

## **South Carolina Board of Pharmacy Board Meeting**

9:00 a.m. September 18-19, 2019  
Synergy Business Park  
110 Centerview Drive, Kingstree Building, Room  
108 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.

**Motion-** Mr. Blackmon made a motion to excused Rebecca Gillespie and Robert Hubbard from the meeting. Mr. Morris seconded the motion, which carried unanimously.

1. **Approval of June 12-13, 2019 and Conference Call Minutes July 25, 2019**

**Motion-**Mr. Livingston made a motion to approve the Board meeting minutes and the Conference Call minutes. Ms. Thomas seconded the motion, which carried unanimously.

2. **Approval of Reciprocity Candidates**

Dates: July 10<sup>th</sup>, August 9<sup>th</sup> and September 6<sup>th</sup>

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

3. **Administrator's Report – Mark Sanders**

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

Letter of Caution

**Motion-** Mr. Blackmon made a motion to approve the letter of caution. Mr. Livingston seconded the motion, which carried unanimously.

### **IRC Report – Mark Sanders**

Report given

### **Resolution Guidelines Report – Mark Sanders**

Dismissals with Letter of Caution

**Motion-** Mr. Livingston made a motion to approve the dismissals with letter 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# 2017-73

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

Case# 2018-35

**Motion-** Ms. Thomas made a motion to approve the consent agreement. Mr. Morris seconded the motion, which carried unanimously.

Case# 2018-103

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

Case# 2018-117

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

Case# 2018-153

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

Case# 2019-8

**Motion-** Mr. Blackmon made a motion to approve the consent agreement. Mr. Livingstone seconded the motion, which carried unanimously.

Case# 2019-17

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

Case# 2019-18

**Motion-** Mr. Morris made a motion to approve the consent agreement. Mr. Blackmon seconded the motion, which carried unanimously.

Case# 2019-34

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

**Voluntary Surrender(s)**

None

**Relinquishment(s)**

None

**Order of Temporary Suspension(s)**

None

**7. Committee Reports**

- Pharmacy Technician - **Rebecca Gillespie, PharmD, Lauren Thomas, PharmD**  
Have not met.
- Compounding - **Addison Livingston, PharmD and Lauren Thomas, PharmD**  
Have not met.
- Legislative - **Addison Livingston, PharmD and Eric Strauss, PharmD**  
Have not met.
- Nuclear Pharmacy - **Spencer Morris, PharmD, R.Ph. and Terry Blackmon, R.Ph.**  
Have not met.
- Pharmacy Practice & Technology – **Spencer Morris, PharmD and Terry Blackmon, R.Ph.**

**MatchRx-** The Board voted and accepted the recommendation coming from the committee that MatchRx is not in violation of the Practice Act and does not need to make an appearance at the Non-Resident Application Review Committee, since the committee chair was present at the meeting.

**Scriptpro/Robot Inspection Clarification-**The Board voted and accepted the recommendation coming from the committee to delete the automated counting device-Baker cells, etc from the inspection form.

- Recovering Professional Program-**Leo Richardson, PhD**  
Presented report from RPP.
- Healthcare Collaborative Committee – **Addison Livingston, PharmD, Rebecca Gillespie PharmD and Spencer Morris, PharmD**  
Have not met
- Non-Resident Application Review Committee Recommendations – **Sheila Young, R.Ph.**

**May 16, 2019**

Twenty-two (22) approvals

Three (3) Conditional Approval

Three (3) deferred until appearance before committee.

Two (2) denied

One (1) deferred until appearance

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

### **July 18, 2019**

Twenty-seven (27) approvals

One (1) conditional

One (1) deferred

Four (4) deferred until appearance before committee

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

## **8. Old Business**

### **A. Work Place Conditions**

#### **Executive Session In**

**Motion-**Mr. Livingston made a motion to go into executive session for legal advice. Ms. Thomas seconded the motion, which carried unanimously.

