

South Carolina Board of Pharmacy
June 13-14, 2012 Minutes
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 204
Columbia, SC
June 13, 2012

Meeting Called to Order

Dan Bushardt, Chairman, of Lake City, called the meeting to order at 9:00 am. He announced the meeting was held in accordance with Section 30-4-80 of the South Carolina Freedom of Information Act by sent to the The State Newspaper, Associated Press, WIS-TV and all other requesting persons, organizations or news media. In addition, notice was posted on the bulletin boards at the two main entrances of the Kingstree Building.

Other members present: Dock Rose, R.Ph., of Greer, Addison Livingston, PharmD, R.Ph., of Swansea, Robert Hubbard, R.Ph. of Clemson, Carole Russell, R.Ph., of Charleston, Rebecca Gillespie, PharmD, R.Ph., of Columbia and Leo Richardson, PhD, of Columbia.

Staff participating in the meeting: Lee Ann Bundrick, R.Ph., Administrator, Ray Trotter, R.Ph, Investigator, Clelia Sanders, R.Ph., Inspector, Sarah McCartha, Office of General Counsel, Mark Sanders, Office of Investigation and Enforcement, Marilyn Crouch, Program Assistant.

Pledge of Allegiance

All present recited the Pledge of Allegiance.

Introduction of Board Members and Persons Attending

1. Approval of March 2, 2012 Minutes

Mr. Livingston made a motion to approve the minutes. Mrs. Russell seconded the motion and it carried unanimously.

2. Approval of Reciprocity Candidates for Licensure

Mr. Livingston made a motion to approve. Mrs. Russell seconded the motion and it carried unanimously.

3. Administrator's Report, Lee Ann Bundrick, R.Ph.

Report given.

4. Reports from:

Office of Investigation and Enforcement

Mr. Sanders gave the report.

Office of General Counsel

Mrs. Bundrick gave the report.

Office of Information Services

Mrs. Bundrick gave the report.

Finance Report

Mrs. Bundrick gave the report.

5. Compliance and Inspectors' Report

IRC report

Cease & Desist

Mr. Livingston made a motion to approve. Mr. Rose seconded the motion and it carried unanimously.

Letters of Caution

Mr. Livingston made a motion to approve. Mr. Rose seconded the motion and it carried unanimously.

Resolution Guideline Cases

Mr. Livingston made a motion to approve. Mr. Hubbard seconded the motion and it carried unanimously.

Dismissals

Mr. Hubbard made a motion to approve. Mr. Livingston seconded the motion and it carried unanimously.

Dismissals with Letter of Concern

Mr. Hubbard made a motion to approve. Mr. Livingston seconded the motion and it carried unanimously.

Mr. Livingston made a motion that the chairman sign letters of concern. Mr. Rose seconded the motion and it carried unanimously.

Agreement to Relinquish

2010-118

Mr. Livingston made a motion to accept. Mr. Rose seconded the motion and it carried unanimously.

2012-41

Mr. Rose made a motion to accept. Mr. Hubbard seconded the motion and it carried unanimously.

Consent Agreements

2011-13

Mr. Livingston made a motion to deny. Mr. Hubbard seconded the motion and it carried unanimously.

2011-18

Mr. Livingston made a motion to accept. Mr. Rose seconded the motion and it carried unanimously.

2011-28

Mr. Livingston made a motion to accept. Mrs. Gillespie seconded the motion and it carried unanimously.

2011-37

Mr. Livingston recused himself from voting on this case. Mrs. Gillespie made a motion to accept. Mr. Rose seconded the motion and it carried unanimously.

2012-24 & 2012-25

Mr. Livingston made a motion to accept. Mrs. Gillespie seconded the motion and it carried unanimously.

A. Request Modification of Order – Terry Lewis, R.Ph.

Mrs. Gillespie made a motion to deny the request. Mr. Livingston seconded the motion and it carried unanimously.

B. Request Approval of Memorandum of Agreement – Roger Williams, Jr.

Mr. Rose made a motion to approve the request with the condition of requiring Mr. Williams pay a \$1000 fine and attend 15 hours of continuing education in state and federal law. The additional 15 hours are not to be counted towards the yearly requirement of 15 hours. Mr. Williams may not be pharmacist in charge for 5 years. Mrs. Russell seconded the motion and it carried unanimously.

C. Request Release from Consent Order – Anthony Coaxum

Mr. Livingston made a motion to deny the request. Dr. Richardson seconded it and it carried unanimously.

6. Old Business

No old business to conduct.

7. New Business

D. Request Approval of Non-Resident Pharmacy- Westchase Compounding Pharmacy, Steve Caddick

Dr. Richardson made a motion to approve the request. Mr. Livingston seconded the motion and it carried unanimously.

E. Request Approval of Non-Resident Wholesale/Manufacturer/ Distributor – Phillip Healthcare

Mr. Livingston made a motion to approve the request and use this testimony for additional permit applications, as it relates to this issue. Mrs. Gillespie seconded the motion.

