



STATE OF MICHIGAN

DEPARTMENT OF COMMUNITY HEALTH
LANSING

JENNIFER M. GRANHOLM
GOVERNOR

JANET OLSZEWSKI
DIRECTOR

MICHIGAN BOARD OF PHARMACY AUGUST 11, 2010 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Pharmacy met in regular session on August 11, 2010, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 4, Lansing, Michigan.

CALL TO ORDER

Harvey Schmidt, R.Ph., Chairperson, called the meeting to order at 9:01 a.m.

ROLL CALL

Members Present: Harvey Schmidt, R.Ph., Chairperson
Sue Farida, R.Ph., Vice Chairperson
Ilene Abramson, Ph.D., Public Member
Dhafer Almaklani, R.Ph.
David Bach, R.Ph.
Pamela Bufe-Wyett, Public Member
Dale Carlson, Public Member
Gwenesia Collins, R.Ph.
Mark Cousens, Public Member
Sara Fakhoury, R.Ph.
Devin Senneker, Public Member

Members Absent: None

Staff Present: Laurie VanBeelen, Board Secretary, Health Regulatory Division
Rae Ramsdell, Director, Health Regulatory Division
Susan Affholter, Pain Management & Palliative Care Coordinator
(left at 9:15 a.m.)
Dan Burns, Program Operations Division (left at 9:19 a.m.)
Stephanie Rosenthal, Analyst, Health Regulatory Division
Pam Bacon, Analyst, Health Regulatory Division
Mike Wissel, Pharmacy Manager, Health Investigation Division
Tom Scallen, Assistant Attorney General

Others Present: Roger Schultheis
Jeff Kauffman - Wal Mart
Amy Yu
Kristan Mika
Holly McDermit - MPA
Kimberly Clueys - MPA
Nick Norcross - MPA
Robert Mast
Nichole Penny - Walgreen Company
Kevin Fantion - Sav-On Drugs
Tom Sparks, JD (arrived at 9:40 a.m.)

APPROVAL OF MINUTES

MOTION by Carlson, seconded by Collins, to approve the June 9, 2010 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AMENDED AGENDA

MOTION by Bach, seconded by Fakhoury, to approve the amended agenda as presented.

MOTION PREVAILED

Schmidt introduced new member Mark Cousens. Board members and Department staff introduced themselves.

PAIN MANAGEMENT & PALLIATIVE CARE UPDATE

Susan Affholter, Pain Management and Palliative Care Coordinator for the Department, provided the Board with information relating to the topic of pharmacies in Michigan that carry schedule 2 medications. She advised that a confidential list of pharmacies that carry schedule 2 medications is available to pharmacies and physicians who participate in the state's MAPS program. Affholter advised that the development of this list was lead by the Advisory Committee on Pain and Symptom Management. Additionally, she advised that the Department will be distributing an informational DVD regarding the MAPS program late this fall. Mike Wissel indicated that a past study revealed that physicians wanted the ability to direct patients to pharmacies that stock schedule 2 medications.

Affholter referenced the publication "Responsible Opioid Prescribing" and advised that approximately 67,000 licensed practitioners in Michigan have been provided with same. She further advised that newly licensed practitioners will also receive this publication.

Affholter provided the Board with information from the U of M Health System regarding managing chronic non-terminal pain. She advised that on September 17, Michigan will be hosting a conference including the topics of pain policies and opioid prescribing, and highlighting various entities in the State of Michigan that are working to improve pain control and addiction issues. She stated that the keynote speaker will be Dr. Fishman who is the author of "Responsible Opioid Prescribing." Affholter also indicated that Mike Rogers will be providing a video presentation. Lastly, she briefly discussed that the Centers for Disease Control are working to bring public awareness to the epidemic of overdoses due to prescription medications. Affholter answered various questions from Board members.

COMMITTEE REPORTS

Rules Committee

Collins advised that after review of the suggestions received from the Michigan Pharmacists Association (MPA), the committee determined that they needed additional clarification regarding the suggestions. A response from MPA has been received and the committee will continue discussion following today's meeting.

Policy Committee

No report.

Disciplinary Subcommittee

No report.

CE Approval

Schmidt directed the Board to the list of CE courses that have been reviewed and are being presented for the Board's approval.

MOTION by Bach, seconded by Collins, to approve the Continuing Education Programs as presented.

MOTION PREVAILED

See Addendum #1 attached hereto.

