

Kansas State Board of Pharmacy
Minutes of the November 30 / December 1, 2011
Board Meeting

SRS Strategic Development/SRS Learning Center
2600 SW East Circle Drive S.
Topeka, KS, 66606

Wednesday, November 30, 2011

Meeting Called to Order: President Jim Garrelts called the meeting to order at 9:00am.

Members Present: Jim Garrelts, Pharm. D., President; Nancy Kirk, Public Member, Vice-President; Shirley Arck, Pharm. D.; Michael Coast, R.Ph.; Bob Haneke, Pharm. D., David Schoech, R.Ph.; and Chad Ullom, R.Ph.

Staff Present: Debra Billingsley, Executive Secretary; Jim Kinderknecht, R.Ph., Pharmacy Inspector; Tom Frazier, R.Ph., Pharmacy Inspector; Carly Haynes, R.Ph., Pharmacy Inspector; Reyne Kenton Compliance Officer; Holly Fisher, Compliance Counsel; Christina Morris, PDMP Director, and Randall Forbes, General Counsel.

Others Present: See attached listing.

Approval of the Agenda:

The NABP presentation and KTRACS were reversed. A motion was made and seconded to approve the agenda as amended. (Schoech/Coast). Motion passed.

Approval of the September 8 & 9, 2011 Minutes:

The following corrections were made:

- Page 2 under Administrative Actions; change the word “discussing” to “discussion”.
- Page 4 under Cameo Duncan, Case 11-75; change the word “clear” in the last sentence to “resolve”.
- Page 10 under Board Member Reports, correct the last name of Dr. Haneke by adding the final “e”

A motion was made and seconded to approve the minutes as corrected. (Haneke/Arck)
Motion passed.

Approval of the October 11, 2011 Minutes:

A motion was made and seconded to approve the minutes as printed. (Arck/Schoech)
Motion passed.

Board Discussion

KTRACS – Christina Morris, PMP Director made the presentation. The presentation included:

- KTRACS Update – KTRACS is now 100% operational. All reports may be provided electronically saving time for both KTRACS staff and the receiving agency.

- Threshold and querying statistics were given. Most in-state providers are in compliance with the reporting and the office is working with increasing compliance of out-of-state providers.
- KTRACS Annual Report to the Legislature
- Proposed legislation regarding the funding of KTRACS – A meeting concerning funding of KTRACS will be held December 5 with many stakeholders. The group would like to use some other funding possibilities without charging any particular stakeholder group.
- Proposed regulation regarding the reporting – The Advisory Committee recommended placing prescription pseudoephedrine on the list of drugs of concern. They also recommended that the PMP go to 24 hour reporting prior to January 1, 2013.
- The Board discussed whether the law should be changed to permit the Advisory Committee to report criminal activity. The Board would like to have more information on what type of criteria would be used as well as the thresholds for reporting before they request a change in the statute.

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NABP PMP Interconnect and Electronic Logging System for CE – Scotti Russell, Government Affairs Department for NABP, made the presentation. Ms. Russell is the former Director of the Virginia Board of Pharmacy and is a pharmacist. The presentation included the following items:

- A brief overview of NABP services
- FAQs PMP Interconnect – 40 states have functional PMPs or at least collecting data.
- NABP PMP Interconnect Map
- Operating Principles
- PMP Interconnect Fact Sheet
- Electronic Logging System for CE – The system allows for a central location to maintain all information for the pharmacist and technician. State Boards may use the database to verify CE completed by pharmacists. ACPE will require all providers to participate by January 1, 2013.
- PARE – “Pharmacist Assessment and Remediation Evaluation” may be used to evaluate a pharmacist returning to the work site after a suspension or inactive status of a license.
- Training with inspectors – Training will be set up based on the needs of individual states.

Administrative Proceedings

- Jane Cowee (1-10968) **Case 06-23**. Ms. Cowee was present. Ms. Cowee’s probationary period is completed and requested to be reinstated to an active unencumbered license. Ms. Fisher did share with the Board that Ms. Cowee has completed her CIPP contract and has been released. A motion was made and seconded to lift the probation as of December 5, 2011. (Schoech/Coast). Motion passed.
- Leon Winchester **Case 11- 61**. Mr. Winchester was present. Ms. Fisher presented the case to the Board. Mr. Winchester addressed the Board. A motion was made

and seconded to permit Mr. Winchester to be registered as a pharmacy technician. (Kirk/Arck) Motion passed.

