

BOARD MEMBERS

*Dennis Lewis, President
John J. Bernabei, Vice President
David Bowyer, Secretary
James Rucker *
Jenna Misiti*
Sam Kapourales
Vicky Skaff
(*Public Member)*



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STAFF

*Michael L. Goff,
Executive Director &
CSMP Administrator*

*John P. Smolder,
CFO/COO*

*Ryan L. Hatfield,
General Counsel*

Office

*2310 Kanawha Blvd. East
Charleston, WV 25311*

Phone

*(304) 558-0558
(304) 558-0572 (Fax)*

MINUTES OF THE WEST VIRGINIA BOARD OF PHARMACY
JUNE 27 AND 28, 2021

On Sunday, June 27, 2021, the West Virginia Board of Pharmacy (“the Board”) convened at the Resort at Glade Springs in Daniels, West Virginia for the Board’s quarterly board meeting. The following morning the Board completed its two-day meeting. The meeting was open to the public.

Board Members present:

Dennis Lewis, President
John J. Bernabei, Vice President, via telephonic conference
Vicky Skaff, Secretary
David Bowyer
Sam Kapourales
James Rucker
Jenna Misiti

Board Staff present:

Michael Goff, Executive Director and CSMP Administrator
John Smolder, CFO, COO
Ryan Hatfield, General Counsel
Krista Capehart, Director of Professional and Regulatory Affairs
Thomas Robinette, Investigator
Fred Wagoner, Investigator
Dave Lucas, Investigator
Patrick Regan, Inspector
Thomas Bennett, Inspector
Mark Rubin, Inspector
Don Klamut, Inspector

Public present:

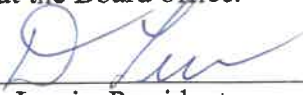
Scott Weston, Dean, University of Charleston School of Pharmacy

President Lewis called the meeting to order and stated that a quorum was present. The agenda for the meeting had previously been posted on the Board's website and made available through the Board's office. The meeting was opened with a prayer.

1. Motion was made by Board Member Rucker to elect Dennis Lewis as Board President, JJ Bernabei as Board Vice President, and Dave Bowyer as Secretary. Board Member Skaff spoke briefly and stated she was stepping down from the Complaint Committee and from serving as Secretary in order to let someone else serve. The motion was seconded by Board Member Skaff and it passed unanimously. Board Members Bernabei and Rucker were appointed to the Complaint Committee, with Board Member Skaff serving as the alternate. Board Members Skaff, Bernabei, and Bowyer were appointed to the Legislative Committee. Board Member Bowyer was appointed to the CE Committee.
2. Board Member Bowyer motioned to approve the minutes from the Board's April 12, 2021 and June 8, 2021 Board Meetings with one minor revision adding a "d" to "Board" on item number 6 for the April minutes. The motion was seconded by Board Member Bernabei and it passed unanimously.
3. The Executive Director then gave his report. Mr. Goff gave a brief office update, including the status of the current licensing season and document scanning project. Director Goff then discussed issues related to various Controlled Substance Handling Permits, and the corresponding consultant pharmacist. It was agreed that Director Goff and the inspectors would gather more information and then consult with the Legislative Committee to address these matters. An update on lawsuits, the Board of Medicine and MAT was also provided. Board Member Bernabei motioned to accept the report. The motion was seconded by Board Member Skaff and it passed unanimously.
4. The Chief Financial Officer then gave his report. Mr. Smolder gave FY2018, 2019 & 2020 Year End Summaries then a FY2021 Year to Date Summary along with FY 2021 YTD comparison. Mr. Smolder then followed with the cash balance and remaining Fiscal Year Budget along with reports that are provided on a quarterly basis. Motion was made by Board Member Bernabei to accept the report. The motion was seconded by Board Member Bowyer and it passed unanimously.
5. The General Counsel then gave his report. Mr. Hatfield stated that the Board's administrative rules had been posted on the Secretary of State's website. Mr. Hatfield stated that the confidentiality agreement had been signed by everyone. Mr. Hatfield stated that discipline was up to date and he was working on setting up a meeting with the Board's new AG to discuss upcoming hearings. Motion was made by Board Member Skaff to accept the report. The motion was seconded by Board Member Misiti and it passed unanimously.
6. The Director of Professional and Regulatory Affairs then gave her report. Dr. Capehart reviewed the current state of COVID-19 vaccinations in WV and monoclonal antibodies. She also reviewed the pharmacy workload survey and indicated it was ready to launch. Dr. Capehart indicated new updates to the website including immunizations, covid-19 immunizations, and plans for USP 800 and an inspection section. Motion was

