

**PHARMACY EXAMINING BOARD
MEETING MINUTES
APRIL 6, 2011**

PRESENT: Jason Walker-Crawford, R.Ph.; Gregory C. Weber, R.Ph.; Timothy Boehmer, R.Ph.; and Jeanne Severson, R.Ph.

BY LIVE

MEETING: Pamela Phillips

EXCUSED: Amy Mattila, R.Ph.

STAFF: Kelli Ka'alele, Bureau Director; Michele Miller Hayes, Board Legal Counsel; Michelle Solem, Bureau Assistant; and other DRL Staff

GUESTS: Jamie Statz-Paynter - Dean Clinic Pharmacy; Erin Williams, Sharon Cole, W. Jake Cournoyer, Serena Von Ruden – pharmacy students; Eric Knox and Kristy Buteyn – Department of Corrections; Tom Engels – Pharmacy Society of Wisconsin; Gary Plank and Katherine Backes – Marshfield Clinic; Michael Lonergan and John Jones – Prescription Solutions; Paul Baum - Group Health Cooperative; Jeff Clinton – Omnicare; Donna Naundorf – Cardinal Health; and Doug Englebert – Wisconsin Department of Health Services

CALL TO ORDER

Jason Walker-Crawford, Chair, called the meeting to order at 9:06 a.m. A quorum of 5 members was confirmed.

APPROVAL OF AGENDA

Amendments:

- Red Folder items
 - Remove item A from the Administrative Report
 - Remove Item B from the Speaking Engagements/Travel Requests
 - Discussion of AB 57
 - Discussion and Review of Proposed Order Re: PHAR 17 Internship Required Hours
 - Additional page related to Item C under Practice Issues

MOTION: Jeanne Severson moved, seconded by Greg Weber, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF FEBRUARY 10, 2011

Corrections:

- Revise the last sentence under *Variance Request – Bay Area Medical Center* to read, “Jeanne Severson asked that a copy of a variance request that has been approved be posted on the DRL website as an approved template.”

- Revise second sentence under *Review and Discuss Current and Future Rulemaking and Legislative Initiatives* to read, “He will be adding Wis. Stat. 450.072 to potential rules making...”

MOTION: Jeanne Severson moved, seconded by Greg Weber, to approve the February 10, 2011 minutes as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF FEBRUARY 24, 2011

Corrections:

- Correct spelling of Codie Moriarty
- Correct the motion for the *approval of agenda* to include “seconded by”
- Correct first sentence under *Review and Approve PDMP Workgroup Recommendations for Harold Rogers and NASPER Grant Requirements* to read, “...released as of this date, but it is expected...”

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to approve the February 24, 2011 minutes as amended. Motion carried unanimously.

ADMINISTRATIVE REPORT

Kelli Ka’alele discussed meeting dates, travel issues and the NASPER and Harold Rogers Grants.

MOTION: Jeanne Severson moved, seconded by Greg Weber, to approve the date change for the December meeting from December 15 to December 14. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATIONS

Attorney Konkol presented the Proposed Stipulation, Final Decision and Order in the matter of Paul Schlondrop, R.Ph. – 10 PHM 027. Deliberation will be in closed session.

Attorney Polewski presented the Proposed Stipulation, Final Decision and Order in the matter of Ronald Berg, R.Ph. – 10 PHM 030. Deliberation will be in closed session.

Attorney Koplein presented the Proposed Stipulation, Final Decision and Order in the matter of Thomas Gabriel, R.Ph. – 11 PHM 008. Deliberation will be in closed session.

VARIANCE REQUESTS AND REPORTS

AURORA PHARMACY - SHEBOYGAN

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to deny the delivery variance request from Aurora Pharmacy – Sheboygan. Motion carried. Greg Weber recused himself.

COLUMBIA ST. MARY'S AND SETON PHARMACY

MOTION: Jeanne Severson moved, seconded by Greg Weber, to grant the variance with standard reporting requirements. Motion carried unanimously.

PRESCRIPTION SOLUTIONS

This item is tabled until the next meeting.

UPDATE AND DISCUSSION RE: FORM FOR SUBMITTING VARIANCE REQUESTS/REPORTS

The Board discussed the form that was submitted for the filing of variance reports.

LEGISLATIVE/ADMINISTRATIVE RULE MATTERS

The Board discussed the following Legislative and Administrative Rule matters:

- Proposed Rule-Making – PHAR 7.11 – this item will be removed from the process.
- Current and Future Rulemaking and Legislative Initiatives
- Interns Transferring Prescriptions and Review of Related Scope Statement

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to approve the scope statement for PHAR 7.055 regarding interns transferring individual prescription orders. Motion carried unanimously.

- AB-40/SB-27 related to Therapeutic Alternate Drug Selections

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to direct the Department to draft a letter to the Joint Finance Committee and the Legislative Fiscal Bureau supporting the PSW language change related to AB-40/SB-27. Motion carried unanimously.