Recess: Dr. Garrelts declared a break to reconvene in 10 minutes.

Reconvene: Dr. Garrelts reconvened the meeting at 11:00am

Drug Shortages – Distributor Regulation – Ms. Billingsley advised the Board that she had been contacted by Rep. Teri-Lois Gregory, Baldwin City with concerns over drug shortages. Rep. Gregory wanted to know whether there was anything the Board could do on the state level to prevent shortages or to assist pharmacies who could not obtain drugs. Leslie Thomas, R.Ph, Pharmacy Director at Ransom Memorial Hospital, was present to share her concern over drug shortages. Ms. Thomas has spoken with Rep. Teri-Lois Gregory about the problem the hospital was experiencing. Dan Bellingham with Government Affairs for HDMA (Healthcare Distribution Management Association) was present and concerned on any changes made to regulations based on the assumption that drug distributors were causing drug shortages. Virtual distributors are not registered in Kansas and the Board does not typically require registration of distributors that never physically take possession of the drug. The Board cannot address the issue of shortages but can maintain inspections and suggest that the Attorney General's office look into the predatory pricing that shortages create. The Board supported cleaning up the current distribution regulations and capturing the registration of virtual distributors.

PSE Annual Report to the Legislature – The report is attached to the agenda electronically. Ms. Billingsley said the attachment would be the report to the legislature if the Board approved. Several bills have carried over from last session that would place OTC pseudoephedrine as schedule 3 or 4. Five board members support scheduling and two do not.

NPLEx Report – August and October's numbers are attached to the agenda electronically.

Proposed Regulation regarding Refill of Controlled Substances – South Carolina's regulations are attached to the agenda electronically. Senator Vicki Schmidt provided the information on refilling controlled substances and bringing uniformity to all pharmacies. The Board questioned how patients would be able to obtain drugs for an extended trip, or how insurance and mail order would react to limited quantities. Dr Arck questioned the use of professional judgment by the pharmacist and how this regulation would take away that professional judgment. Some states require documentation of why the prescription is filled early. The Board opted not to table this recommendation for regulatory change.

Collaborative Practice Update – Dr. Garrelts reported on a meeting held in Lawrence with many stakeholders. The only Board members present were Dr. Garrelts and Dr. Haneke. 34 to 39 other states have regulatory authority allowing collaborative practice. Representative Don Hill suggested thorough research before approaching statutory changes. Dr. Haneke stated there are already collaborative practices and those physicians needed to encourage their societies and fellow physicians to consider the benefits. A written agreement would be formed between a physician and a pharmacist

delineating what the pharmacist would be allowed to do. Collaborative practice is permitted in Kansas but the Board was interested in requiring specific language in the law so that the dependent authority is clear.

Recess: Dr. Garrelts recessed the meeting for lunch at noon to reconvene at 1pm.

Reconvene: Dr. Garrelts reconvened the meeting at 1pm.

Board Discussion

Proposed 2012 Legislation – Ms. Billingsley provided the bills carried over from last year. Ms. Billingsley reviewed a list of statutory amendments the Board will propose. Those amendments include fee structure changes, intern discipline, wording consistency in the use of pharmacy student or intern, and electronic prescribing.

Drug Disposal of Consumer Medications – The draft proposal is attached to the agenda electronically. KDHE changed their policy to make dispensed drugs, once no longer wanted, a household waste rather than a hazardous waste. The change would allow the Board to establish a take back program in which pharmacies could elect to participate. The program will eventually become a function of the Board. The Board will need to begin looking at how to proceed and any regulations necessary. The participating pharmacy would register with KDHE and the Board would obtain the list from KDHE. HB 2048 is the drug disposal statute.

Medication in Nursing Homes – Mr. Coast reported on a task force meeting held in Wichita. Mr. Coast and Dr. Haneke were the only Board members present at the Wichita meeting. The discussion centered on emergency or first fills and whether the prescription is transferred or not. The group also discussed automation in long term care facilities. The suggestion would be to register the facility using the automation as a sub-user under the pharmacy. Another meeting will be scheduled inviting as many stakeholders as possible.

Health Occupation Credentialing Board – Ms. Billingsley met with the secretary of KDHE. KDHE requested each agency possibly send a representative to help with the credentialing board. KDHE is also trying to relocate their remaining licensees to other agencies to oversee. The Board will work with KDHE to assist in any efficiency available.

