

**South Carolina Board of Pharmacy
Board Meeting**

9:00 a.m. June 12-13, 2019
Synergy Business Park
110 Centerview Drive, Kingstree Building, Room 105
Columbia, South Carolina

This meeting is being held in accordance with the Section 30-4-8 of the South Carolina Freedom of Information Act by notice sent to The State Newspaper, Associated Press, WIS TV and all other Requesting persons, organizations or news media. In addition, notice was posted on the bulletin Board at the main entrance of the Kingstree Building.

1. **Approval of March 13, 2019 Minutes**

Motion- Mr. Livingston made a motion to approve the March 13, 2019 minutes. Mr. Strauss seconded the motion, which carried unanimously.

2. **Approval of Reciprocity Candidates**

Dates: March 21, 2019, April 12, 2019, May 3, 2019 and June 7, 2019

Motion-Mr. Livingston made a motion to approve the reciprocity candidates. Mr. Blackmon seconded the motion, which carried unanimously.

3. **Administrator's Report – Ray Trotter, R.Ph.**

Report given.

4. **Inspector's Report**

Report given.

5. **Reports:**

Finance Report – Traci Collier, PharmD

Report given.

Office of Disciplinary Council - Pat Hanks

Report given.

Office of Investigations and Enforcement – Ray Trotter

Report given

6. **IRC Recommendations** for dismissals and dismissals with non-disciplinary letters of concern. Review of proposed Consent Agreements, Voluntary Surrenders, Relinquishments and Temporary Suspensions from the Investigative Review Committee (IRC)

Dismissals

Motion-Mr. Livingston made a motion to approve the dismissals. Mr. Blackmon seconded the motion, which carried unanimously.

Formal Complaints

Motion-Ms. Gillespie made a motion to approve the formal complaints. Mr. Livingston seconded the motion, which carried unanimously.

Dismissals with Letters of Caution

Motion-Mr. Blackmon made a motion to approve the dismissals with letters of caution. Ms. Gillespie seconded the motion, which carried unanimously.

IRC Report – Ray Trotter

Report given

Resolution Guidelines Report – Ray Trotter

Dismissal

Motion-Mr. Livingston made a motion to approve the dismissal. Mr. Hubbard seconded the motion, which carried unanimously.

Dismissals with Letters of Caution

Motion-Mr. Livingston made a motion to approve the dismissals with letters of caution. Mr. Blackmon seconded the motion, which carried unanimously.

Formal Complaints

Motion-Mr. Livingston made a motion to approve the formal complaints. Mr. Blackmon seconded the motion, which carried unanimously.

Consent Agreement(s)

Case# 2013-133

Motion-Mr. Livingston made a motion to accept the consent agreement with changes. Mr. Blackmon seconded the motion, which carried unanimously.

Case# 2016-102

Motion-Mr. Strauss made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Case# 2018-84

Motion- Mr. Livingston made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Case# 2018-109

Motion- Mr. Livingston made a motion to accept the consent agreement. Ms. Gillespie seconded the motion, which carried unanimously.

Case# 2018-118

Motion- Mr. Hubbard made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-130

Motion- Ms. Thomas made a motion to reject the consent agreement. Mr. Strauss seconded the motion, which carried unanimously.

Case# 2018-138

Motion- Mr. Livingston made a motion to accept the consent agreement. Ms. Thomas seconded the motion, which carried unanimously.

Case# 2018-139

Motion- Mr. Blackmon made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-141

Motion- Mr. Blackmon made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-143

Motion- Ms. Gillespie made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Case# 2018-147

Motion- Ms. Thomas made a motion to accept the consent agreement. Mr. Blackmon seconded the motion, which carried unanimously.

Case# 2018-152

Motion- Mr. Hubbard made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-154

Motion- Mr. Hubbard made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-155

Motion- Mr. Blackmon made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Case# 2018-156

Motion- Mr. Livingston made a motion to accept the consent agreement. Mr. Blackmon seconded the motion, which carried unanimously.

Case# 2018-157

Motion- Mr. Livingston made a motion to accept the consent agreement. Ms. Gillespie seconded the motion, which carried unanimously.

Case# 2018-161

Motion- Mr. Hubbard made a motion to accept the consent agreement. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2018-164

Motion- Mr. Livingston made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Case# 2018-165

Motion- Mr. Strauss made a motion to accept the consent agreement. Mr. Hubbard seconded the motion, which carried unanimously.