- made by Board Member Skaff to accept the report. The motion was seconded by Board Member Kapourales and it passed unanimously.
7. The Dean of the University of Charleston School of Pharmacy, Mr. Scott Weston, then briefly introduced himself and spoke with the Board.
 8. Board Member Bernabei motioned to enter Executive Session. Board Member Skaff seconded the motion and it passed unanimously.
 9. Board Member Lewis motioned to leave Executive Session. Board Member Bowyer seconded the motion and it passed unanimously.
 10. Motion to accept the Complaint Committee recommendations as presented with clarifications to cases 2021-05-27B and 2021-03-18 was made by Board Member Lewis. Board Member Bowyer seconded the motion. The motion passed with the Complaint Committee Members abstaining. Probable cause to pursue disciplinary action was found for the following cases: 2020-09-57 and 2021-03-18.
 11. Motion was made by Board Member Lewis to approve the intern application for Mussyyab Iqbal. The motion was seconded by Board Member Misiti and it passed unanimously.
 12. The Chief Inspector then gave his report. Mr. Robinette stated that 89 inspections had been completed in the last quarter and that the Board was caught up on the backlog created by the Covid Pandemic. Mr. Robinette stated that the Board has received 89 suspicious order reports, representing a significant decrease. Mr. Robinette is going to investigate whether the Board might benefit from utilizing a third-party organization to assist with inspections of West Virginia sterile compounding facilities. Regarding USP 800, Mr. Robinette stated that he will work to develop an inspection form that complies with USP 800 that will be published on the Board's website. Board Member Bowyer motioned to accept the report. The motion was seconded by Board Member Skaff and passed unanimously. The Board recommended that nursing homes be inspected every two years.
 13. The Controlled Substances Monitoring Program Administrator then gave his report. Mr. Goff stated that he is preparing for the upcoming CSMP vendor contract bidding process. Director Goff also gave an update on the record number of drug overdose deaths in 2020, while the number of controlled substances dispensed continues to decline. Motion was made by Board Member Misiti to accept the report. The motion was seconded by Board Member Rucker and it passed unanimously.
 14. The CE Committee then gave its report. Board Member Bowyer gave a brief summary of the number of continuing education. Motion was made by Board Member Skaff to accept the report. The motion was seconded by Board Member Kapourales and it passed unanimously.
 15. Dr. Capehart then presented the following PT Training Programs: Judy's Drug Store; Greenbrier Medical Arts; Union Pharmacy; Ritchie Community Pharmacy; Bradshaw Economy Drug; Raleigh General Hospital; and Freedom Pharmacy. Motion to approve the PT Training Programs presented was made by Board Member Skaff. The motion was seconded by Board Member Rucker and it passed unanimously.
 16. Dr. Capehart then presented the following Collaborative Practice Agreements for the following individuals: Nancy Borzik. Motion was made by Board Member Skaff to approve the agreement with satisfactory proof of insurance. The motion was seconded by Board Member Misiti and it passed unanimously.
 17. The Legislative Committee then gave the Board an update. The Legislative Committee was tasked with working on collaborative practice, workload issues, and pharmacists administering injections.

18. The next Board meeting was scheduled for September 26 and 27, 2021 with the location to be determined. The next Complaint Committee meeting was schedule for September 14, 2021, at the Board office.



Dennis Lewis, President
West Virginia Board of Pharmacy



David Bowyer, Secretary
West Virginia Board of Pharmacy