

South Carolina Board of Pharmacy Board

Meeting Minutes/Motions

9:00 a.m. January 18-19, 2023

Synergy Business Park

110 Centerview Drive, Kingstree Building

Columbia, South Carolina

Wednesday, January 18, 2023

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

There were no excused absences.

Chairperson's Remarks- Lauren Thomas, PharmD

There were no remarks made by the chair.

1. Approval of November 16-17, 2022 Board Minutes

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

2. Approval of Reciprocity Candidates

Date: December 8, 2022 and January 10, 2023

Motion: Dr. Bedenbaugh made a motion to approve the reciprocity candidates. Mr. McKnight seconded the motion, which carried unanimously.

3. Administrator's Report-Traci Collier, PharmD

For information.

4. Inspector's Reports

For information.

5. Finance Report-Traci Collier, PharmD

For information.

6. Office of Investigations and Enforcement-Mark Sanders, OIE and Ray Trotter, Investigator

a. IRC Statistical Report- For information

b. IRC Recommendations

Dismissal (4)

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

Formal Complaint (3)

Motion: Dr. Gillespie made a motion to approve the formal complaints. Dr. Spigener seconded the motion, which carried unanimously.

Letter of Caution (1)

Motion: Dr. Gillespie made a motion to approve the letter of caution. Mr. Blackmon seconded the motion, which carried unanimously.

c. Resolution Guidelines Report

Dismissal

Motion: Dr. Gillespie made a motion to approve the dismissal. Dr. Harris seconded the motion, which carried unanimously.

Dismissal with Letter of Concern (2)

Motion: Mr. Blackmon made a motion to approve the dismissal with letter of concerns. Dr. Harris seconded the motion, which carried unanimously.

Formal Complaint (7)

Motion: Dr. Harris made a motion to approve the formal complaints. Dr. Spigener seconded the motion, which carried unanimously.

7. **Office of Disciplinary Counsel-Pat Hanks, Esq.**

a. ODC Statistical Report-For information

Consent Agreement(s)

Case# 2022-107

Motion- Dr. Gillespie made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2022-114

Motion- Dr. Gillespie made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2022-116

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

Case# 2022-117

Motion-Dr. Spigener made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2022-118

Motion- Mr. McKnight made a motion to accept the consent agreement. Dr. Spigener seconded the motion, which carried unanimously.

Case# 2022-119

Motion- Dr. Harris made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2022-120

Motion- Dr. Harris made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Case# 2022-121

Motion- Mr. McKnight made a motion to accept the consent agreement. Dr. Harris seconded the motion, which carried unanimously.

Case# 2022-126

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

Case# 2022-149

Motion- Dr. Harris made a motion to accept the consent agreement. Dr. Bedenbaugh seconded the motion, which carried unanimously.

Voluntary Surrender(s)

None

Relinquishment (2)

For information.

Temporary Suspension

None

8. **Committee Reports**

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

Recommendations from committee

November 10, 2022

Approval (15)

Conditional (1)

The Board voted to accept the recommendations. Motion coming from the committee does not need a second.

December 8, 2022

Approval (20)

Conditional (1)

Continued (3)

Denied (1)

Withdrawn Application (1)

The Board voted to accept the recommendations. Motion coming from the committee does not need a second.

January 12, 2023

Approval (22)

The Board voted to accept the recommendations. Motion coming from the committee does not need a second.

Usantibiotic, LLC

The Board voted to accept the recommendations. Motion coming from the committee does not need a second.

9. **Old Business**

a. USP 795 and 797-**Michael Bedenbaugh, PharmD and Joseph Epting, Esq.**

Discussion on transcript.

b. Compounding-DTE-**Michael Bedenbaugh, PharmD**

Discussion on transcript.

c. IV hydration Advisory Opinion-**Joseph Epting, Esq., Advice Counsel**

Update and discussion in transcript.

d. Technician renewal question follow-up-**Traci Collier, PharmD**
Discussion on results in the transcript.

e. Pharmacy Access Protocol-**Joseph Epting, Esq. Legal Counsel**

Motion: Dr. Gillespie made a motion to accept the four training certification programs for the pharmacy access protocol and include those on the website. Dr. Bedenbaugh seconded the motion, which carried unanimously.