OLD BUSINESS

None

NEW BUSINESS

Election of Officers

Schmidt asked for nominations for chairperson. Farida and Bach nominated Collins. Hearing no additional nominations, a voice vote was held. Collins was elected chairperson.

Schmidt asked for nominations for vice chairperson. Bach and Collins nominated Farida. Hearing no additional nominations, a voice vote was held. Farida was elected vice chairperson.

Resolution Honoring Pam Gnodtke

VanBeelen read the Resolution prepared in honor of Pam Gnodtke for her service as a public member on the Board of Pharmacy.

MOTION by Senneker, seconded by Carlson, to adopt the Resolution honoring Pam Gnodtke.

MOTION PREVAILED

Department Update

Ramsdell directed the Board to the Legislative Update and highlighted SB 1384 referencing pharmacy technicians. Discussion was also held regarding SB 616 and 618 referencing the dispensing of medical marihuana and growing facilities for same. The question was raised and discussion was held regarding dispensaries that have been opened across the state. Ramsdell indicated that due to the fact that the statute does not address dispensaries, the state has no control over these facilities. Ramsdell also discussed the concern the Department has that a bona fide patient/physician relationship is not being created in the certification process of individuals applying for registration in the state's Medical Marihuana Program. She stated that the Boards of Medicine and Osteopathic Medicine and Surgery will be issuing a statement specific to the patient/physician relationship.

Ramsdell advised that the next MPJE review is scheduled for August 20. She stated that Collins, Fakhoury, Almaklani and two state inspectors will be participating in the review.

REGULATORY CONSIDERATIONS

Robert Eugene Mast, R.Ph. – Board's Findings of Fact and Conclusions of Law

MOTION by Farida, seconded by Collins, to untable the matter of Robert Eugene Mast, R.Ph.

MOTION PREVAILED

MOTION by Farida, seconded by Collins, to accept the Board's Findings of Fact and Conclusions of Law and grant reinstatement in the matter of Robert Eugene Mast, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Collins, Farida, Carlson, Cousens, Bufe, Abramson, Senneker, Almaklani, Schmidt

Nays: Bach, Fakhoury

MOTION PREVAILED

MOTION by Farida, seconded by Bach, to issue Petitioner a limited license in the matter of Robert Eugene Mast, R.Ph. The following limitations shall be effective through March 28, 2013 or until Petitioner's criminal probationary status is discharged, whichever occurs last:

- A. Petitioner shall practice 1,000 hours under direct, on-site supervision;
- B. For the remainder of Petitioner's limitation, he shall practice under general supervision.

Petitioner shall be placed on probation to run concurrent with the period of limitation and is hereby ordered to comply with Court-ordered probation currently in place and continue bi-weekly therapy appointments. Additionally, Petitioner is required to provide the Department with quarterly reports from his supervisor and therapist. The Department shall also receive copies of any future reports or new information pertaining to Petitioner from Petitioner's criminal probation officer. Petitioner's license shall be automatically reclassified to a full and unlimited status upon the successful completion of the limitation and probation.

Discussion was held.

A roll call vote followed: Yeas: Farida, Bach, Bufe, Collins, Carlson, Abramson, Senneker, Cousens, Almaklani, Fakhoury, Schmidt

MOTION PREVAILED

Gerald John Rubley, R.Ph. – Board's Findings of Fact and Conclusions of Law

MOTION by Farida, seconded by Collins, to untable the matter of Gerald John Rubley, R.Ph.

MOTION PREVAILED

MOTION by Collins, seconded by Farida, to accept the Board's Findings of Fact and Conclusions of Law and deny reinstatement in the matter of Gerald John Rubley, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Farida, Bach, Bufe, Collins, Carlson, Abramson, Senneker, Cousens, Almaklani, Fakhoury, Schmidt

MOTION PREVAILED

Donn Walfred Olson, R.Ph. – Proposal for Decision

MOTION by Cousens, seconded by Collins, to accept the Proposal for Decision and deny reinstatement in the matter of Donn Walfred Olson, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Bach, Collins, Farida, Fakhoury, Carlson, Cousens, Bufe, Abramson, Senneker, Almaklani, Schmidt

MOTION PREVAILED

Remy U. Onimoe, R.Ph. – Circuit Court Order of 6/29/2010

MOTION by Cousens, seconded by Bach, to accept the Circuit Court Order of 6/29/2010 in the matter of Remy U. Onimoe, R.Ph.

Discussion was held.