Unused Medication Program – Memos from Cathy Harding and Senator Vicki Schmidt are attached to the agenda electronically. Ms. Billingsley explained the possible solutions to the problems the program has incurred. The Board might consider a guidance document. Ms. Billingsley will continue to work with KDHE to work out any issues involving this program.

Budget – Ms. Billingsley provided language that has previously been used by the Arkansas Board in their appropriations bill that would permit the transfer of monies from the fee fund to a separate fund that could be used for other functions. Another request was received for use of the Pharmacy Fee Fund. The Board would like to seek statutory authority to use the Pharmacy Fee Fund for Board approved grants or on how the fee fund is used. Dr. Arck suggested reducing fees if the Fee Fund continues to

grow to large amounts. A motion was made and seconded to seek an appropriation bill to use the Pharmacy Fee Fund for Pharmacy Board approved grants supporting the practice of pharmacy. (Haneke/Schoech) Motion passed.

Recess: Dr. Garrelts declared a break to reconvene in 15 minutes.

Reconvene: Dr. Garrelts reconvened the meeting at 2:45pm

Investigative Member Report –

Electronically attached to the agenda are the numbers showing the caseload for 2010 and to date for 2011.

Administrative Proceedings

- Alicia Bobbett (1-14486) **Case 09-82.** Ms. Bobbett was not present. Ms. Fisher presented the case to the Board. Ms. Fisher recommends approval of a Diversion Agreement as agreed to by Alicia Bobbett. Ms. Bobbett agrees to abide by the laws of the United States and Kansas, including the Kansas Pharmacy Act; enroll in and complete two(2) additional blocks of Continuing Education specifically related to stress management in the pharmacy profession; and seek out an active pharmacist in good standing with the Board to act as her mentor. A motion was made and seconded to accept the Diversion Agreement with Ms. Bobbett and for her to appear before the Board after completing the 3 stipulations. (Haneke/Coast). Motion passed.
- Irene Gasser (1-11896) **Case 10-09.** Ms. Gasser was not present. Mr. Ullom recused himself from the discussion due to supervising the pharmacist. Ms. Fisher presented the case to the Board and recommends approval of a Summary Consent Order as agreed to by Irene Gasser. Ms. Gasser agrees to pay a civil fine of \$500, keep the Board informed of any changes to her name, address, telephone number, and place of employment. Ms. Gasser agrees to comply with all state and federal pharmacy laws and regulations and to appear before the Board when requested. A motion was made and seconded to accept the Summary Consent Order with Ms. Gasser. (Arck/Haneke). Motion passed. Ms. Gasser has paid the fine. A motion was made and seconded to have Ms. Gasser to come before the Board at the end of her probation. (Haneke/Coast). Motion passed
- Walgreen #5793, 710 N. West Street, Wichita, KS (2-09640) **Case 10-14.** Walgreens was not present. Mr. Ullom recused himself from the discussion due to working for Walgreens. Ms. Fisher presented the case and recommended the Board accept the Consent Agreements with Walgreens #5793; Jennifer Ferry, R.Ph.(1-12748); and Megan Ward, Technician (14-06864). The Consent Agreements stipulate a \$1000 fine for Walgreens, \$500 for Ms. Ferry and \$250 for Ms. Ward. A motion was made and seconded to accept the Consent Agreements with Ms. Ferry and Walgreens #5793 but to write a letter of concern to the technician, Megan Ward. (Coast/Arck). Motion passed.
- Jeremy Cortez (14-08091) **Case 10-85.** Mr. Cortez was not present. Ms. Fisher presented the case and recommended the Board accept the Petition to Revoke Mr. Cortez's pharmacy technician registration. A motion was made and seconded to revoke Jeremy Cortez's pharmacy technician registration. (Arck/Ullom) Motion passed.

