

BOARD MEMBERS

*John J. Bernabei, President
Dennis Lewis, Vice President
Dave 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*

*Matthew D. Morris,
General Counsel*

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MINUTES OF THE WEST VIRGINIA BOARD OF PHARMACY
JANUARY 17, 2023

On Tuesday, January 17, 2023, the West Virginia Board of Pharmacy (“Board”) convened at the West Virginia Board of Pharmacy office in Charleston, West Virginia, for a scheduled meeting. The meeting was open to the public.

Board Members present:

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

Board Staff present:

Michael Goff, Executive Director, and CSMP Administrator
Matthew Morris, General Counsel
Dr. Krista Capehart, Director of Professional and Regulatory Affairs
Dr. Michael LeMasters, Chief Compliance Officer

Public present:

Bill McCormick
Shawn Humphreys
Amanda Hunn via video conference
Angela Folio via video conference
Kelsi Conant via video conference
Todd Karpinski via video conference
Dan O’Neil via video conference
Casey Yokum via video conference

Board President Bernabei called the meeting to order, and 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 by Board Vice President Lewis.

1. The Director of Professional and Regulatory Affairs (DPRA), Dr. Krista Capehart, gave an overview of the meeting's purpose, which was to discuss and address the impacts to the Board's temporary COVID-19 rule waiver created by the Governor's declaration ending the State of Emergency. DRPA Capehart explained that the only part of the Board's waiver being considered during this meeting was the provision that allowed institutional pharmacies to perform remote order checking regardless of whether the pharmacy was closed.
2. The Board discussed the impacts and invited public comment.
3. Board General Counsel Matthew Morris offered that based on his research and discussions with the Attorney General's Office, the Board could temporarily continue the COVID-19 rule waiver if it found that its immediate revocation would harm the public.
4. Motion was made by Board Vice President Lewis that to prevent harm to the public, the Board's COVID-19 rule waiver, as it applies to institutional pharmacy remote order checking, should temporarily continue to allow the Board time to request and pursue a legislative change to the rules that will make the waiver provision permanent. The motion was seconded by Board Member Skaff and passed unanimously without further discussion.
5. Motion to adjourn was made by Board President Bernabei. The motion was seconded by Board Secretary Bowyer and passed unanimously



John J. Bernabei, President
West Virginia Board of Pharmacy



David Bowyer, Secretary
West Virginia Board of Pharmacy