



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
BUREAU OF HEALTH PROFESSIONS  
RAE RAMSDELL  
ACTING DIRECTOR

STEVEN H. HILFINGER  
DIRECTOR

## MICHIGAN BOARD OF PHARMACY AUGUST 10, 2011 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 10, 2011, in the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 3, Lansing, Michigan.

#### ***Call to Order***

Harvey Schmidt, RPH, Acting Chairperson, called the meeting to order at 9:05 a.m.

***Members Present:*** Dhafer Almaklani, RPh  
Pamela Bufe-Wyett, Public Member  
Mark Cousens, Public Member  
Sara Yousif-Fakhoury, RPH  
Devin Senneker, Public Member  
Harvey Schmidt, RPH  
Dale Carlson, Public Member  
Patricia Harney, Public Member  
Nichole Penny, RPH  
Patricia Smeelink, RPH

***Members Absent:*** Suit Hing Moy-Sandusky, RPH

***Staff Present:*** Kristen Kinney, Board Secretary, Health Regulatory Division  
Norene Lind, Policy Manager, Health Regulatory Division  
Rae Ramsdell, Director, Health Regulatory Division  
Stephanie Rosenthal, Analyst, Health Regulatory Division  
Timothy Andrews, Manager, Credentials  
Michele Wagner-Gutkowski, Assistant Attorney General  
Heidi Johnson-Mehney, Assistant Attorney General  
Steve Creamer, Manager, Health Regulatory Division  
Susan Affholter, Pain Management & Palliative Care Coordinator, BHP  
Mike Wissel, Pharmacy Manager, Health Investigations Division

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**Others Present:** Brenda Ruhlman, Meijer  
Nancy Short, Office of the Governor  
Max Hoffman, Fraser Trebillock Davis and Dunlap  
Tom Sparks, Treiblock Davis and Dunlap  
Darwin Smith  
Merlyn Rivera, WSU Student  
Teresa Willard, Meijer  
Karen Jonas, MPA  
Eric Reath, MPA  
Jesse Markos, Wachler

## **APPROVAL OF MINUTES**

*MOTION* by Carlson, seconded by Almaklani to approve the June 8, 2011 meeting minutes as presented.

*MOTION PREVAILED*

## **APPROVAL OF AGENDA**

*MOTION* by Cousens seconded by Senneker to approve the agenda with the following change:

Hold Elections after Approval of Agenda

*MOTION PREVAILED*

## **ELECTIONS**

*MOTION* by Almaklani, seconded by Fakhoury to nominate Schmidt for Chairperson.

*MOTION PREVAILED*

*MOTION* by Fakhoury, seconded by Bufe-Wyett to nominate Almaklani for Vice Chairperson.

*MOTION PREVAILED*

Acting Chairperson, Harvey Schmidt, RPH asked the Board to introduce themselves as we had three new members in attendance. The Board obliged.

## **COMMITTEE REPORTS**

### **Rules Committee**

Almaklani spoke in regards to pharmacist based immunizations. He questioned how this would impact the rules.

### **Policy Committee**

Bufe-Wyett advised the Board that the committee is still looking into Physician dispensing systems. She distributed the handout, "Physician Dispensing Systems Overview August 2011" and highlighted some of the key items.

See addendum # 1 attached hereto.

Cousens had questions regarding the statutory rules.

### **Disciplinary Subcommittee**

Senneker advised the Board that at the June meeting they reviewed 17 cases resulting in 2 reprimands, 1 reclassification, 4 probations, 2 limitations, 2 suspensions and one revoked license. The fore mentioned resulted in fines totaling \$75,000.

### **CE Approval**

Yousif-Fakhoury directed the Board to the list of CE programs that had been reviewed and were being presented for the Board's approval.

*MOTION* by Almaklani, seconded by Carlson to approve the Continuing Education Programs as presented.

*MOTION PREVAILED*

See Addendum # 2 attached hereto.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

Assistant Attorney General, Heidi Johnson-Mehney was introduced to the Board.