- Ly Smith (a/k/a Ly Nguyen) (1-13160) **Case 11-25**. Ms. Smith was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. Ms. Smith has agreed to the Summary Order and has paid the \$500 fine. A motion was made and seconded to accept the Summary Order with Ms. Smith. (Coast/Ullom) Motion passed.
- Sharlea Leatherwood (1-10932), Teresa Spencer (1-13513) and Cassandra Mitchell (1-14600). **Cases 11-33, 11-34 and 11-35**. Ms. Leatherwood, Ms. Spencer and Ms. Mitchell were not present. Ms. Fisher presented the cases and recommended the Board approve the Consent Agreements. The Consent Agreements require compliance with federal and state of Kansas laws and regulations and to complete 2 additional hours of continuing education in law and to present themselves to the Board upon completion of the stipulations. A motion was made and seconded to accept the Consent Agreements with Ms. Leatherwood, Ms. Spencer and Ms. Mitchell and add a fine of \$500 per pharmacist. (Arck/Coast) Motion passed. The Board discussed the pharmacist, Melissa Osburn working in Kansas without a license. A motion was made and seconded to require the pharmacist appear before the Board before being licensed as a pharmacist. (Arck/Coast) Motion passed.
- Michelle Parker (14-07623) **Case 11-36**. Ms. Parker was not present. Ms. Fisher presented the case and recommended the Board approve the Summary Order to revoke the pharmacy technician registration of Ms. Parker. A motion was made and seconded to accept the Summary Order with Ms. Parker. (Arck/Coast) Motion passed.
- Lance Ray Norris (1-10541) **Case 11-38**. Mr. Norris was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order with Mr. Norris. Mr. Norris' pharmacist license in Ohio has been suspended. A motion was made and seconded to accept the Summary Order suspending Mr. Norris' Kansas pharmacist license. (Haneke/Coast) Motion passed.
- Price Chopper Pharmacy, Shawnee, KS. (2-10165) **Case 11-40**. Price Chopper Pharmacy was not represented. Ms. Fisher presented the case and recommended the Board accept the Summary Order with a \$1000 fine. A motion was made and seconded to accept the Summary Order with Price Chopper Pharmacy, Shawnee. (Coast/Haneke) Motion passed.
- Herb Simon (1-09003) **Case 11-42**. Mr. Simon was not present. Ms. Fisher presented the case and recommended the Board accept the consent Agreement. Mr. Simon agrees to not violate the laws of the United States, the State of Kansas, including the Kansas Pharmacy Act along with its implementing rules and regulations; to enroll in and successfully complete two blocks of continuing education specifically relating to error management in the pharmacy profession and to report the completion to the Board; and provide a copy of any and all incident reports he is involved in for 2 years from the date of execution of the Consent Agreement. A motion was made and seconded to accept the Consent Agreement with Mr. Simon. (Arck/Ullom) Motion passed.
- Katie Surowski (1-13879) **Case 11-79**. Ms. Surowski was not present. Ms. Fisher presented the case and recommended the Board accept the Petition to revoke Ms. Surowski's license to practice as a pharmacist in Kansas. A motion was made to accept the Petition to revoke the pharmacist license of Ms. Surowski. (Kirk/Ullom) Motion passed.

- Kaesha Sanders (14-09245) **Case 11-82**. Ms. Sanders was not present. Ms. Fisher presented the case and recommended the Board accept the Petition to revoke the pharmacy technician registration of Ms. Sanders. A motion was made and seconded to accept the Petition to revoke Ms. Sanders' pharmacy technician registration. (Coast/Arck). Motion passed.
- Lawanee Ball **Case 11-84**. Ms. Ball was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Ms. Ball as a pharmacy technician. (Coast/Ullom) Motion passed.
- Kelly R. Mowrey **Case 11-85**. Mr. Mowrey was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Mr. Mowrey as a pharmacy technician. (Ullom/Haneke) Motion passed.
- Chirag Patel **Case 11-86**. Chirag Patel was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Chirag Patel as a pharmacy technician. (Coast/Arck) Motion passed.
- Vongxay Keungkjamphong **Case 11-87**. Vongxay was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Vongxay as a pharmacy technician. (Ullom/Haneke) Motion passed.
- Greg Stites (1-12790) **Case 11-89**. Mr. Stites was not present. Mr. Ullom recused himself from the discussion as the pharmacist works at Walgreens. Ms. Fisher presented the case and recommended the Board accept the Consent Agreement. In the Consent Agreement, Mr. Stites agrees to: not violate the laws of the United States, the State of Kansas, including the Kansas Pharmacy Act along with its implementing rules and regulations; not act as pharmacist-in-charge for 4 years from the date of the Consent Agreement becomes final, and complete 3 additional blocks of continuing education specifically pertaining to profession conduct in the pharmacy profession and to notify the Board upon successful completion of each block. A motion was made and seconded to accept the Consent Agreement with Mr. Stites. (Arck/Haneke) Motion passed.
- Kyle Scherich **Case 11-91**. Mr. Scherich was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order placing Mr. Scherich's pharmacy intern registration on probation for one year. (Haneke/Ullom) Motion passed.
- Paul Uhlig **Case 11-92**. Ms. Fisher pulled the case.
- LaToya Young **Case 11-97**. Ms. Young was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Ms. Young as a pharmacy technician. (Ullom/Arck) Motion passed.
- Heidi Coykendall. **Case 11-99**. Ms. Coykendall was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Ms. Coykendall as a pharmacy technician. (Ullom/Arck) Motion passed.
- Uvanta Pharmacy **Case 11-103**. Uvanta Pharmacy was not represented. Ms. Fisher presented the case and recommended the Board accept the Consent Agreement. The Consent Agreement requires Uvanta Pharmacy to pay a civil fine of \$1500 for