Voluntary Surrender(s)

None

Relinquishment(s)

Case# 2017-2

For Information.

Order of Temporary Suspension(s)

None

7. Committee Reports

- Pharmacy Technician - **Rebecca Gillespie, PharmD, Lauren Thomas, PharmD**
Have not met.
- Compounding - **Addison Livingston, PharmD**
Have not met.
- Legislative - **Addison Livingston, PharmD, Eric Strauss, PharmD**
Have not met.
- Nuclear Pharmacy - **Spencer Morris, PharmD, R.Ph.**
Have not met.
- Pharmacy Practice & Technology - **Rob Hubbard, R.Ph., Terry Blackmon, R.Ph.**
Have not met.
- Recovering Professional Program-**Leo Richardson, PhD**
Have not met. Presented an updated report from RPP.
- Healthcare Collaborative Committee – **Addison Livingston, PharmD, Rebecca Gillespie PharmD and Spencer Morris, PharmD**

Advisory Opinion Draft

The Board accepted the motion from the committee which does not need second coming from committee.

- Non-Resident Application Review Committee Recommendations – **Sheila Young, R.Ph.**

Dates: April 25, 2019

Twenty-three (23) approvals

The Board accepted the motion from the committee which does not need second coming from committee.

Three (3) Conditional Approval

The Board accepted the motion from the committee which does not need second coming from committee.

One (1) deferred until appearance before committee.

8. Old Business

A. Vet/Pharm Workgroup Meeting-**Addison Livingston, PharmD and Rebecca Gillespie, PharmD**

Motion-Mr. Livingston made a motion to draft a Notice of Intent to promulgate a regulation addressing the advisory opinion. Mr. Strauss seconded the motion, which carried unanimously.

B. **Workplace Conditions-Adam Russell, Advice Counsel**

Discussed in executive session under legal advisement.

C. Fire Code and Key-**Adam Russell, Advice Counsel**

Motion-Ms. Thomas made a motion that it is the duty of the PIC to maintain security of the pharmacy while remaining in compliance with fire code. Mr. Strauss seconded the motion, which carried unanimously.

9. New Business

A. Election of Chair and Vice Chair

Motion-Mr. Blackmon made a motion to nominate Eric Strauss as Chair and Addison Livingston as Vice Chair. Mr. Hubbard seconded the motion, which carried unanimously.

B. Request regarding Patient Specific Wholesale Distribution-**Travis Dayhuff, Esq, McKesson**

Motion-Mr. Livingston made a motion that the McKesson Supply's practice model is not in violation of the South Carolina Practice Act. Mr. Strauss seconded the motion, which carried unanimously.

C. South Carolina Law Inquire-**Ashley Ford, PharmD**

Motion-Ms. Thomas made a motion that with a South Carolina licensed pharmacist in a South Carolina licensed facility with pharmacist supervision and an onsite pharmacist final check, there would not be a violation of the Pharmacy Practice Act specifically in regards to the Levine Cancer Institute facility in Rock Hill, SC. Mr. Strauss seconded the motion, which carried unanimously.

D. AlixaRx ADS Request-**Amanda Stewart, and Dustin Hirsh**

Motion from Practice and Technology Committee-Mr. Pugh made a motion to approve the AlixaRx technology pending they provide safety data, policy and procedures specific for South Carolina. It is recommended that they implement

barcoding technology. The recommendation is contingent upon the board's approval at the June 12-13, 2019 meeting.

The Board accepted the motion from the committee. It does not need a second since it is coming from the committee.

Motion-Mr. Livingston made a motion to amend the motion from the committee to reflect that the four facilities provide feedback concerning operational data at the January 2020 Board Meeting, contingent upon approval from the Non-Resident Review Committee. Mr. Blackmon seconded the motion, which carried unanimously.

- E. Permitting Questions-**Sheila Young, R.Ph.**
Resolved.

- F. Repackaging of VA Meds
Addison Livingston recused himself.

Motion- Mr. Strauss made a motion that repackaging of VA meds not be allowed, Mr. Hubbard seconded the motion.

Mr. Strauss amended the motion that all medications cannot be repackaged. Mr. Hubbard seconded the motion, which carried unanimously.

- G. Hard Copy Retention Clarification-**Bonnie Wilgus, PharmD**

The Board provided clarification concerning hard copy retention. A scanned copy is allowed. However, the pharmacist needs to consider all entities that may require a hard copy.

