

RICK SNYDER GOVERNOR

STATE OF MICHIGAN DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS LANSING

SHELLY EDGERTON DIRECTOR

MICHIGAN BOARD OF PHARMACY December 7, 2016 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Pharmacy met on December 7, 2016, at the Ottawa Building, Conference Room 4, 611 West Ottawa Street, Lansing, Michigan 48933.

CALL TO ORDER

Nichole Cover, R.Ph. Chairperson, called the meeting to order at 10:09 a.m.

ROLL CALL

Members Present: Nichole Cover, R.Ph., Chairperson

Cynthia Boston, BHS, R.PhT.

Kathleen Burgess, Public Member (10:17 a.m.)

Nabil Fakih, R.Ph.

David Hills, Public Member Suit Hing Moy-Sandusky, R.Ph. Jonathan Pignataro, Public Member Pamela Wyett, Public Member

Members Absent: Dhafer Almaklani, R.Ph., Vice Chairperson

Patricia Keim, R.Ph.

James Stevenson, PharmD

Staff Present: Nakisha Bayes, Board Support, Boards and Committees Section

Karen Carpenter, Analyst, Boards and Committees Section

Kiran Parag, Analyst, Compliance Section

Michele Wagner-Gutkowski, Assistant Attorney General

APPROVAL OF AGENDA

MOTION by Moy-Sandusky, seconded by Fakih, to add Continuing Education Committee Report under 7A, 2.

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A voice vote was taken.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Hills, seconded by Moy-Sandusky, to approve the minutes from October 12, 2016 as written.

A voice vote was taken.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Robia Ismail Baydoun, R.Ph. - Petition for Reinstatement

MOTION by Pignataro, seconded by Hills, to accept the Proposal for Decision and deny reinstatement.

Discussion was held.

A roll call vote was taken. Yeas: Boston, Fakih, Hills, Moy-Sandusky, Pignataro,

Wyett, Cover

Nays: None

MOTION PREVAILED

Iroham Brow Ekeledo, R.Ph. - Petition for Reinstatement

MOTION by Wyett, seconded by Moy-Sandusky, to discuss.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Wyett, seconded by Moy-Sandusky, to accept the Proposal for Decision.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

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MOTION by Moy-Sandusky, seconded by Hills, to have the Petitioner's license be reinstated upon passing the North American Pharmacist Licensure Examination (NAPLEX) and the Multistate Pharmacy Jurisprudence Examination (MPJE) and the passing scores must be achieved within six months. In the event that the Petitioner fails to earn a passing score on the NAPLEX and MPJE within six months, the Petitioner's license shall remain suspended and the Petitioner will have to apply for reinstatement. If the Department receives evidence of the Petitioner passing the NAPLEX and the MPJE within six months, the Petitioner will be granted a limited license for two years. The terms of the limitation prohibit Petitioner from holding ownership/financial interest in any pharmacy and requires the Petitioner to be under general supervision of a fully licensed, Board-approved pharmacist. In addition, the Petitioner will be on probation for the concurrent time period as the limited license, with quarterly supervisor reports. Upon the conclusion of the two year period, if the Petitioner has complied with the terms of the Order, the Petitioner's license will be automatically reinstated.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

MOTION PREVAILED

Erin Kimberly Rivard, R.Ph. – Petition for Reinstatement

MOTION by Wyett, seconded by Fakih, to discuss.

A voice vote was taken.

MOTION PREVAILED

Discussion was held.

MOTION by Wyett, seconded by Fakih, to grant reinstatement. Petitioner will be placed on one year probation with the terms of probation to comply with the Public Health Code.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

MOTION PREVAILED

Julie Ann Tavernier, R.Ph. – Petition for Reinstatement

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MOTION by Moy-Sandusky, seconded by Wyett, to grant reinstatement. Petitioner will be placed on one year probation with the terms of probation to comply with the Public Health Code.

Discussion was held.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

MOTION PREVAILED

OLD BUSINESS

Compounding

MOTION by Hills, seconded by Moy-Sandusky, to accept a 503b Outsourcing Facility's Food and Drug Administration certificate as evidence of compliance with USP standards for compliance with MCL 333.17748a(1).