Schmidt asked the Board to send emails to Ramsdell and himself if one has an interest in joining any of the subcommittees. Ramsdell gave a description of each subcommittees function.

### **Review DSC Resolution Regarding Continuing Education Fine**

Ramsdell advised the Board that a decision should be made by the Disciplinary Subcommittee regarding the fines of Respondent's who violate the Disciplinary Subcommittee Continuing Education requirements. The Board was advised that should changes be made to the current pre-authorized sanctions, a new resolution would have to be executed by the Board.

Schmidt suggested we see what other states are doing for comparison purposes. Further discussion was held.

### **MAPS UPDATE**

Wissel, Manager of the Bureau's Pharmacy Division, introduced himself and directed the Board members to a handout on prescription statistics. He provided a brief overview of the Prescription Monitoring Program as well as new Federal Government regulations. Wissel suggested that the Board incorporate MAPS as a requirement to the minimum standard guidelines. Discussion amongst the Board members was held.

### **Resolutions**

*Motion* by Fakhoury, seconded by Cousens to adopt the resolutions for the following Board members whose terms have expired:

Ilene Abramsom, Ph.D  
David S. Bach, R.PH.  
Gwenesia Collins, Pharm D  
Suhair B. Farida, R.PH.

Schmidt stated how much he enjoyed working with these members and how he appreciated the way they served the people of Michigan.

### **DEPARTMENT UPDATE**

Susan Affholter advised the Board that nominations are being accepted for the Pain Management and Palliative Care Advisory Committee.

Affholter distributed two handouts, "Executive Summary, Background and Recommendations – Strategic Planning Summit for the Advancement of Pain and Palliative Care Pharmacy" and "IOM Report", released on June 29, 2011.

Affholter spoke briefly about key points in each of the handouts. She shared the statistics from the end of June 2011 that ultimately show that 20 % of the US Health Care costs stem from narcotic prescriptions.

Affholter asked the Board to appoint one of two candidates to the State Advisory Committee on Pain and Symptom Management.

*MOTION* by Penny, seconded by Almaklani to appoint Claire Saadeh, PharmD, BCOP to another term.

*MOTION PREVAILED*

## **REGULATORY CONSIDERATIONS**

**Nazih Jaward, R.PH. – Board's Findings of Facts and Conclusions of Law**

*MOTION* by Penny, seconded by Senneker to accept the Board's Findings of Facts and Conclusions of Law in the matter of Nazih Jaward, R.PH.

Almaklani and Fakhoury recused themselves.

Discussion was held

A roll call vote followed: Yeas: Carlson, Schmidt, Harney, Senneker, Cousens, Bufe-Wyett, Smeelink, Penny

*MOTION PREVAILED*

## **PUBLIC COMMENT**

None

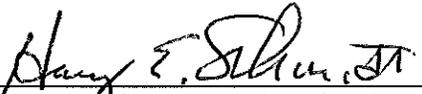
## **ANNOUNCEMENTS**

The next regularly scheduled meeting will be held October 12, 2011, at 9:00 a.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 4, Lansing, Michigan.

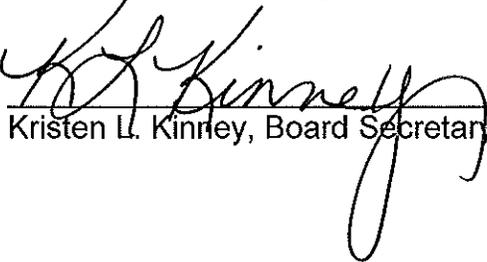
## **ADJOURNMENT**

*MOTION* by Cousens, seconded by Bufe-Wyett to adjourn at 10:01 a.m.

*MOTION PREVAILED*

  
\_\_\_\_\_  
Harvey Schmidt, Acting Chairperson

10.12.2011  
Date Minutes Approved

  
\_\_\_\_\_  
Kristen L. Kinney, Board Secretary

August 12, 2011  
Date Minutes Prepared