10. **New Business**

a. Pharmacy Collaborative Practice Agreements Approval Bon Secours-**Ralph Barbier, Nexsen Pruet, LLC**

Motion: Dr. Bedenbaugh made a motion to hold under advisement until a policy is developed for collaborative practice. Dr. Spigener seconded, which carried unanimously.

b. Collaborative Practice Agreement-**Dr. Tamara M. Richardson, Family Health Center, Inc.**

Motion: Dr. Bedenbaugh made a motion to hold under advisement until a policy is developed for collaborative practice. Dr. Spigener seconded, which carried unanimously.

c. Review of Consent Agreement for CE Audit Failures-**Traci Collier, PharmD**

Motion: Dr. Smith made a motion to update the consent agreement for CE audit failures to include 15 hours remediation continuing credit to be completed before next renewal, a \$250 fine, a private reprimand, and attendance to South Carolina Board of Pharmacy reciprocity interview presentation. All of these parameters to be concluded within 90 days of notice. Dr. Harris seconded the motion, which carried unanimously.

d. Policy Review-**Traci Collier, PharmD**

Policy 30

Motion: Dr. Bedenbaugh made a motion to delete this policy. Dr. Harris seconded the motion, which carried unanimously.

Policy 124

Motion: Mr. McKnight made a motion to delete this policy. Mr. Blackmon seconded the motion, which carried unanimously.

Policy 72

Motion: Dr. Bedenbaugh made a motion to delete this policy. Dr. Gillespie second the motion, which carried unanimously.

Policy 73

Motion: Dr. Bedenbaugh made a motion to amend the policy to read that interns are required to obtain 500 internship hours in either a hospital, retail or otherwise board approved setting prior to pursuing licensure as a pharmacist. Dr. Harris seconded the motion, which carried unanimously.

Policy 133

Motion: Mr. McKnight made a motion to add the wording "upon receipt of a valid prescription" to policy 133. Dr. Harris seconded the motion, which carried unanimously.

Policy 51

Motion: Dr. Bedenbaugh made a motion to delete this policy. Dr. Spigener seconded the motion, which carried unanimously.

- e. EMS Inspection-**Traci Collier, PharmD**
Discussion in transcript.
- f. Central Fill Inspection Form-**Traci Collier, PharmD**
Motion: Dr. Harris made a motion to accept the Central Fill Inspection Form. Dr. Spigener seconded the motion, which carried unanimously.
- g. 119th NABP Annual Meeting, Vote on Delegate/Alternate Delegate to NABP Meeting, May 10-12, 2023, Nashville, TN-**Traci Collier, PharmD**
Motion: Dr. Gillespie made a motion to approve two staff members to attend the meeting. Dr. Smith seconded the motion, which carried unanimously.

Motion: Dr. Bedenbaugh made a motion to approve Dr. Smith attend the meeting as the delegate. Dr. Spigener seconded the motion, which carried unanimously.

Motion: Mr. McKnight made a motion to approve Dr. Harris as the alternate delegate. Dr. Bedenbaugh seconded the motion, which carried unanimously.
- h. 2022 Review-**Traci Collier, PharmD**
Presentation in transcript.