#### **Executive Session Out**

**Motion-**Mr. Morris made a motion to come out of executive session. Ms. Thomas seconded the motion, which carried unanimously.

For the record, while in executive session, no motions were made and no votes were taken.

**Motion-**Ms. Harris made a motion that the Board and Board staff develop a position statement regarding workplace conditions and further that discussion on the issue later. Ms. Thomas seconded the motion.

**Motion Amended-**Ms. Harris amended the motion to reflect that the issue will be deferred to the Legislative Committee. Ms. Thomas seconded the motion, which carried unanimously.

### **B. Permitting Regulation**

The Board deferred action on the permitting regulation until members have read through the document which will be voted upon through a conference call meeting at a later date.

## **9. New Business**

### **A. Approval of Accredited Schools and Colleges of Pharmacy, Certified by the Accreditation Council on Pharmacy Education:**

- **Presbyterian College-Dean Stull**  
**Motion-**Mr. Livingston made a motion to approve the school curriculum. Mr. Blackman seconded the motion, which carried unanimously.
- **South University-Dean Jones**  
**Motion-**Mr. Morris made a motion to approve the school curriculum. Mr. Blackmon second the motion, which carried unanimously.
- **Medical University of South Carolina College of Pharmacy-Dean Hall**

- University of South Carolina of Pharmacy-**Dean Cutler**

**Motion**-Mr. Morris made a motion to approve the school curriculum for MUSC and USC. Mr. Livingston seconded the motion, which carried unanimously.

B. Proposal-Schools of Pharmacy

**Motion**-Mr. Livingston made a motion to accept 300 hours obtained in either an institutional or community setting to count towards the required 500 intern hours. Mr. Blackmon seconded the motion, which carried unanimously.

Discussion ensued regarding pharmacist to receive five live continuing education hours for precepting a student enrolled at any of the colleges of pharmacy.

C. USP 800-**Addison Livingston, PharmD**

**Executive Session-Legal Guidance**

Executive Session In

**Motion**-Mr. Morris made a motion to go into executive session for legal guidance. Ms. Thomas seconded the motion, which carried unanimously.

Executive Session Out

**Motion**-Mr. Blackmon made a motion to come out of executive session. Mr. Morris seconded the motion, which carried unanimously.

D. Pharmacy Intern Activity

Discussion ensued on transcript

E. Request to retake NAPLEX-**Chelsea A. Campbell**

**Motion**-Mr. Morris made a motion to refer Ms. Campbell back to the SC College of Pharmacy, Columbia campus, to be assigned a faculty mentor for remediation and preparation to take the NAPLEX exam for the seventh time. This will be the last opportunity for Ms. Campbell to take the exam. Upon receipt of a letter or email from the faculty mentor that she is clear to take the exam.

F. Request Approval of 503B Application and PNW Application-**Jacqueline Esqueda**

**Motion**-Mr. Morris made a motion to deny the 503B and PNW applications. Mr. Blackmon seconded to motion, which carried unanimously.

G. Request regarding Patient Specific Wholesale Distribution-**William Crates, Cardinal Health**

Lauren Thomas recused herself.

**Motion**-Mr. Livingston made a motion approve the patient specific wholesale distribution. It is not a violation of the Practice Act. Mr. Blackmon seconded the motion, which carried unanimously.

H. Request to be Released from Board Order-**Thomas Norkus, PharmD**

**Motion**-Mr. Livingston made a motion to release Mr. Norkus from his Board order. Mr. Blackmon seconded the motion, which carried unanimously.