F. Request Approval of Non-Resident pharmacy Application – Cardinal Health, Martha Russell and David Engstrom

Mrs. Russell made a motion to approve the request. Mr. Rose seconded the motion and it carried unanimously.

G. Request Approval of pharmacy Technician Registration – Kristan Collins

Mr. Hubbard made a motion to approve the request, with 2 years of probation. Mr. Livingston seconded the motion and it carried unanimously.

H. Request Approval of Non-Resident Pharmacy Application – Exactus Pharmacy Solutions, Inc., Michael LaBrecque, Michael Yount

Mr. Rose made a motion to approve the request. Mrs. Gillespie seconded the motion and it carried unimously.

I. Request Approval of Pharmacist Examination Application – Michael Clark

Mr. Rose made a motion to approve the request. Mrs. Gillespie seconded the motion and it carried unanimously.

J. Request for Second Intern Certificate – Angela Kicidis

Mr. Hubbard made a motion to approve the request, with a two year expiration. Dr. Richardson seconded the motion and it carried unanimously.

K. Request Approval of Drive-Through pharmacy - Kroger, Clinton Cain

Mr. Rose made a motion to accept as information. Mrs. Russell seconded the motion and it carried unanimously.

L. Approval of Accredited Schools and Colleges of pharmacy, Certified by the American Council on Pharmaceutical Education

Mr. Livingston made a motion to defer this until the September 19, 2012 meeting so the Deans of the colleges could be invited to attend. Mr. Rose seconded the motion and it carried unanimously.

M. Election of 2012-2013 Board Officers

Mr. Livingston made a motion that Mr. Bushhardt remain the Chairman. Mrs. Gillespie seconded the motion and it carried unanimously.

Mr. Livingston made a motion for Mr. Rose to serve as Vice Chairman. Dr. Richardson seconded the motion and it carried unanimously.

N. Election of 2012-1-2013 IRC (Investigative Review Committee) Chairman

Mr. Livingston made a motion for Mr. Charles Turner to continue to be IRC Chairman. Mr. Rose seconded the motion and it carried unanimously.

O. Report of NABP 107th Annual Meeting, May 2012

Mr. Hubbard gave a report from the meeting.

P. Elect Delegate for District III NABP/AACP Meeting, August 2012

Mr. Rose made a motion for Mr. Livingston to attend the meeting. Dr. Richardson seconded the motion and it carried unanimously.

Q. Elect Representative for MALTAGON in Oklahoma

Mr. Livingston made a motion for Mr. Rose to attend, along with staff. Dr. Richardson seconded the motion and it carried unanimously.

R. Request Approval of Non-Resident Wholesale/Distributor/Manufacturer and Non-Resident Medical Gases/Legend Devices Applications – Addison Livingston, PharmD, R.Ph.

Mr. Livingston made a motion to accept the changes to the permit applications. Mr. Rose seconded the motion and it carried unanimously.

S. E-Prescribing – Addison Livingston, PharmD, R.Ph.

Discussion only.

T. Hospital vs. Physician Owned Practices – Carole Russell, R.Ph.

Discussion only.

U. Expiration Dates on Oxygen Tanks

Mr. Rose made a motion to accept as information. Mr. Hubbard seconded the motion and it carried unanimously.

V. Intern Hours for Patient Care Services – J. Elliott Turner

Mr. Bushardt and Mr. Livingston discussed that the intern hours requested do not abide by the Practice Act.

W. CPE Monitor and CE Audits – Lee Ann Bundrick, R.Ph.

Mrs. Bundrick will obtain information from NABP and present at the September 19, 2012 board meeting.

X. Request Approval of Pharmacy Technician Registration Application - Joette Kenna

Mrs. Gillespie made a motion to approve the request but continuing on probation until RPP contract is completed and is concurrent with the Nursing Board consent agreement. Mrs. Russell seconded the motion and it carried unanimously.

8. Committee Meetings

- Pharmacy Technician – Rebecca Long, PharmD
No report.
- Compounding – Addison Livingston, PharmD
 - ❖ 795/797 Task Force – Addison Livingston, PharmD
Mr. Livingston gave an update.
- Legislative – Addison Livingston, PharmD
No report.
- Nuclear Pharmacy – Dock Rose, R.Ph.
No report.
- Pharmacy Practice – Dock Rose, R.Ph.
No report.
 - ❖ Advanced Practice Pharmacists Sub-Committee
No report
- Pharmacy Technology – Rob Hubbard, R.Ph.
No report.
- Recovering Professional Program – Leo Richardson, PhD
Dr. Richardson attended the June 8, 2012 RPP meeting.
- Medication Integrity Committee – Carole Russell, R.Ph.
No report.

Discussion Topics

Adjourn

Mr. Livingston made a motion to adjourn. Mrs. Gillespie seconded the motion and it carried unanimously.

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June 14, 2012

Reviewing Policies and Procedures

Discussion only.

Adjourn

Mr. Livingston made a motion to adjourn. Mrs. Gillespie seconded the motion and it carried unanimously.