



**Government of the District of Columbia
Department of Health
Board of Pharmacy**



**899 NORTH CAPITOL ST. NE – 2ND FLR.
WASHINGTON, DC 20002**

February 6, 2013

9:30 am-2:30 pm

OPEN SESSION MINUTES

Board of Pharmacy Mission Statement:

“To protect and improve the public health through the efficient and effective regulation of the practice of Pharmacy and Pharmaceutical Detailers; through the licensure of Pharmacists, Pharmaceutical Detailers and Pharmacy Interns.”

CALL TO ORDER: 9:40 am

PRESIDING: Dr. Daphne Bernard

BOARD MEMBERSHIP/ATTENDANCE:

BOARD MEMBERS:		
	DR .DAPHNE B. BERNARD, PHARMD RPH CHAIRPERSON	Present
	MR. JAMES APPLEBY, RPH VICE CHAIR	Present
	DR. TAMARA McCANTS, PHARMD RPH	Present
	MR. ALAN FRIEDMAN, RPH	Present
	MR. DARWIN CURRY, CONSUMER MEMBER	Present
	MR. PAUL BERINGER RPH	Present
STAFF:	PATRICIA D 'ANTONIO– EXEC. DIRECTOR	
	KARIN BARRON-HEALTH LICENSING SPECIALIST	
	ABENA OSAE-ADDO, HEALTH LICENSING SPECIALIST	
	DEREK BROOKS, INVESTIGATOR	
	JAWARA KASIMU-GRAHAM , PHARMACY INSPECTOR	
LEGAL STAFF:	CARLA WILLIAMS, ASSISTANT ATTORNEY GENERAL	
VISITORS:	Jin Kim, Walgreens	
	Frank Grilli, Walgreens	
	Britney Hill, Howard University Student	
	Atiba Madyun, Pfizer	
	Soumi Saha, Kaiser Permanente	
	Emmanuel Tesfaye, Safeway	
	David W. Wilmot, Harmm & Wilmot, LLP	
	Timothy Plyde, Eli Lilly	
	Tami Brown, MERCK	
	Shelley Weldon-Wal-Mart	
	Hilary Beichner, CVS	
	Don Zowader, Public	
	Khalil Nuri, PhRMA	
	Molly Carr, New Hampshire Pharmacy	
	Areo Nazari, Target	
	Matthew Black, Target	
	Elezabeth Skaria, Target	
	Charley John, Walgreens	
	Kendra Frassetto, Community Walgreens	
	Eugene Bentsianov, Student Community Walgreens	