- I. Request Reinstatement of Pharmacy Technician Registration-**Kimberly S. McFadden, PHT**  
Deferred until appearance

### **Adjourn**

**Motion**-Mr. Morris made a motion to adjourn the meeting. Ms. Thomas seconded the motion, which carried unanimously.

## **South Carolina Board of Pharmacy**

### **Board Meeting**

9:00 a.m. September 19, 2019  
Synergy Business Park  
110 Centerview Drive, Kingstree Building Room 108  
Columbia, South Carolina

- J. All Pharmacy Conference-October 17, 2019  
**Motion**-Mr. Addison made a motion to send Spencer Morris to the conference. Ms. Thomas seconded the motion, which carried unanimously.
- K. 2020 Board Meeting Dates  
**Motion**-Mr. Livingston made a motion to approve the Board meeting dates. Ms. Thomas seconded the motion, which carried unanimously.
- L. NABP Board Member Forum-January 28-29, 2020  
**Motion**-Mr. Livingston made a motion to send Eric Strauss to the forum. Ms. Thomas seconded the motion, which carried unanimously.
- M. IRC Committee Chair Replacement  
**Motion**-Mr. Livingston made a motion to contact Wayne Weart and Dr. Reeder about become the IRC Chair. Mr. Blackmon seconded the motion, which carried unanimously.
- N. 2019 District III Update  
Deferred until the next meeting.
- O. Review and Update of Committee Guidelines  
**Motion**-Mr. Livingston made a motion to remove #17 from the guidelines. Mr. Blackmon seconded the motion, which carried unanimously.  
  
**Motion**-Mr. Morris made a motion to create a Health Systems Committee. Mr. Blackmon seconded the motion, which carried unanimously.
- P. Emergency Procedures for Increment Weather  
Discussion ensued on transcript.
- Q. Undergrad Transcript-**Traci Collier, PharmD**  
**Motion**-Mr. Morris made a motion to no longer request undergraduate transcripts for pharmacist licensure. Mr. Livingston seconded the motion, which carried unanimously.

R. Chair Delegation-**Eric Strauss, PharmD**

Discussion ensued on transcript.

S. Veterinary Compounding Regulations

Discussion ensued on transcript.

## 10. Hearings

### In the Matter of,

#### **Executive Session In**

**Motion**-Mr. Morris made a motion to go into executive session for legal advice. Mr. Livingston seconded the motion, which carried unanimously.

#### **Executive Session Out**

**Motion**-Mr. Blackmon made a motion to come out of executive session. Dr. Richardson seconded the motion, which carried unanimously.

Pharmedium Services, LLC Case# 2019-59, 60,61,62,63,65,68

**Motion**-Mr. Morris made a motion that the temporary suspension be lifted; placed under probation for a period of five years; renew the permit contingent upon satisfactory inspections from the New Jersey Board of Pharmacy and the Texas Board of Health, with the requirement of quarterly reports of noncompliance for the term of their consent agreement with the Department of Justice. Ms. Blackmon seconded the motion, which carried unanimously.

Kyle F. McHugh, R.Ph. Case# 2018-49

**Motion**-Ms. Thomas made a motion that the Board accept the MOA and issue a non-disciplinary letter of caution. Mr. Morris seconded the motion, which carried unanimously.

Gregory S. Boone, R.Ph. Case# 2017-104

**Motion**-Ms. Thomas made a motion that the Board accept the MOA with two years of probation. This will be eligible for expungement. Mr. Morris seconded the motion, which carried unanimously.

Darron Barksdale, R.Ph. Case# 2019-56

**Motion**-Mr. Morris made a motion that Mr. Barksdale suspension continues for a minimum of one year. He is required to have a repeat comprehensive psychometric evaluation by a Board-approved mental health physician to determine fitness to return to practice as a licensed pharmacist. Quarterly reports must be submitted for a minimum period of one year. The Board will also require Mr. Barksdale to bring his lapsed CE requirements up to date and that he also complete a Board-approved ethics course and pharmacy law course. All of these requirements must be met before he may reappear before the Board to determine possible reinstatement of his pharmacist license.

### **Public Comments**

There were no public comments.

### **Adjourn**

**Motion**-Mr. Morris made a motion to adjourn the meeting. Mr. Livingston seconded the motion, which carried unanimously.