multiple non-registered technicians. A motion was made and seconded to accept the Consent Agreement with Uvanta Pharmacy. (Coast/Arck) Motion passed.

- Walgreens #9424 (2-10032) Case **11-109**. Walgreens was not represented. Mr. Ullom recused himself from the discussion as he is employed by Walgreens. Ms. Fisher presented the case and recommended the Board accept the Consent Agreement. The Consent Agreement requires Walgreens Pharmacy to pay a civil fine of \$3,580 for not having a pharmacist in charge. A motion was made and seconded to accept the Consent Agreement with Walgreens Pharmacy. (Haneke/Arck) Motion passed.
- Benjamin P. Propp **Case 11-132**. Mr. Propp was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Mr. Propp as a pharmacy technician. (Kirk/Ullom) Motion passed.
- Angela Fike **Case 11-135**. Ms. Fike was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to deny registering Ms. Fike as a pharmacy technician. (Haneke/Ullom) Motion passed.
- Yvonne Soliz-Mondragon **Case 11-143**. Ms. Soliz-Mondragon was not present. Ms. Fisher presented the case and recommended the Board accept the Summary Order. A motion was made and seconded to accept the Summary Order to place Ms. Soliz-Mondragon registration as a pharmacy technician on probation for an indefinite term. (Ullom/Coast) Motion passed.

A “block of continuing education” is considered 1 hour per Board interpretation.

Closed Cases

Mr. Schoech presented the closed cases and asked for any questions.

A motion was made and seconded to accept the closed cases. (Coast/Arck). Motion passed.

Approval of New Pharmacists and New Registrants

A motion was made and seconded to approve the new licenses and registrations. (Coast/Haneke) Motion passed.

Adjourn: Dr. Garrelts adjourned the meeting at 4:30pm.

Thursday, December 1, 2011

Members Present: Jim Garrelts, Pharm. D., President; Nancy Kirk, Public Member, Vice-President; Shirley Arck, Pharm. D.; Michael Coast, R.Ph.; Bob Haneke, Pharm. D., David Schoech, R.Ph.; and Chad Ullom, R.Ph.

Staff Present: Debra Billingsley, Executive Secretary; Tom Frazier, R.Ph., Pharmacy Inspector; Carly Haynes, R.Ph., Pharmacy Inspector; Reyne Kenton Compliance Officer; Holly Fisher, Compliance Counsel; Christina Morris, PDMP Director, and Randall Forbes, General Counsel.

Others Present: See attached listing.

Meeting Called to Order: President Jim Garrelts called the meeting to order at 9:00am.

Board Member Reports:

Michael Coast – Mr. Coast asked where the regulations for Retail Telepharmacy were in the process. Ms. Billingsley said they are not through the Department of Administration yet and then must go on to the Attorney General's office for review. The regulations had added a "1-mile" proviso but Board consensus was to remove since some clinics are closing. Mr. Coast asked about K.A.R. 68-7-11 and there was Board discussion of the regulation.

Jim Garrelts – Dr. Garrelts reported remote supervision is already being used. Hiawatha was the first to begin and the use allowed the pharmacist normally there to take a vacation. Mark Gagnon aided the office in formatting the application form. Dr. Garrelts said the drug shortages continue to be a major problem. Some are caused by a drug company ceasing to make the product for lack of profit margin on the item. Others may be attributed to different buying groups and pharmacists buying as much as possible if they hear a shortage might be imminent. He encouraged the Board to be vigilant in the Medical Homes or Accountable Care model. Many leave pharmacist and pharmacy out of the equation. Dr. Garrelts requested Ron Regan of KU School of Pharmacy be requested to present their project on medical home at the March meeting.

