



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD
DIRECTOR

MICHIGAN BOARD OF PHARMACY APRIL 9, 2014 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 April 9, 2014, in the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

Call to Order

Dhafer Almaklani, R.Ph, Chairperson, called the meeting to order at 9:05 a.m.

Members Present: Dhafer Almaklani, R.Ph., Chairperson
Mark Cousens, Public Member
Patricia Harney, Public Member
Suit Hing Moy-Sandusky, R.Ph. (arrived at 9:05 a.m.)
Harvey Schmidt, R.Ph.
Devin Senneker, Public Member
James Stevenson, PharmD
Pamela Wyett, Public Member

Members Absent: Dale Carlson, Public Member
Nichole Penny, R.Ph., Vice-Chairperson
Patricia Smeelink, R.Ph

Staff Present: Amy Schneider, Secretary, Policy, Rules and Board Support Section
Norene Lind, Board Manager, Policy, Rules and Board Support Section
Karen Carpenter, Analyst, Policy, Rules and Board Support Section
Joe Campbell, Enforcement Division Director (left at 10:40 a.m.)
Stephanie Rosenthal, Enforcement Analyst, Enforcement Division
Heidi Johnson, Assistant Attorney General
Michele Wagner-Gutkowski, Assistant Attorney General
(left at 10:40 a.m.)
Dan Burns, Continuing Education, Licensing Division
Susan Affholter, Pain Management and Palliative Care Coordinator
Nate Rivera, Pharmacy Technician, Health Investigation Division

Others Present: Max Hoffman, Attorney

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Rose Baran, Ferris State University
Mandi Tor, University of Michigan
Lydia Benitez, University of Michigan
Puja Malhotra, CVS
Teresa Rares, CVS
Megan Truskoski, CVS
Carmen Docter, CVS
Teresa Willard, Meijer
Danielle Barnard, Meijer
Jeff Kauffman, Walmart
Chris Norollo, Walmart
Eric Roeth, MPA

APPROVAL OF MINUTES

MOTION by Stevenson, seconded by Cousens, to approve the February 12, 2014 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Stevenson, seconded by Moy-Sandusky, to approve the Agenda with the following Correction: Under Committee Reports: Item A, "CE Approval Committee."

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Nazih Jawad, R.Ph. – Proposal for Decision

MOTION by Cousens, seconded by Moy-Sandusky, to accept in part and reject in part the findings of fact and conclusions of law and deny reinstatement, in the matter of Nazih Jawad, R.Ph.

Discussion was held.

A roll call vote followed:

Yea: Cousens
Nays: Harney, Moy-Sandusky
Senneker, Stevenson, Wyett
Abstain: Almaklani, Schmidt

MOTION FAILED

MOTION by Moy-Sandusky, seconded by Senneker, to accept the Proposal for Decision, in the matter of Nazih Jawad, R.Ph.

- 1) Petitioner shall be granted reinstatement to a limited Pharmacist license (CS license to remain suspended) for a minimum period of two (2) years, with the following terms:
 - a. Petitioner shall complete 2,000 hours of direct, on-site supervision.
 - b. Upon completion of the 2,000 hours of direct on-site supervision, Petitioner shall complete 2,000 hours of general supervision.
 - c. Petitioner shall apply for reclassification at the end of the limitation period.

Additionally, Petitioner shall be placed on concurrent probation with the following terms and conditions:

- 1) Petitioner shall submit quarterly supervisor reports.

Discussion was held.

A roll call vote followed:

Yeas:	Harney, Moy-Sandusky Senneker, Stevenson, Wyett
Nay:	Cousens
Abstain:	Almaklani, Schmidt

MOTION PREVAILED

Larry Charles Sarver, R.Ph. – Proposal for Decision

Assistant Attorney General, Heidi Johnson, recused herself from this case. Assistant Attorney General, Michelle Wagner-Gutkowski, represented the Attorney General's Office in her stead.

MOTION by Stevenson, seconded by Moy-Sandusky, to accept the Proposal for Decision in the matter of Larry Charles Sarver, R.Ph.

Petitioner shall be granted reinstatement under the following terms:

- 2) Prior to reinstatement, Petitioner must successfully complete the NAPLEX and NPJE within six (6) months of the effective date of the Order or license shall remain suspended.
- 3) Upon proof of the successful completion of the NAPLEX and NPJE within the six (6) month period, Petitioner shall be granted a limited license for a minimum period of one (1) year, with the following terms:

- a. Petitioner shall complete 2,000 hours of direct, on-site supervision.
- b. Petitioner's license shall be automatically reclassified to a full and unlimited status at the end of the limitation period.

Additionally, Petitioner shall be placed on concurrent probation with the following terms:

- a. shall submit quarterly supervisor reports.

Discussion was held.

A roll call vote followed:

Yeas:	Cousens, Harney, Moy-Sandusky, Senneker, Schmidt, Stevenson, Almaklani
Recuse:	Wyett

MOTION PREVAILED

COMMITTEE REPORTS

Continuing Education (CE) Approval

Moy-Sandusky directed the Board to the list of Continuing Education programs for consideration and provided an overview. (See Addendum #1 attached hereto.)

MOTION by Schmidt, seconded by Senneker, to approve the list of continuing education programs.

MOTION PREVAILED

Rules Committee-Review of Public Hearing Comments: "Program for the Utilization of Unused prescription Drugs."