Open Session Agenda

Quorum: Yes

<u>Senior Deputy Director Report</u>	Dr. Rikin Mehta introduced himself as the new Senior Deputy Director for Health Regulation and Licensing Administration. Dr. Mehta is currently a PharmD and an Attorney. Before coming to HRLA, Dr. Mehta worked for the Food and Drug Administration.	Dr. Rikin Mehta												
<u>Executive Director Report</u>	<p>Licensing Data</p> <p>Statistics for the Month of January</p> <table border="1" data-bbox="467 575 1349 762"><thead><tr><th>License Type</th><th>Newly Licensed for Month</th><th>Total Licensed</th></tr></thead><tbody><tr><td>Pharmaceutical Detailers</td><td>16</td><td>1551</td></tr><tr><td>Pharmacists</td><td>5</td><td>1638</td></tr><tr><td>Immunization Authorities</td><td>24</td><td>350</td></tr></tbody></table> <p>Executive Director, Ms. D’Antonio reported that the Pharmaceutical Detailers are currently in a renewal of their license which will expire on February 28, 2014. Ms. D’Antonio reported that there seems to be a slow in a percentage of Pharmaceutical Detailers that are submitting the renewals to the Board. Ms. D’Antonio anticipates the number of Pharmaceutical Detailers renewing will start to increase as we approach day of the expiration.</p> <p>Sterile Compounding Webinar</p> <p>Executive Director, Ms. D’Antonio reported that she participated in a sterile compounding webinar.</p> <p>ICANN gTLD and .Pharmacy Programs Webinar</p> <p>Executive Director, Ms. D’Antonio reported that she participated in a webinar on ICANN gTLD and .Pharmacy programs. NABP has been deemed eligible to enter contract negotiations with the Internet Corporation for Assigned Names and Numbers (ICANN) to own and operate the .pharmacy domain suffix. The new .pharmacy generic Top-Level Domain (gTLD) will be available only to legitimate online pharmacies and related entities located in the United States or other countries. Further, the Registry Agreement between the Association and ICANN will include a number of safeguards intended to protect consumers and the public. NABP, as the registry operator, will require that registrars approved to sell .pharmacy domain names notify registrants, such as Internet pharmacies, that they must comply with all applicable laws, and provide proof that they are licensed to operate a pharmacy and to practice pharmacy.</p>	License Type	Newly Licensed for Month	Total Licensed	Pharmaceutical Detailers	16	1551	Pharmacists	5	1638	Immunization Authorities	24	350	Patricia D’Antonio
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	Executive Director, Ms. D’Antonio introduced Derek Brooks as our new Board of Pharmacy Investigator. Mr. Brooks has a background in military and law enforcement. Mr. Brooks previously worked with for the Bureau of Alcohol, Tobacco, Firearms and Explosives.	
<u>Board Counselor Report</u>	<p>Prescription Drug Monitoring Act</p> <p>Assistant Attorney General, Carla Williams report to the Board that the Prescription Drug Monitoring Act was passed by the City’s Counsel on December 3, 2013 and was signed by the Mayor of December 20, 2013. The next step will be to have the act go for a 30 day congressional review period.</p>	Ms. Carla Williams
0206-O-01	<p>Legislative and Regulatory Subcommittee Report</p> <p>(a) Collaborative Practice</p> <p>Mr. Alan Friedman reported to the Board that the Legislative and Regulatory Subcommittee has completed the drafting of the collaborative practice regulations. The Board has scheduled two meetings with representatives of the District of Columbia Board of Medicine to talk about the joint effort. Unfortunately, both meetings were canceled due to scheduling conflicts; however there is another meeting scheduled.</p> <p>(b) Pharmacy Technician Legislation</p> <p>Mr. Alan Friedman reported to the Board that the Legislative Subcommittee has completed about 75% of the drafting of the Pharmacy Technician regulations.</p> <p>(c) Pharmacy Intern Registration</p> <p>Mr. Alan Friedman reported to the Board that the Board Legislative Subcommittee is working to make potential changes to the sections related to experiential rotations, licensing requirements for independent study, and preceptor requirements.</p>	Mr. Alan Friedman
0206-O-02	<p>Communications Subcommittee Report</p> <p>Dr. Daphne Bernard, Chairperson reported to the Board that the communication subcommittee is continuing the effort to complete the District of Columbia Board of Pharmacy Newsletter to be distributed through NABP. Until then, the Board will continue to send an email blast of pertinent information if needed.</p>	Dr. Daphne Bernard