AMENDED MOTION by Cousens, seconded by Bach, to accept the Circuit Court Order of 6/29/2010 in the matter of Remy U. Onimoe, R.Ph. Petitioner's license shall be limited for a period of two (2) years and he shall practice for 1,000 hours under direct, on-site supervision. Petitioner shall practice under general supervision for the remaining period of limitation.

Petitioner shall be placed on probation concurrent with the period of limitation under the following conditions:

- A. Petitioner shall provide the Department with quarterly supervisor reports;
- B. Petitioner shall perform 200 hours of community service;
- C. Petitioner shall have no financial interest or ownership in a pharmacy;
- D. Petitioner shall successfully complete 10 hours of continuing education in the area of ethics, 5 hours of which must be live.

Petitioner's license shall be automatically reclassified to a full and unlimited status upon the successful completion of the limitation and probation.

A roll call vote followed: Yeas: Fakhoury, Bach, Cousens, Almaklani, Farida, Bufe, Carlson, Abramson, Senneker, Collins, Schmidt

MOTION PREVAILED

PUBLIC COMMENT


Nick Norcross of the Michigan Pharmacists Association (MPA) invited everyone to the MPA day at the Capitol on September 14. He indicated that flu shots will be offered and the opportunity for medication disposal is being offered. Norcross also asked that anyone interested in volunteering contact MPA.

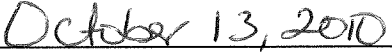
ANNOUNCEMENTS


The next regularly scheduled meeting will be held October 13, 2010 at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.


ADJOURNMENT

MOTION by Carlson, seconded by Farida, to adjourn the meeting at 10:28 a.m.

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Harvey Schmidt, R.Ph., Chairperson


Date Minutes Approved


Laurie A. VanBeelen, Board Secretary


Date Minutes Prepared

ADDENDUM #1

PHARMACY CONTINUING EDUCATION REVIEW

August 11, 2010

APPROVED PROGRAMS

ST JOHN HOSPITAL AND MEDICAL CENTER – Heparin Therapy in PE Treated with Alteplase and Management of Heparin Overdose held August 3, 2010 in Detroit MI for one (1) hour.

RECOMMENDATION: One (1) hour

MICHIGAN CENTER FOR RURAL HEALTH – Pharmacy Grand Rounds – Pharmacy Regulatory Update held September 23, 2010 in East Lansing MI for one (1) hour.

RECOMMENDATION: One (1) hour

MICHIGAN DEPT COMMUNITY HEALTH – OFFICE OF PUBLIC HEALTH

PREPAREDNESS – 2010 Hospital Preparedness Conference held September 14, 2010 in Mt Pleasant MI for 6.5 hours.

RECOMMENDATION: Six (6) hours

STATE OF MICHIGAN

Lansing



Michigan

Michigan Department of Community Health

RESOLUTION HONORING PAMELA GNODTKE

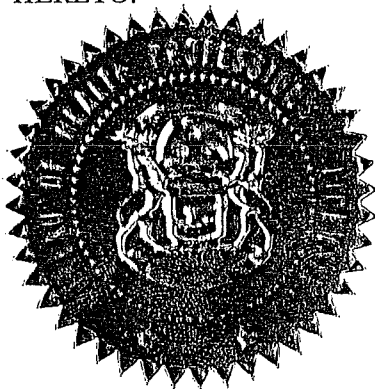
WHEREAS, PAMELA GNODTKE, of Charlevoix, Michigan was duly appointed by the Honorable John Engler, Governor of the Great State of Michigan, and served as a Public Member on the Board of Pharmacy from August 23, 2001 to June 30, 2010, and

WHEREAS, Pamela Gnodtke did give untiringly of her time, vigor, zeal, enthusiasm, energy and knowledge, and

WHEREAS, in recognition of her loyal, conscientious, faithful and outstanding service in fulfillment of her public office, now therefore

BE IT RESOLVED that this Board gives a statement of gratitude to Pamela Gnodtke for her contribution of time, energy, and unselfish service to the people of the State of Michigan in her capacity as a Public Member of the Board of Pharmacy during her time of public service.

IN WITNESS THEREOF, THE SEAL OF THE MICHIGAN BOARD OF PHARMACY AND THE SIGNATURE OF THE CHAIRPERSON IS AFFIXED HERETO.



Signed this 11th day of August, 2010.

A handwritten signature in cursive script, reading "Harvey Schmidt".

Harvey Schmidt, R.Ph., Chairperson