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Dennis Lewis, President
John J. Bernabei, Vice President
Vicky Skaff, Secretary
*Everett Frazier **
*Chuck Jones**
Sam Kapourales
Kim Knuckles
*(*Public Member)*



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STAFF

David E. Potters,
Executive Director &
General Counsel

Betty Jo Payne,
Asst. Executive Director

Michael L. Goff
CSMP Administrator

Office

2310 Kanawha Blvd. East
Charleston, WV 25311

Phone

(304) 558-0558
(304) 558-0572 (fax)

MINUTES OF THE WEST VIRGINIA BOARD OF PHARMACY **CHARLESTON, WEST VIRGINIA, JANUARY 18, 2017**

The Board convened in the Board Office Conference Room, 2310 Kanawha Boulevard, East, Charleston, West Virginia, at 10:00 a.m., on Wednesday, January 18, 2017, with President Dennis Lewis presiding. Present at the meeting in person were Board members: Dennis Lewis, Vicky Skaff and Chuck Jones; the following Board members were present by teleconference on speakerphone: John J. Bernabei, Everett Frazier, Sam Kapourales and Kim Knuckles. Staff present in the office were Executive Director and General Counsel Dave Potters, Assistant Executive Director Betty Jo Payne, and Board Inspector Buck Selby. Staff present on the conference call were Board Inspectors, Roger Shallis, David Gerkin and Don Klamut; and Board Investigators Fred Wagoner and David Lucas.

Members of the public attending the meeting were Betsy Wright of Kroger; Bridgett Lambert of WV Retailer Association; and Mark Polen of Rite Aid.

Mr. Lewis stated that a quorum was present, and noted that proper notice of this meeting had been filed with the Secretary of State and posted on the Board's website. The Agenda was also posted on the Board's website and made available through the Office. Mr. Lewis opened the meeting with prayer.

First, Mr. Kapourales asked for permission to take Item 4 of the Agenda out of order and do it first. President Lewis asked for unanimous consent to do so with no objection. The Board discussed the status of the application process for hiring of an entry level clerk position and for the CFO/COO position. Mr. Potters announced that the Board had received over 300 résumés for the entry level clerk position, and 27 résumés to date for the CFO/COO position. President Lewis announced that Chuck Jones is to oversee the process with Everett Frazier assisting. Vicky Skaff agreed this was a good idea. There were no objections. Discussion then focused on whether or not Betty Jo could come back on contract for a period of time to help the transition of her position after her pending retirement. She indicated her willingness to do so, and Mr. Jones indicated he and Mr. Potters would work with her to learn the details.

Next, Mr. Potters addressed possible emergency rules for high school students to be registered pharmacy technician trainees. Motion was made by Kim Knuckles to accept the rule change to allow high school students enrolled in an approved pharmacy technician training program through their school to be registered as a pharmacy technician trainee, seconded by

Vicky Skaff. All in favor with no votes against, motion carried. Another motion was made by Vicky Skaff to accept any program in these schools which is approved by the State Board of Education, seconded by Chuck Jones. All in favor with no votes against, motion carried.

The Board discussed applications from Pharmacists John Hudson and Crystal Heise for Collaborative Practice. Motion was made by Vicky Skaff to approve John Hudson's application, and to approve Crystal Heise's application subject to providing proof of insurance, seconded by Kim Knuckles. All in favor with no votes against, motion carried.

The Board discussed candidates for open inspector positions and possible hiring offers. Interviews were held on Friday, January 13, 2017. Kim Knuckles presented that the interview team agreed that Tom Robinette and Pat Regan were the best candidates. Both had passion for the job. Vicky Skaff could tell a distinct difference in passion for the position and to oversee the safety of public. Kim Knuckles stated that Buck Selby did a great job conducting structured interviews. Motion was made by Dennis Lewis, seconded by Chuck Jones to make offers to both candidates. All in favor, motion carried.

The Board discussed rulemaking surrounding Suspicious Order Reports by wholesale distributors. President Lewis provided some discussion points, including, but not limited to, the fact that any rules need to be patient friendly, potentially remove pharmacies as reporters, require zero reports when a wholesaler does not find anything suspicious, look at enforcement authority, look at why distributors identify an order as suspicious, and involve the inspectors in review of them. Motion was made by Vicky Skaff to work on the issue and call parties to table to work on a workable rule as the rule allows wide open interpretation by registrants currently. Seconded by Everett Frazier. Discussion centered on having wholesalers vet orders and not find them suspicious if explained appropriately rather than relying purely on thresholds; that for every dispensing there is a prescription (unless the pharmacy is acting illegally); and that chain pharmacies also have systems in place which may have guidelines that may be helpful with parameters such that they should be consulted as well. JJ Bernabei gave an example that a report may say 1 bottle of 500 count of Xanax is a suspicious order, which did not appear suspicious in any way on its face, and that the reports need to be meaningful. In addition, focusing on the fact that every dispensing should have a prescription, President Lewis stated that many states are requiring prescribers to access their Prescription Monitoring Program prior to any dispensing of a controlled substance, and that there is movement in West Virginia to go that way. Kim Knuckles gave an example of a law in New Mexico to that effect. The board set a goal of moving this issue forward by February 1, 2017. All in favor, motion carried.

In other business, President Lewis announced that the CSMP report was filed and shows a 39.6% drop in doses of Hydrocodone dispensed since 2011, and a 17.9% drop in Oxycodone since 2011.

Motion was made by Chuck Jones to adjourn. Seconded by Vicky Skaff. President Dennis Lewis declared the meeting adjourned.

Adjourn.

Dennis Lewis, President
West Virginia Board of Pharmacy