- Pharmacy Society of Wisconsin Issue Brief Related To Pharmacist Administered Vaccinations to School-Aged Children

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to support the ability of pharmacists to administer vaccines to school age children. Motion carried unanimously.

- AB-57
- Proposed Order Re: PHAR 17 Internship Required Hours

CREDENTIALING MATTERS

The Board discussed the following Credentialing matters:

- Identify Board Credential Liaison

MOTION: Greg Weber moved, seconded by Jeanne Severson, to approve the motion identifying a Board credentialing liaison and delegating certain credentialing authority. Motion carried unanimously.

- Wholesale Distributors Inspection Requirement

PRACTICE/FREQUENTLY ASKED QUESTIONS

The Board discussed the following practice issues:

- Delivery Variance
- Distribution To A Licensed Facility
- E-Mailed Prescription From A Skilled Nursing Facility's Electronic Medical Records (EMR) Computer System

DRUG ENFORCEMENT ADMINISTRATION MONTHLY DRUG THEFT AND LOSS REPORT

February and March reports were noted.

SPEAKING REQUEST 2011 ADVANCED CLERKSHIP SEMINAR UW-MADISON SCHOOL OF PHARMACY

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to appoint Jason Walker-Crawford, Jeanne Severson or Tim Boehmer to speak at the UW-Madison School of Pharmacy in either April or May 2011. Motion carried unanimously.

CLOSED SESSION

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to convene to closed session to deliberate on case(s) following hearing (Wis. Stat. § 19.85 (1) (a)); consider closing disciplinary investigation(s) with administrative warning(s) (Wis. Stat. § 19.85 (1) (b) and 440.205); to consider individual histories or disciplinary data (Wis. Stat. § 19.85 (1) (f)); and to confer with legal counsel (Wis. Stat. § 19.85 (1) (g)). Roll Call Vote: Jason Walker-Crawford-yes; Gregory C. Weber-yes; Jeanne Severson-yes; Tim Boehmer-yes; and Pamela Phillips-yes. Motion carried unanimously.

Open session recessed at 1:11 p.m.

RECONVENE TO OPEN SESSION

MOTION: Jeanne Severson moved, seconded by Pamela Phillips, to reconvene into open session at 3:36 p.m. Motion carried unanimously.

VOTING ON ITEMS CONSIDERED/DELIBERATED IN CLOSED SESSION

MONITORING

THOMAS TRISCARI REQUESTING REINSTATEMENT OF FULL LICENSURE

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to grant the request for full licensure received from Thomas Triscari. Motion carried unanimously.

MICHAEL VANDE ZANDE REQUESTING REINSTATEMENT OF FULL LICENSURE

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to deny the request for full licensure received from Michael Vande Zande and require proof of 30 hours of CE since June 1, 2008 prior to any re-petition for licensure. Motion carried unanimously.

ERIN ORTH REQUESTING STAY OF SUSPENSION

MOTION: Tim Boehmer moved, seconded by Greg Weber, to remove Erin Orth item from the agenda. Motion carried unanimously.

BONNY KIMBALL REQUESTING MODIFICATION

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to grant the request for modification of therapy to two times per quarter received from Bonny Kimball. Motion carried unanimously.

PROPOSED STIPULATIONS, FINAL DECISIONS AND ORDERS

PAUL SCHLONDROP, R.PH. 10 PHM 027

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of Paul Schlondrop, R.Ph. 10 PHM 027. Motion carried. Greg Weber recused himself from the deliberation and vote.

RONALD BERG 10 PHM 030

MOTION: Jeanne Severson moved, seconded by Greg Weber, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of Ronald Berg, R.Ph. 10 PHM 030. Motion carried unanimously.

**THOMAS GABRIEL
11 PHM 008**

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order, in the matter of Thomas Gabriel, R.Ph. 11 PHM 008. Motion carried unanimously.

CASE CLOSINGS

10 PHM 014

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to close case 10 PHM 014 for No Violation. Motion carried unanimously.

10 PHM 038

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to close case 10 PHM 038 for Insufficient Evidence. Motion carried. Greg Weber recused himself from the deliberation and vote.

10 PHM 041

MOTION: Jeanne Severson moved, seconded by Tim Boehmer, to close case 10 PHM 041 for Insufficient Evidence. Motion carried unanimously.

APPLICATION REVIEW

AMGEN USA, INC - DISTRIBUTOR

This item was tabled pending receipt of additional information.

INO THERAPEUTICS, LLC.

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to approve the application for INO Therapeutics, LLC. Motion Carried unanimously.

ADJOURNMENT

MOTION: Tim Boehmer moved, seconded by Jeanne Severson, to adjourn the meeting at 3:40 p.m. Motion carried unanimously.