Executive Session

15. New Business Cont.

- a. Request Reconsideration of Denial of Non-Resident Pharmacy Application-**Amy Edzkowski, Director of Pharmacy Operations-Gifthealth**
Rescheduled until the March meeting.
- b. Request Approval of Non-Resident Pharmacy Application-**Joseph J. Bogdan, PharmD**
Application was withdrawn and will resubmit at a later date.
- c. Request to Waive Renewal Late Fees for Med Atlantic-**Justin Mack**
Motion: Dr. Bedenbaugh made a motion to deny the request to waive late fees. Dr. Spigener seconded to motion, which carried unanimously.
- d. Request Approval of Pharmacy Technician Application-**Brittany Sims**
Motion: Dr. Harris made a motion to the deny the application approval request. She must reapply and appear before the Board. Dr. Spigener seconded the motion, which carried unanimously.
- e. Request Approval of Pharmacy Technician Application-**Candee A. Townes**
Motion: Dr. Gillespie made a motion to approve the application. Mr. Blackmon seconded the motion, which carried unanimously.
- f. Request Approval of Pharmacy Technician Application-**Mark McGill**
Motion: Dr. Spigener made a motion to approve the application. Dr. Harris seconded the motion, which carried unanimously.
- g. Request to Retake the NAPLEX-**Stephanie N. Branch, PharmD**
Motion: Dr. Gillespie made a motion to approve the retake of the NAPLEX. Mr. Blackmon seconded the motion, which carried unanimously.

- h. Request to Retake the MPJE-**Kayla K. Bradley, PharmD**
Motion: Dr. Gillespie made a motion to approve Ms. Bradley to retake the MPJE. Mr. Blackmon seconded the motion, which carried unanimously.
- i. Request Expungement of Board Order-**George A. Frates IV, PharmD**
Motion: Dr. Bedenbaugh made a motion to deny the request for order expungement. Dr. Spigener seconded the motion, which carried unanimously.
- j. Request Release from Board Order-**Carolyn L. Klinefelther, PharmD**
Motion: Dr. Gillespie made a motion to approve the release from Board order. Mr. McKnight seconded the motion, which carried unanimously.
- k. Request Release from Board Order-**Heather Chittam, PharmD**
Motion: Dr. Spigener made a motion to approve the release from Board order. Dr. Bedenbaugh seconded the motion, which carried unanimously.
- l. Request Reinstatement of License-**Jason Nivens, PharmD**
Motion: Dr. Gillespie made a motion to deny the reinstatement of Dr. Nivens' license. Dr. Spigener seconded the motion, which carried unanimously.

Adjourn

Motion: Dr. Harris made a motion to adjourn the meeting. Dr. Spigener seconded the motion, which carried unanimously.

South Carolina Board of Pharmacy Board Meeting Minutes/Motions

9:00 a.m. January 19, 2023

Synergy Business Park

110 Centerview Drive, Kingstree Building

Columbia, South Carolina

Thursday, January 19, 2023

16. Hearings

In the Matter of:

1. Case# 2021-7

Motion: Dr. Harris made a motion to suspend the license until the licensee complies with RPP and to reappear before the Board for further recommendations before being allow to practice pharmacy. Mr. Blackmon seconded the motion, which carried unanimously.

2. Case# 2021-20

Continued.

3. Case# 2021-21

Motion: Dr. Gillespie made a motion to issue a \$50 fine to be paid within 60 days and to allow the registration to be reissued with no access to controlled substances. Dr. Bedenbaugh seconded the motion, which carried unanimously.

4. Case# 2021-47
Motion: Mr. McKnight made motion to issue a public reprimand, for the licensee to attend a Board approved ethics CE course and to pay a \$50 fine within 60 days. Dr. Spigener seconded the motion, which carried unanimously.
5. Case# 2021-56
Motion: Dr. Spigener made a motion to revoke the intern license until compliance with RPP, pay a \$2,500 fine and appear before the Board before pharmacist licensure is granted. Dr. Harris seconded the motion, which carried unanimously.
6. Case# 2021-75
Motion: Dr. Gillespie made a motion to issue a private reprimand, pay a \$250 fine within 90 days and complete a Board approved ethics course within the same 90 days. Dr. Spigener seconded the motion, which carried unanimously.
7. Case# 2021-107
Motion: Mr. Blackmon made a motion to revoke the Pharmacy Technician Registration. Dr. Bedenbaugh seconded the motion, which carried unanimously.
8. Case# 2021-197
Motion: Dr. Harris made a motion to revoke the Pharmacy Technician Registration. Dr. Bedenbaugh seconded the motion, which carried unanimously.
9. Case# 2022-56
Motion: Dr. Harris made a motion to revoke the license. Dr. Spigener seconded the motion, which carried unanimously.

Adjourn