Bob Haneke – Dr. Haneke requested the Board look at the wording on the technician registration application. He suggested the application only ask about convictions since we are presumed innocent until convicted. Possibly there would not be as many applications held up in the process and pharmacies could obtain technicians in a more timely fashion. Ms. Billingsley said she would review the application and bring a revised application to the Board in March. Dr. Haneke spoke of a physician who was informed he could not write a prescription for Claritin-D. The physician may write for any OTC if he chooses. Dr. Haneke reported that ASHP had an article about the government inspectors pushing CMS to begin sanctioning LTCF and physicians for over use of atypical psychiatric drugs in the elderly. CMS does not believe the drugs should be used in the elderly for off label uses such as dementia.

Nancy Kirk – Nothing to report.

David Schoech – Mr. Schoech reported on the pharmacist meeting in southeast Kansas. He told the Board of the initiative of the Midlevel Dental provider. The person would have only 18-months of training and prescriptive authority. The Board discussed and consensus was the Board was not in support of a Midlevel Dental provider, but to stay silent. However, if the bill comes, the Pharmacy Board should ask to add an amendment to obtain prescriptive authority for pharmacists. The Board should add the pharmacist's prescriptive authority to any bill requesting prescriptive authority. Mr. Schoech addressed the scope of practice in relation to CPT codes. CPT codes are for services provided not actions performed. The scope of practice and practice of

pharmacy should contain all the elements that pharmacists provide for patients. Many times if the service is covered in the scope of practice then a CPT code may be obtained. Once a CPT code is obtained the service is then billable to third party. Mr. Schoech encouraged the Board to redefine pharmacists as health care providers and push to be added into the “I’m sorry” bill that seems to define health care providers. Mr. Schoech said the NCPA is putting together a governmental relations committee and accessing any member whom is currently on a state pharmacy board.

Chad Ullom – Mr. Ullom reported on the NABP meeting in Washington. He said some states are redefining the practice of pharmacy to include many of the functions pharmacists provide to their patients. In doing so the payments cannot be denied by insurance providers. He reported that CE was provided about self-assessment for the maintenance of professional competency. There was also a session on bio-similars. While many pharmacists would do a very good job in evaluating the drugs and choose appropriately, some pharmacists might not be a vigilant in the choice and therefore bio-similars presents some unique problems that would need to be planned for and evaluated. One of the break-out groups discussed the “15-minute guarantee”. Most thought this was a gimmick and done for economic gain only. Comments were made as to access of local pharmacies that would care for the patient’s need in a timely but not clock watching rush. The next NABP regional will be in Little Rock, Arkansas.

Staff Reports

Debra Billingsley – Ms. Billingsley has received a request from Multigon, a group of southern NABP members, to join. They are requesting the members allow Board approved CE to be counted reciprocally in the other states. As ACPE approved CE becomes more expensive to have approved, they would like to return to Board approved. Many have the same ACPE-like requirements as to no commercial bias. The groups, like KU School of Pharmacy, who typically offer and approve CE that would have the ACPE designation, are finding that it is too expensive to continue with this part of the program. Ms. Billingsley will obtain more information on how the states approve the CE. Ms. Billingsley reported she and Ms. Morris attended NASCA as invited speakers. They also received good information. She said SureScripts still reports that Kansas does not have many doctors certified to begin e-scribing. Pharmacies will need to have their vendors supply a certificate of compliance called an “Audit Report Certificate”. The pharmacies will need to be able to provide the certificate upon inspection. Chain pharmacies will need to provide each store with a certificate. The original three states have many uncertified providers and dispensers. Most states still need to change statutes and regulations that permit the e-scribing of controlled substances.

Holly Fisher – Nothing to report.

Christina Morris – The Health Information Exchange (HIE) group is trying to see how they can work together with the PMP. HIE will collect prescription data and many HIE’s believe PMPs will become obsolete. However physicians and pharmacists want to see not what was written but what the patient received. HIE does not have a pharmacy component. If information could be shared between the two programs then HIE could share the funding.

Randall Forbes – Nothing to report.

Reyne Kenton – Sharon Springs in Wallace County will be getting a pharmacy. This will reduce the counties without pharmacies by one.

Tom Frazier – KDHE has been in several Critical Access Hospitals in the last few weeks. They are requiring all Rx Only items to be under lock and accessible by only pharmacists or designated licensed professional nurses.

Carly Haynes – Durable Medical Facilities are receiving more devices that have RxOnly on them rather than the Federal caution statement only requiring a physician order.

Next meeting is on Wednesday, February 15, 2012.

Adjourn: Dr. Garrelts adjourned the meeting at 11am.