Carpenter provided Board members with a copy of the post-public hearing draft rules and a handout entitled, "Program for the Utilization of Unused Prescription Drugs," and she provided an overview of the same.

MOTION by Moy-Sandusky, seconded by Wyett, to approve the changes to the proposed draft of the Program for the Utilization of Unused Prescription Drugs.

Discussion was held.

A roll call vote followed: Yeas: Cousens, Harney, Moy-Sandusky, Schmidt, Senneker, Stevenson, Wyatt, Almaklani

MOTION PREVAILED

OLD BUSINESS

None

NEW BUSINESS

Continuing Education Waiver Request – Doan Minh Weve, R.Ph.

Lind, directed the Board members to the application for waiver of continuing education requirement submitted by Doan Minh Weve, R.Ph.

MOTION by Moy-Sandusky, seconded by Wyett, to deny the continuing education waiver request in the matter of Doan Minh Weve, R.Ph.

Discussion was held.

A roll call vote followed: Yeas: Cousens, Harney, Moy-Sandusky, Schmidt, Senneker, Stevenson, Wyatt, Almaklani

MOTION PREVAILED

Advisory Committee on Pain and Symptom Management (ACPSM) Update

Affholter shared a Michigan Advisory Committee on Pain and Symptom Management (ACPSM) 2013 CE/CME Recommendation via PowerPoint presentation with the Board and distributed a paper copy of both the CE/CME recommendation as well as the regulatory requirements per MCL 333.16204 and MCL 333.16204a. This 2013 recommendation updates the ACPSM's 2002 recommendation. She pointed out that the Michigan Board of Pharmacy "shall take into consideration the recommendation for that health care profession by the . . . advisory committee created in section 16204a."

Affholter also made available the new MAPS poster, the ACPSM's pain tool kit for health professionals, and other pain related information.

Pharmacy Pilot Projects Update

Carpenter informed the Board that Mike Wissel, Pharmacy Manager of the Investigation Section, has retired from the Department.

Carpenter updated on Senate Bill 373 (2013 PA 267), stating that although application forms are on the web, no pilot projects have been submitted at this time.

Department Update

Carpenter provided Board members with a handout highlighting the "Board of Pharmacy-Bills of Interest 4/7/14." She reminded Board members that they can research and track any bill at the Michigan Legislature website: www.mileg.org.

Carpenter and Lind provided Board members with handouts entitled, "Summary of Public Acts 95-98 of 2014;" and provided a verbal overview of same.

PUBLIC COMMENT

None

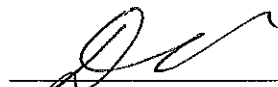
ANNOUNCEMENTS

The next regularly scheduled meeting will be held June 11, 2014, 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 Stevenson, seconded by Moy-Sandusky, to adjourn at 10:20 a.m.

MOTION PREVAILED



Dhafer Almaklani, R.Ph., Chairperson



Amy Schneider, Board Secretary

6-11-14

Date Minutes Approved

4.9.14

Date Minutes Prepared

ADDENDUM #1

PHARMACY CONTINUING EDUCATION REVIEW

April 9, 2014

APPROVED PROGRAMS

MICHIGAN CENTER FOR RURAL HEALTH – Pharmacy Grand Round-Pharmacy Law Update held April 16, 2014 via webinar for 1 hour.

RECOMMENDATION: 1 HOUR

PROVIDENCE/PROVIDENCE PARK HOSPITAL – Reporting Adverse Drug Reactions held April 17 & 24, 2014 in Novi MI for .5 hours.

RECOMMENDATION: .5 HOURS

ST JOHN HOSPITAL & MEDICAL CENTER-DEPT OF PHARMACY SERVICES – Pharmacy TPN Pearls held March 25, 2014 in Detroit MI for 1 hour.

RECOMMENDATION: 1 HOUR

ST JOSEPH MERCY OAKLAND HOSPITAL – Clinical Updates in Pharmacy 1 held May 20, 2014 in Pontiac MI for 1 hour.

RECOMMENDATION: 1 HOUR

ST JOSEPH MERCY OAKLAND HOSPITAL – Clinical Updates in Pharmacy 2 held May 22, 2014 in Pontiac MI for 1 hour.

RECOMMENDATION: 1 HOUR

CHALDEAN AMERICAN ASSOCIATION FOR HEALTH PROFESSIONALS – Pancreatic Cysts held May 21, 2014 in West Bloomfield MI for 1 hour.

RECOMMENDATION: 1 HOUR

SPECTRUM HEALTH CANCER PROGRAM – 24th Annual West Michigan Cancer Nursing Conference held April 25, 2014 in Grand Rapids MI for 6 hours, including 1 hour in pain management.

RECOMMENDATION: 6 HOURS, INCLUDING 1 HOUR IN PAIN MANAGEMENT

NIGERIAN PHARMACISTS ASSOCIATION OF MICHIGAN – 6th Annual Symposium "Updates in Current Therapy" held May 2, 2014 in Southfield MI for 12 hours.

RECOMMENDATION: 12 HOURS

ST JOHN RETAIL PHARMACIES – Pain Management from the Pharmacist's Perspective held May 27, 2014 in Madison Heights MI for 1 hour in pain management.

RECOMMENDATION: 1 HOUR IN PAIN MANAGEMENT