- H. Review of Legislation-**Addison Livingston, PharmD**

Motion-Mr. Livingston made a motion to interpret the language in S463, the word, psychotherapeutic drugs to mean antipsychotic drugs. Mr. Blackmon seconded the motion, which carried unanimously.

- I. Request Approval of Pharmacy Technician Registration Application-**Tigre Pressley**

Motion-Mr. Livingston made a motion to approve the Pharmacy Technician Registration Application. Mr. Hubbard seconded the motion, which carried unanimously.

- J. Request to Retake the NAPLEX-**Le Huynh**

Motion-Mr. Livingston made a motion to approve Le Huynh to retake the NAPLEX exam for the sixth time provided that he secures a mentor from the Presbyterian College of Pharmacy. The mentor should provide a letter to staff that he has completed the exam prep course. Dr. Richardson seconded the motion, which carried unanimously.

- K. Request Reinstatement of Pharmacy Technician Registration-**Kimberly S. McFadden, PHT**

Rescheduled for September Board Meeting

L. Request to be Released from Board Order-**Richard McKinney, R.Ph.**
Motion-Mr. Livingston made a motion to released Richard McKinney from his board order. Ms. Gillespie seconded the motion, which carried unanimously.

M. Request to be Released from Board Order-**Robyn M. Blackmon, PharmD**
Motion-Mr. Livingston made a motion to released Robyn M. Blackmon from her board order. Ms. Gillespie seconded the motion, which carried unanimously.

N. Request to be Released from Board Order-**Ashley L. Cockerill, PharmD**

Lauren Thomas recused herself.

Motion-Mr. Livingston made a motion to release Ashley L. Cockerill from her board order. Mr. Hubbard seconded the motion, which carried unanimously.

O. Travel Budget- **Ray Trotter, R.Ph.**

Motion-Mr. Blackmon made a motion to approve the travel budget. Mr. Hubbard seconded the motion, which carried unanimously.

P. 115th NABP Annual Meeting Update-**Terry Blackmon, R.Ph.**
Report given in transcript.

Q. Review of Policies and Procedures

Policy# 81

Motion-Ms. Gillespie made a motion to amend the policy to include that photocopies of the facility permit are not acceptable upon inspection. Ms. Thomas seconded the motion, which carried unanimously.

Policy# 132

Motion-Ms. Thomas made a motion to amend the policy by deleting paragraph 1, 3 and 4. Mr. Blackmon seconded the motion, which carried unanimously.

Policy#137

Motion-Mr. Blackmon made a motion to delete the policy. Mr. Livingston seconded the motion, which carried unanimously.

R. IRC Committee Chair Replacement

Upon discussion, it was decided that Spencer Morris will contact to Robert T. Moss, Jr. and Terry Blackmon will contact Dan Bushardt to see if either of them are interested in becoming the IRC Chair.

S. District 3, August 11-14, 2019, Chattanooga, TN-select attendees

Motion-Mr. Blackmon made a motion to send three Board members and four staff to the conference. Mr. Hubbard seconded the motion, which carried unanimously.

- T. MALTAGON, October 27-30, 2019, Biloxi MS-select attendees
Motion-Mr. Blackmon made a motion to nominate Heather Harris to attend the meeting along with Lauren Thomas and two staff. Mr. Hubbard seconded the motion, which carried unanimously.
- U. FDA Intergovernmental Meeting, October 10-11, 2019, Silver Spring, MD-select attendees
Motion-Ms. Gillespie made a motion to nominate Spencer Morris, Addison Livingston, one staff person and legal counsel to attend the meeting. Mr. Hubbard seconded the motion, which carried unanimously.

10. Hearings

In the Matter of,

Jennifer Adams Holt, R.Ph

Case# 2014-35

Motion-Mr. Blackmon made a motion that Ms. Adams' license remains suspended until a future appearance before the Board with an RPP contract in place. Mr. Hubbard seconded the motion, which carried unanimously.

Gregory S. Boone, R.Ph.
Continuance

Case# 2017-104

Mandy Renee Pearce

Case# 2015-133

Motion-Mr. Livingston made a motion to issue a private reprimand and reinstatement of State Certified Pharmacy Technician Registration contingent upon completing and passing the PTCB exam. The PTCB certificate must be submitted to the Board. Until the certification process is completed, she may work as a registered technician in South Carolina.

Public Comments

There were no public comments.

Adjourn

Motion-Ms. Gillespie made a motion to adjourn the meeting. Mr. Hubbard seconded the motion, which carried unanimously.