<u>New Business</u>		
0206-O-03	<p>Biosimilar Legislation</p> <p>(a) "BIO Disappointed Governor Brown Patient Access to Biosimilars Bill"</p> <p>Mr. Appleby led a discussion on biosimilar drugs and substitution /interchangeability issues. Different jurisdictions are working to address this issue. An article regarding a bill in California was presented as an example. The FDA is expected to publish further information regarding the interchangeability of biosimilar drugs. The Board requested that staff monitor this issue to see if any legislation would need to be put forth in the District.</p>	
0206-O-04	<p>Food and Drug Commissioner Administration Correspondence Drug Quality and Security Act</p> <p>(a) FDA Commissioner Letter Regarding the Drug Quality and Security Act</p> <p>(b) Healthcare Distributor Management Association Communication</p>	
<u>Presentation</u>		
0206-O-05	<p>Intern Overview of the National Association of Boards of Pharmacy Newsletter Update</p> <p>Howard University College of Pharmacy Student Intern, Candidate, 2014 Brittany D. Hill, Pharm.D. presented the overview of the NABP Newsletter correspondence.</p>	
<u>Communications</u>		
0206-O-06	<p>National Association of Boards of Pharmacy-NABP E-News Letter January 02, 2014</p> <p><u>Court Grants Temporary Injunction Against OK Compounding</u></p> <p><u>Abrams Royal Compounding Pharmacy Recalls All Lots of Unexpired Sterile Products Due to Lack of Sterility Assurance</u></p> <p><u>Hospira, Inc, Initiates Recall of One Lot of 2% Lidocaine HCl Injection</u></p> <p><u>Teen Prescription Drug Abuse Remains Steady in 2013, Monitoring the Future Survey Finds</u></p> <p><u>Consumers Continue to Rank Pharmacists High for Honesty and Ethical</u></p>	

	<p><u>Standards, Gallup Poll Shows</u></p> <p>National Association of Boards of Pharmacy-NABP E-News Letter January 08, 2014</p> <p><u>2014 NABP Survey of Pharmacy Law Now Available</u></p> <p><u>New York State to Permit Limited Medical Marijuana Prescribing</u></p> <p><u>Baxter International Recalls Select Lots of CLINIMIX and CLINIMIX E Due to Complaints of Particulates</u></p> <p><u>FDA Warns Consumers Not to Use Mass Destruction, a Dietary Supplement Sold Online and in Retail Stores</u></p> <p>Note to the Public: To receive weekly updates from NABP, please sign up by using the following link: http://www.nabp.net/publications/nabp-e-news-sign-up/</p>	
0206-O-07	<p>Florida Department of Health Notice</p> <p>The Florida Department of Health has requested that NABP share the attached notice regarding fraudulent documents requesting sensitive information from licensees. In addition, Florida has published this information on the Web sites of the Boards of Medicine, Nursing, Dentistry, Pharmacy, Optometry and Massage, and is also disseminating the information via social media.</p>	
0206-O-08	<p>Open Position: Chief Health Program Evaluator – Rhode Island</p> <p>The Rhode Island Department of Health is accepting applications for chief health program evaluator. Please see the link below for details. The application deadline has been extended to January 16, 2014.</p> <p>http://www.dlt.state.ri.us/webdev/JobsRI/StateJobs_files/Dec2013/ChiefHlthProgEval52.pdf</p>	
0206-O-09	<p>Prescription Drug Monitoring Program-Training Technical Assistance Center</p> <p>The North Carolina Department of Health and Human Services requested that the TTAC post the announcement for their PDMP Manager's position.</p>	

