

South Carolina Board of Pharmacy Board Meeting

8:00 a.m. June 16-17, 2021
Synergy Business Park
110 Centerview Drive, Kingstree Building
Columbia, South Carolina
Webex

Wednesday, June 16, 2021

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.

Consideration of Excuses for Absences of Board Members

Rebecca Gillespie, PharmD and Heather Harris, PharmD

Motion-Mr. Blackmon made a motion to excuse the Dr. Gillespie and Dr. Harris from the meeting. Dr. Bedenbaugh seconded the motion, which carried unanimously.

1. Approval of March 10, 2021 Board Minutes

Motion-Mr. Blackmon made a motion to approve the minutes. Dr. Thomas seconded the motion, which carried unanimously.

2. Approval of Reciprocity Candidates

Dates: March 12, 2021, April 9, 2021, May 21, 2021 and June 11, 2021

Motion-Dr. Thomas made a motion to approve the reciprocity candidates. Mr. Hubbard seconded the motion, which carried unanimously.

3. Administrator's Report-Traci Collier, PharmD

For information.

4. Inspector's Report

For information.

5. Reports:

Finance Report-Traci Collier, PharmD

For information.

Office of Disciplinary Council-Pat Hanks, Esq

For information.

Office of Investigation-IRC Report-Mark Sanders

For information.

6. Office of Investigations and Enforcement-Mark Sanders:

IRC Recommendations

Dismissal (2)

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

Formal Complaint (3)

Motion-Dr. Thomas made a motion to approve the formal complaints. Mr. Hubbard seconded the motion, which carried unanimously.

Letter of Caution (2)

Motion-Mr. Blackmon made a motion to approve the letters of caution. Dr. Thomas seconded the motion, which carried unanimously.

Resolution Guidelines Report

Dismissal (2)

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

Formal Complaint (7)

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

7. Office of Disciplinary Council-Pat Hanks, Esq:

Consent Agreements

Case# 2017-150

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

Case# 2019-116

Motion-Mr. Blackmon made a motion to deny the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Motion-Mr. Blackmon made a motion to dismiss the case. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2020-43

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

Case# 2020-66

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

Case# 2020-87

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

Case# 2020-101

Motion-Mr. Hubbard made a motion to approve the consent agreement. Dr. Bedenbaugh

seconded the motion, which carried unanimously.

Voluntary Surrenders

For information.

Relinquishment(s)

For information.

Order(s) of Temporary Suspension

None.

8. Committee Reports

Non-Resident Application Review-Sheila Young, R.Ph.

April 8, 2021

Recommend Approval (15)

Conditional Approval (10)

Denied (1)

The Board voted to accept the recommended approvals and one denial. Motion coming from the committee does not need a second.

May 6, 2021

Recommend Approval (19)

Conditional Approval (5)

Deferred until appearance before committee (1)

The Board voted to accept the recommended approvals and one deferral. Motion coming from the committee does not need a second.

Practice and Technology Committee

The committee is currently working on updating Policy 147.

Compounding Committee

The committee met to determine if the practice act supports the MOU. The committee will continue to work on how to legally comply with the MOU.

Health System Pharmacy Committee

Dr. Harris provided an overview regarding the discussion on permitting clinics. This was only a discussion and no votes were taken. The committee will continue to explore this area.

RPP Committee Meeting

Dr. Richardson presented the Pharmacy Board Report.

9. Old Business

a. RPP Questionnaire-Rebecca Gillespie, PharmD

Several Board members met to review and suggest changes to the questionnaire that would meet the needs of the Board and the licensees. The Board voted to accept the changes of the working committee. No seconded was needed since it was coming from the committee.

b. Final Review of Emergency COVID orders

The emergency COVID orders expire July 1, 2021 and will be removed from the website.

10. New Business

a. **FDA Q&A-Gabey Cousel, FDA**

The FDA appeared before the Board to answer questions regarding the MOU. The MOU provides a mechanism by which states can report information on state-licensed pharmacies within their state that are distributing more than 50% of their compounded drug products outside of the state. There is further discussion on the transcript.

b. **FDA MOU Data Sharing-Eileen Lewalski, NABP**

Ms. Lewalski provided an overview of the MOU. The Board that signs the MOU will be required to report facilities compounding more than 50% of drug products outside the state. Many Boards will have to make legislative changes to meet the parameters of the MOU. NABP has been given a grant to help with the process of gathering information from the state boards. There is further discussion on the transcript.

c. **RPP Overview-Robyn Madden and Tia Cooper**

Ms. Madden and Ms. Cooper gave an overview of the RPP process and stated that there will be changes to the process.

d. **Legislative Updates-Katie Phillips**

Ms. Phillips gave the Board an update on the legislative session. In S.427/Act 48, it allows renal drug manufacturers to deliver to the patient. It was amended with an exemption for pharmacists and pharmacy technicians to not obtain CE in person. The Act became effective May 17, 2021.