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

NEW BUSINESS

Pharmacy Technician Programs and Exam

MOTION by Moy-Sandusky, seconded by Burgess, to approve both Pharmacy Technician Programs and exam for Northland Pharmacies, and Martin's Supermarkets and the educational program from Kirtland Community College.

Discussion was held.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

MOTION PREVAILED

CE Committee Report

Moy-Sandusky directed the Board to the list of Continuing Education programs for consideration and provided an overview. (See Addendum #1).

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MOTION by Wyett, seconded by Boston, to approve the list of continuing education programs.

A voice vote was taken.

MOTION PREVAILED

Elections

Carpenter ran the election for Chair.

MOTION by Wyett, seconded by Hills, to re-elect Cover as the Chair for the Michigan Board of Pharmacy.

A roll call vote was taken. Yeas: Boston, Burgess, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett

Nays: None Recuse: Cover

MOTION PREVAILED

Cover ran the Election for Vice-Chair.

MOTION by Moy-Sandusky, seconded by Hills, to elect Burgess as the Vice-Chair for the Michigan Board of Pharmacy.

A roll call vote was taken. Yeas: Boston, Fakih, Hills, Moy-Sandusky

Pignataro, Wyett, Cover

Nays: None

Recuse: Burgess

MOTION PREVAILED

Committee Assignments

Cover provided a verbal summary of the process for committee assignments. The committee assignments will be announced at the February 8, 2017 meeting.

Chair Report

Committee assignments will announced at the February 8, 2017 meeting.

Department Update

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Carpenter explained that we are in lame duck session. There is an influx of rules being submitted, causing delay for reviewing.

Carpenter notified the Board that the Board of Medicine rules were filed on December 6, 2016. The delegations will be changing. MDs will be permitted to delegate the prescribing of schedule 2 controlled substances, up to a 30-day supply, to nurse practitioners regardless of the practice setting.

Carpenter explained that the new members of the Rules Committee will be very busy. There are rules they will be looking at and the MAPS update is initiating.

Cover explained that the Rules Committee requires a lot of time and effort from the Committee members. She requested that members do not request to be on the Rules Committee unless they are willing to make that commitment.

PUBLIC COMMENT

None

ANNOUNCEMENTS

The next regularly scheduled meeting will be held February 8, 2017 at 10:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

Date Minutes Prepared: 12-7-16

ADJOURNMENT

MOTION by Moy-Sandusky, seconded by Pignataro, to adjourn the meeting.

MOTION PREVAILED

Cover adjourned the meeting at 10:57 a.m.

Minutes approved by the Board on February 8, 2017.

Nakisha Bayes, Board Support

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Addendum #1

PHARMACY CONTINUING EDUCATION REVIEW December 7, 2016

APPROVED PROGRAMS

CANCER RESEARCH CONSORTIUM OF WEST MICHIGAN – Cancer Research Consortium of West Michigan Distinguished Lecture Series: Oncology Research Update 2016 held November 18, 2016 in Grand Rapids, MI, for 4.25 hours with .25 hours in pain management.

RECOMMENDATION PROVIDED BY M. SANDUSKY

FEDERAL EMERGENCY MGMT AGENCY – IS-100.HCB-Introduction to the Incident Command System for Healthcare/Hospitals held online for 3 hours.

RECOMMENDATION PROVIDED BY M. SANDUSKY

FEDERAL EMERGENCY MGMT AGENCY — IS-200.HCA-Applying ICS to Healthcare Organizations held online for 3 hours.

RECOMMENDATION PROVIDED BY M. SANDUSKY

FEDERAL EMERGENCY MGMT AGENCY – IS-700.A-A National Incident Management System (NIMS): An Introduction held online for 3 hours.
RECOMMENDATION PROVIDED BY M. SANDUSKY

"If you wish to see a CE Course Approval application, please contact the Licensing Division prior to the day of the Board meeting. The information will be sent to you electronically by Licensing staff. You may contact Bilal Allateef (allateefb@michigan.gov) to make this request. Thank you."