MICHIGAN BOARD OF PHARMACY
APRIL 23, 2024, MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Pharmacy met on April 23, 2024, at 611 West Ottawa Street, Upper-Level Conference Room 3, Lansing, Michigan 48933.

CALL TO ORDER

Grace Sesi, PharmD, Chairperson, called the meeting to order at 10:10 a.m.

ROLL CALL

Members Present: Grace Sesi, PharmD, Chairperson
Michael Sleiman, PharmD, Vice Chairperson
Keith Binion, BS, C.Ph.T.
Pierre Boutros, R.Ph.
Scott Ciarkowski, PharmD, MBA
Rony Foumia, R.Ph.
Kelli Oldham, Public Member

Members Absent: Kyle McCree, Public Member
Sandra Taylor, R.Ph.

Staff Present: Marshall Hooks, Senior Analyst, Compliance Section
Jennifer Shaltry, JD, Departmental Specialist,
Boards and Committees Section
Bridget Smith, JD, Assistant Attorney General
Kimmy Catlin, Board Support Technician
Boards and Committees Section

APPROVAL OF AGENDA

MOTION by Foumia, seconded by Oldham, to approve the amended agenda, as presented.

A voice vote followed.

MOTION PREVAILED

APPROVAL OF MINUTES

MOTION by Foumia, seconded by Binion, to approve the February 14, 2024, meeting minutes as written.

A voice vote followed.

MOTION PREVAILED

Healthcare Professional Disciplinary Action Research Project Presentation

Tyler S. Gibb, JD, Ph.D., and Nicole Johnson, both from Western Michigan University presented a report titled "Preliminary Analysis of Professional Misconduct by Healthcare Providers in Michigan."

Discussion was held.

REGULATORY CONSIDERATONS

Proposal for Decision

Daniel DeBello

Oldham recused herself from the matter.

MOTION by Binion, seconded by Ciarkowski, to discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Foumia, seconded by Boutros, to accept the Proposal for Decision and grant licensure.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Sleiman, Sesi
Nays: None
Recuse: Oldham

MOTION PREVAILED

Kyle Miller

Foumia recused himself from the matter.

MOTION by Binion, seconded by Ciarkowski, to discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Boutros, seconded by Sleiman, to accept the Proposal for Decision and grant licensure.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Oldham, Sleiman, Sesi
Nays: None
Recuse: Foumia

MOTION PREVAILED

Wells Pharmacy Network, LLC

MOTION by Foumia, seconded by Oldham, to discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Foumia, seconded by Boutros, to approve the Bureau's motion to strike the petitioner's exceptions to the Proposal for Decision.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

MOTION by Boutros, seconded by Ciarkowski, to further discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Boutros, seconded by Sleiman, to accept the Proposal for Decision and deny licensure.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Petition for Reclassification

Callistus Onwenu, R. Ph

MOTION by Foumia, seconded by Boutros, to grant the Petition for Reinstatement and limit the Respondent's license for 1 year. The Respondent will not be able to own a pharmacy or serve as the Pharmacist in Charge during the limitation period. The Respondent is placed on probation for 1 year with no violation of the Michigan Public Health Code. Automatic reclassification of licensure at the end of the limitation period provided compliance with the terms and there is no violation of the Michigan Public Health Code.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

Rules Discussion

Shaltry provided an update on where the Controlled Substances draft rules and the Program for the Utilization of Unused Prescription Drug draft rules were in the promulgation process.

Shaltry explained the promulgation process and timeline and requested a motion to open the Pharmacy - General Rules and the Pharmacist Continuing Education rules.

MOTION by Foumia, seconded by Binion, to open the Pharmacy - General Rules and the Pharmacist Continuing Education rules.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Continuing Education

Foumia directed the board to the list of continuing education programs for consideration (Attachment #2).

MOTION by Oldham, seconded by Boutros, to approve the continuing education program list as presented.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Pharmacy Technician Programs and/or Examinations

DMC Sinai Grace Hospital

Binion stated that the pharmacy technician examination review committee recommended approval of the pharmacy technician program and examination.

MOTION by Boutros, seconded by Foumia, to accept the recommendation of the committee and approve the pharmacy technician training program and examination.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Gabecare Direct Rx Inc

Binion stated that the pharmacy technician examination review committee recommended approval of the pharmacy technician program and examination.

MOTION by Boutros, seconded by Foumia, to accept the recommendation of the committee and approve the pharmacy technician training program and examination.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Mills Pharmacy and Apothecary

Boutros recused himself from the matter.

Binion stated that the pharmacy technician examination review committee recommended approval of the pharmacy technician program and examination.

MOTION by Sleiman, seconded by Oldham, to accept the recommendation of the committee and approve the pharmacy technician training program and examination.

A roll call vote was taken: Yeas: Binion, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None
Recuse - Boutros

MOTION PREVAILED

Onecare LTC

Boutros recused himself from the matter.

Binion stated that the pharmacy technician committee recommended approval of the pharmacy technician program and examination.

MOTION by Oldham, seconded by Sleiman, to accept the recommendation of the committee and approve the pharmacy technician training program and examination.

A roll call vote was taken: Yeas: Binion, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None
Recuse - Boutros

MOTION PREVAILED

Pharmacy Technician Examination Modification

Michigan Medicine

Ciarkowski recused himself from the matter.

Binion stated that the pharmacy technician committee recommended approval of the modified pharmacy technician examination.

MOTION by Boutros, seconded by Foumia, to accept the recommendation of the committee and approve the modified examination.

A roll call vote was taken: Yeas: Binion, Boutros, Foumia, Oldham, Sleiman, Sesi
Nays: None
Recuse - Ciarkowski

MOTION PREVAILED

Request for Waiver of 10-Mile Limitation on Remote Pharmacy

Ehardt's Pharmacy

MOTION by Foumia, seconded by Ciarkowski, to discuss the matter.

A voice vote followed.

MOTION PREVAILED

Discussion was held.

MOTION by Foumia, seconded by Boutros, to grant the requested waiver of the mileage limitation.

A roll call vote was taken: Yeas: Binion, Boutros, Ciarkowski, Foumia, Oldham, Sleiman, Sesi
Nays: None

MOTION PREVAILED

Chair Report

Sesi reminded the Board that the 120th NABP Annual Meeting will be held on May 14 – 17, 2024, in Fort Worth, Texas. Foumia will be the voting delegate with Binion as the alternate delegate.

Sesi encouraged board members to attend the 2024 91st Annual District IV meeting that will be held from September 18 – 20, 2024, in Detroit, Michigan.

Department Update

Shaltry stated that the governor appointed Marlon I. Brown, DPA, as the Director of LARA.

Shaltry stated that the bureau will hold the next board member training on August 21, 2024, via Zoom. All board members are welcome to attend.

PUBLIC COMMENT

Shadi Bozorgi inquired about the licensure requirements of a pharmacist in regard to employment at a remote pharmacy.

ANNOUNCEMENTS

The next regularly scheduled meeting will be held June 12, 2024, at 10:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper-Level Conference Center Room 3, Lansing, Michigan 48933.

ADJOURNMENT

MOTION by Boutros, seconded by Foumia, to adjourn the meeting at 11:20 a.m.

A voice vote followed.

MOTION PREVAILED

Minutes approved by the Board on: 6/12/24

Prepared by:
Kimmy Catlin, Board Support Technician April 25, 2024
Bureau of Professional Licensing