Other legislative updates:

In S.571/Act 22, prescribers are required to offer Naloxone or similar medication to their patients if they meet certain conditions. The Act became effective July 25, 2021.

H.3179/Act 23, amends the controlled substance statute to exempt surgically implanted drug delivery systems from the 31-day supply for schedule two limits. The Act became effective April 25, 2021.

Bill S295 was present at information. It will limit the criminal convictions that a board or commission can consider when looking at an application for licensure.

S690, allows an originating pharmacy permitted by the state to outsource prescription drug orders to a central fill pharmacy.

Further discussion about legislation is on the transcript.

e. **Election of new Chair/Vice Chair**

Motion-Mr. Blackmon made a motion to nominate Mr. Robert Hubbard, R.Ph. as the Chair and Dr. Lauren Thomas as Vice chair. Dr. Richardson seconded the motion, which carried unanimously.

f. **District III, October 3-6, 2021, Hilton head, SC-Traci Collier, PharmD**

Motion-Dr. Richardson made a motion that all Board members be allowed to attend the District III meeting. Dr. Thomas seconded the motion, which carried unanimously.

g. **MALTAGON, October 17-10, 2021, Gulf Shores, AL-Traci Collier, PharmD**

Motion-Mr. Hubbard made a motion for two Board members and four staff to attend MALTAGON. Mr. Blackmon seconded the motion, which carried unanimously.

h. New In-State Permits and Inspections

The Board members were given the new in-state permits and inspection forms for review. These forms will be voted upon at the September Board Meeting.

i. Intern Positive Screening and Affidavit

Dr. Collier presented the Board with an Annual Intern Attestation for pharmacy interns. The interns will answer the same questions as provided on the renewal applications. They will be required to submit the form within the first ten days of each year.

Motion- Dr. Bedenbaugh made a motion to approve the Annual Intern Attestation. Dr. Thomas seconded the motion, which carried unanimously.

11. New Business (continued)

a. Vaccines Deserts-**Dr. Tessa Hastings, USC College of Pharmacy**

Dr. Hastings appeared before the Board to speak about efforts to improve access for immunizations in rural and under-served communities.

b. Request Approval of Non-Resident Pharmacy Application-**Ann Jacob, Alphascript**

Motion-Dr. Bedenbaugh made a motion to approve the application with the condition that they follow the state Pharmacy Practice Act. Mr. McKnight seconded the motion, which carried unanimously.

c. Request Approval of Non-Resident Pharmacy application-**Therese Twomey, PIC, SCRIPT2U, LLC**

Motion-Dr. Bedenbaugh made a motion to defer the application until the South Carolina General Assembly addresses central fill. Mr. Mcknight seconded the motion, which carried unanimously.

d. Request to be PIC at a second location-**Jennifer Payne, R.Ph.**

Motion-Dr. Thomas made a motion that to approve Ms. Payne to be the PIC of a second facility. Mr. Blackmon seconded the motion, which carried unanimously.

e. Request Expungement of Board Order-**Hope S. Brown, R.Ph.**

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

f. Request Approval of Pharmacy Technician Registration Application-**Precious Corry**

Motion-Mr. Blackmon made a motion to defer the appearance of Ms. Corry until she appears before the Board. Mr. McKnight seconded the motion, which carried unanimously

g. Request Approval of Pharmacy Technician Registration Application-**Lauren Caskey**

Motion-Dr. Thomas made a motion to deny the application due to recent serious drug charges which relates directly to the profession of pharmacy. Mr. McKnight seconded the motion, which carried unanimously.

h. Request Approval of Pharmacy Technician Registration Application-**Dontrice D. Gibson**

Motion-Mr. Hubbard made motion to deny the application because of recent admittance of drug use. Dr. Thomas seconded the motion, which carried unanimously.

i. Request to be released from Board Order-**Tara T. Hannon, R.Ph.**

Motion-Dr. Thomas made a motion to release Ms. Hannon from her Board order. Mr.

Blackmon seconded the motion, which carried unanimously.

- j. Request Approval of Reciprocity Application-**Steven Robert Oliveira, R.Ph.**
Motion-Dr. Bedenbaugh made a motion to deny the reciprocity application for Mr. Oliveira. Mr. Hubbard seconded the motion, which carried unanimously.
- k. Request to be released from Board Order-**Nathan I. Efird, PharmD**
Motion-Mr. Blackmon made a motion to amend the order to release Dr. Efird from the RPP requirements, but all other terms of the agreement remain until the expiration date of the order. Mr. McKnight seconded the motion, which carried unanimously.
- l. Request for Modification of Board Order-**Daniel C. Holladay, Jr., R.Ph.**
Motion-Dr. Thomas made a motion to amend the Board order by releasing Mr. Holladay from RPP. Mr. Blackmon seconded the motion, which carried unanimously.

