulary Update

This item was referred to the Executive Session for review.

(9) Watson Laboratories, Inc. - Request for the Board to act concerning generic substitution issues

This matter has been moved to the Executive Session.

(10) Rupal Patel - Request for a waiver of the TSE requirement and request for an FPGEE certificate and Intern permit

Sophie Heymann moved, seconded by Ira Katz, to have Ms. Patel register to retake the TSE and submit another letter of recommendation, then she can start her internship hours. Once Ms. Patel retakes the TSE, if she does not pass, she will be required to retake the TSE again halfway through completing her internship. After her internship is completed, she needs to come in for a personal interview. The Board requests that she again come before the Board. **The motion passed unanimously.**

VIII. FYI

(1) NCPA Newsletter - August 1, 2003 Vol. 125 #15

(2) NCPA Newsletter - July 15, 2003 Vol. 125 #14

(3) "FDA Announces Initiative to Heighten Battle Against Counterfeit Drugs"

(4) NABP - Awards VIPPS Certification to AdvanceRx.com

(5) NABP - Proposed Rule to Allow Electronic Orders for Controlled Substances

(6) Newsletter - "Health Plan to Give Doctors Blackberrys for Prescriptions"

Items VIII.1-6 were considered as informational.

IX. ADJOURNMENT

Robert Kowalski moved, seconded by Anthony Alexander, to enter into the Executive Session at 11:25 a.m. **The motion passed unanimously.**

Ira Katz moved, seconded by Anthony Alexander, to return to the Open Session for discussion on the New Jersey Pharmacists Convention. **The motion passed unanimously.**

Mona Doyle moved, seconded by Ira Katz, to move back into the Executive Session at 11:44 a.m. to review (23) Retail and IV Permits, (7) Inspection Reports, and (8) Complaints. **The motion passed unanimously.**