<p>0206-O-10</p>	<p>e-LTP Fee Adjustment</p> <p>The National Association of Boards of Pharmacy® (NABP®) would like to notify the boards of pharmacy regarding a 2014 fee adjustment for the Electronic Licensure Transfer Program® (e-LTPTM). NABP is adjusting the fees in order to continue to protect the integrity of its licensure transfer programs and the expansion in technology to support the program.</p>	
<p>0206-O-11</p>	<p>2015 Pharmacy Curriculum Outcomes Assessment Computer-Based Format</p> <p>The National Association of Boards of Pharmacy® (NABP®), developer of the Pharmacy Curriculum Outcomes Assessment® (PCOA®), is announcing a change to the availability of test delivery formats. Beginning in 2015, NABP will offer the examination solely in a computer-based format. Traditionally, the PCOA has been offered in both a paper-based and computer-based format. The increase in the number of schools electing to use the computer-based format has resulted in a reevaluation of the program with regard to administration formats.</p> <p>In an effort to standardize the administrations of the PCOA, NABP has elected to eliminate the paper-based format. The computer-based format allows NABP to immediately retrieve data after an examination and to evaluate the time that examinees spend on test questions.</p>	
<p>0206-O-12</p>	<p>2014 Survey of Pharmacy Law</p> <p>Serving as a convenient reference for individuals seeking an overview of the laws and regulations that govern pharmacy practice in 53 jurisdictions, the updated 2014 <i>Survey of Pharmacy Law</i> is now available.</p> <p>The <i>Survey</i>, produced in CD format, consists of four sections including a state-by-state overview of organizational law, licensing law, drug law, and census data. Newly added this year, a question in Section 17, Wholesale Distributor Licensure Requirements, asks if criminal history record checks are required for wholesale distributors. In addition, two new questions added to Section 30, Census Data, ask for the number of pharmacy interns and the number of medical oxygen distributors in the state.</p> <p>Updates for the 2014 <i>Survey</i> were graciously provided by the state boards of pharmacy. In addition to the boards' support, NABP requested data from relevant health care associations for the <i>Survey's</i> prescribing authority and dispensing authority laws in Sections 24 and 25, and laws pertaining to the possession of non-controlled legend drugs and possession of controlled substances in Sections 26 and 27.</p> <p>The <i>Survey</i> can be purchased online for \$195 by visiting the Publications</p>	

	<p>section of the NABP Web site.</p> <p>NABP provides the <i>Survey of Pharmacy Law</i> to schools and colleges of pharmacy for distribution free of charge to their final-year pharmacy students. This is made possible through the generous grant of Purdue Pharma L.P.</p> <p>For more information on the <i>Survey</i>, please contact Customer Service via phone at 847/391-4406 or via e-mail at custserv@nabp.net.</p>	
0206-O-13	<p>Request for Approval of CEU Program for Pharmacist</p>	
	<p>The Capitol City Pharmacy Medical Reserve Corps (CCPMRC) will be hosting its First Annual Emergency Preparedness Training Symposium Friday February 21 thru Sunday February 23, 2014.</p> <p>Howard University School of Pharmacy is requesting a total of eight (8) hours of continuing education units specifically for the following lectures:</p> <p>Community Resilience (1 CEU) Cultural Sensitivity (1 CEU) Disaster Mental Health (1 CEU) Medications Used in Emergency Preparedness (1 CEU) Points of Distribution Training (4 CEUs)</p> <p>Dr. Tamara McCants and Dr. Daphne Bernard recused themselves from the vote.</p> <p>(a) A schedule of events (b) Learning objectives of sessions (c) Sample program (lecture) evaluation (d) Resumes of Speakers</p> <p>Motion: Board Member, Alan Friedman moved that the Board approve the eight (8) contact hours of continuing education units specifically for the following lectures: Community Resilience (1 CEU); Cultural Sensitivity (1 CEU); Disaster Mental Health (1 CEU); Medications Used in Emergency Preparedness (1 CEU); Points of Distribution Training (4 CEUs) requested for the Annual Emergency Preparedness Training Symposium Friday February 21 thru Sunday February 23, 2014. Seconded by: Mr. Darwin Curry Motion Carried</p>	
0206-O-14	<p><u>Reading of the Minutes –Open Session</u></p>	

	<p>December 5 , 2013</p> <p>Motion: Alan Friedman moved that the Board approved the December 5, 2013 Board of Pharmacy meeting minutes with an amendment of added a member of public, Soumi Saha of Kaiser Permanente as being in attendance.</p> <p>Seconded by: Mr. James Appleby</p> <p>Motion Carried</p>	
<u>Comments From the Public</u>	<p><u>David Wilmot, Local Counsel & Khalil Nuri, Director of Legislative Policy PhRMA</u></p> <p>David Wilmont and Khalil Nuri presented recommended regulatory language for Collaborative Practice.</p>	

This concludes the Public Open Session of the meeting, and pursuant to D.C. Official Code § 2-575(b), and for the purposes set forth therein, the Board will now move into the Closed Executive Session portion of the meeting.