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12. Hearings

In the Matter of:

1. **John Anthony Ellis, PharmD** **Case# 2017-6**
Motion: Dr. Bedenbaugh made a motion to dismiss the case. The issue must be addressed with the permit holder and PIC. Mr. Hubbard seconded the motion, which carried unanimously.
2. **Matthew B. Combs, PharmD** **Case# 2018-74**
Motion: Mr. Blackmon made a motion to issue a private reprimand. Dr. Bedenbaugh seconded the motion, which carried unanimously.
3. **Demetris Santana Griddine, PHT** **Case# 2019-104**
Motion: Dr. Richardson made a motion to reinstate Ms. Griddine's Pharmacy Technician Registration pending the evaluation of RPP. Dr. Thomas seconded the motion with the amendment to include a return to work letter.
4. **McKesson Specialty Distribution LLC** **Case# 2018-66**
Motion-Mr. Blackmon made a motion to accept the consent agreement presented by the Office of Disciplinary Counsel. Dr. Bedenbaugh seconded the motion, which carried unanimously.
5. **Pharmcare Plus** **Case# 2018-106**
Motion-Mr. Blackmon made a motion to revoke the permit of Pharmcare Plus. Dr. Bedenbaugh seconded the motion, which carried unanimously.
6. **Duane Dennis, R.Ph.** **Case# 2017-53**
Motion-Mr. McKnight made a motion to present Mr. Dennis with a letter of caution. Mr. Hubbard seconded the motion, which carried unanimously.

- 7. Jennifer D. Devall, PHT** **Case# 2018-88**
Motion-Mr. Blackmon made motion to revoke Ms. Devall's Pharmacy Technician Registration. Mr. Hubbard seconded the motion, which carried unanimously.
- 8. Brian D. Colby, PHT** **Case# 2018-78**
Motion-Mr. Blackmon made a motion to revoke the Pharmacy Technician Registration of Mr. Colby. Mr. McKnight seconded the motion, which carried unanimously.
- 9. Mary C. Latham, PHT** **Case# 2018-46**
Motion-Mr. Blackmon made a motion to revoke the Pharmacy Technician Registration of Ms. Latham. Dr. Bedenbaugh seconded the motion, which carried unanimously.
- 10. Charity L. Hickman, PHT** **Case# 2018-65**
Motion-Mr. Blackmon made a motion for the Pharmacy Technician Registration to remain surrendered. Ms. Hickman is require to receive at least one year of RPP evaluation and monitoring. She must appear before the Board after the one year evaluation and monitoring by RPP. Dr. Bedenbaugh seconded the motion, which carried unanimously.
- 11. Shelbee N. Dunaway, PHT** **Case# 2018-38**
Motion-Mr. Blackmon made a motion to revoke the Pharmacy Technician Registration of Ms. Dunaway. Mr. McKnight seconded the motion, which carried unanimously.
- 12. Melanie Clark Glenn, PHT** **Case# 2018-67**
Motion-Mr. Blackmon made a motion to indefinitely suspend the Pharmacy Technician Registration of Ms. Glenn. Mr. McKnight seconded the motion, which carried unanimously.
- 13. Eric C. Warne, PI** **Case# 2020-137**
Motion-Dr. Bedenbaugh made a motion to reinstate the Pharmacy Intern Certificate of Mr. Warne, immediately suspend the reinstated intern license and stay the suspension until expiration or any extension of the intern certificate. He must be in RPP and appear before the Board prior to being granted any additional license by the Board. Mr. Blackmon seconded the motion, which carried unanimously.
- 14. Leslie Quinn Love, PHT** **Case# 2018-110**
Motion-Mr. Blackmon made a motion to revoke the Pharmacy Technician Registration of Ms. Love. Dr. Bedenbaugh seconded the motion, which carried unanimously.
- 15. Chad L. Straughan, R.Ph.** **Case# 2018-53**
Motion-Mr. Hubbard made a motion to issue a private reprimand and a \$1,500 fine. Mr. Blackmon seconded the motion, which was carried unanimously.
- 16. Donald Mackellar, R.Ph.** **Case# 2018-9**
Motion-Mr. Hubbard made a motion to issue a private reprimand and a \$1,500 fine. Mr. Blackmon seconded the motion, which was carried unanimously.

Adjourn

Dr. Thomas made a motion to adjourn the meeting. Dr. Bedenbaugh seconded the motion which carried unanimously.