



NEW HAMPSHIRE BOARD OF PHARMACY

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Concord, New Hampshire 03301-2412
603-271-2350

PUBLIC MEETING MINUTES - April 15, 2020

A telephone conference meeting convened at 9:03 a.m. with the following Commissioners attending by phone:

Commissioner Pervanas, Commissioner Genovese, Commissioner Rochefort, Commissioner Bouchard, Commissioner Laliberte, Commissioner Peicker, Commissioner Harrington. Multiple public attendees by phone as well. A telephone Roll Call verifies a quorum of 7-0-0.

Agenda Review:

Move off consent agenda: Meeting Minutes for March 18, 2020, moved to item 16.

Add on:

The Board would like to respectfully recognize Compliance Inspector Robert Elder, for all of his wonderful guidance, dedication and knowledge throughout the past 11 years with the Board of Pharmacy, this meeting is his last meeting, he will be retiring on May 1, 2020. We wish him all the Best, he will be GREATLY missed by all.

1. Consent Agenda – On motion from Commissioner Genovese with a second from Commissioner Harrington to approve the consent agenda. A roll call vote confirms a quorum of 7-0-0.
 - a. Meeting Minutes for March 18, 2020
 - b. Emergency Meeting Minutes – March 20, 2020 & April 6, 2020
 - c. PIC Change – Walgreens, Berlin – Duane Carr, RPh
 - d. PIC Change – Walgreens, Raymond – Ryan Thai Duong Nguyen, RPh
 - e. PIC Change – PerforMix Specialty – Natalie Cote, RPh
 - f. PIC Change – Osco, Littleton – Kerri L. McKinley, RPh
 - g. PIC Change – Osco, Center Conway – David J. Ausevich, RPh
 - h. PIC Change – CVS, Epping – April Ferendo, RPh
 - i. PIC Change – CVS, Keene – Michael Mathers, RPh
 - j. PIC Change – CVS, Greenland – Jonathan W. Hansen, RPh
 - k. PIC Change – Walmart, Plaistow – Sze Chuen Andy Tau, RPh
 - l. PIC Change – Dartmouth Hitchcock – Christopher A. Saunders, RPh
 - m. PIC Change – Cheshire Medical Center – Raymond Thompson, RPh
 - n. PIC Change – Lakes Region General Hospital – Kerri Federico, RPh
 - o. PIC Change – Walgreens, Nashua – Danielle Canady, RPh
 - p. PIC Change – Walgreens, Littleton – Michael Bullek, RPh
2. Health Haven Pharmacy – New In-State Pharmacy application. On motion from Commissioner Rochefort with a second from Commissioner Bouchard to approve. Roll call vote of 7-0-0.
3. New England Cancer Specialist – New In-State Pharmacy Application. On motion from Commissioner Rochefort with a second from Commissioner Bouchard to approve. Roll call vote of 7-0-0.

4. Rockingham County Department of Corrections – New Methadone Maintenance Treatment Facility. On motion from Commissioner Rochefort with a second from Commissioner Genovese to approve. Roll Call vote of 7-0-0.
5. CE Exemption – New Licensee – Biennial Renewal. Tabled and will come out with a ruling next month.
6. New Graduate – Commencement cancelled due to Covid-19 – Tabled to gather more Information on the process for the upcoming graduation processes being put into place. Board staff to reach out to the facility for guidance, clarification.
- 6-a. New Graduate – Nationwide testing site issues due to Covid-19 – Tabled. Commissioner Laliberte will reach out to NABP and see if they have any guidance. Maybe put an update on the Board of Pharmacy website. Pearson View will have testing sites open and will be testing with changes because of Covid-19.
7. Clarification on Emergency rule Ph 704.03 – The wording was changed so a fax shall be accepted as long as it meets all the requirements of an original prescription. Many different people had many different opinions on this topic. Inspector James Queenan put together an FAQ regarding this topic. Additional information will be added to this and once completed and reviewed by the Board, it will be posted to the Board of Pharmacy’s website.
8. Therapeutic Interchange – Regarding request 01-6 from Genoa Pharmacy; the Board would adopt an emergency rule that would allow pharmacist’s changes in substitutions, pack sizes, dispense quantities, when a prescriber cannot be contacted. On motion from Commissioner Rochefort with a Second from Commissioner Laliberte. Vote 6-1-0. Commissioner Pervanas voted no.
9. Requirement to check Lab Values for Clozapine – Board of Pharmacy staff to put the guidance document from the DEA on to the Board’s website for everyone’s reference.
10. Curbside Prescription Deliver – FYI
11. New England Life Care – Emailed Rx’s during Covid-19 – They are requesting to send TPN orders via email if the MD is not available onsite. As long as they are using a Secure & Encrypted site and only for the TPN medication. This cannot be used for other medications or CII’s.
12. Stephanie Kochan – Request for extension of time limit due to Covid-19. On motion from Commissioner Rochefort with a second from Commissioner Bouchard to deny her request. Her due date to complete the internship is September 2020. Roll call vote of 7-0-0.
13. Ph 704.11 - PIC Exam suspended during the Covid-19 time period. At this time, there are 5 waiting to take the exam. The applicants should submit the application when the change is due and reach out to Inspector Elsa Croteau to get on the list to take the exam as soon as possible. She usually has about 10 per month. On motion from Commissioner Genovese with a second from Commissioner Laliberte to suspend the PIC exam until the Covid-19 pandemic is resolved, then the applicants for the PIC exam have 60 days to take and pass the PIC exam. Board Vote of 7-0-0.
14. Bound Tree Medical – On motion from Commissioner Rochefort with a second from Commissioner Genovese to deny the request. Board Vote of 7-0-0.
15. Covid-19 tests by Pharmacists – FYI – The Board is putting a taskforce together with

Commissioner Laliberte will chair this taskforce. If anyone is interested is working on this taskforce, please email Commissioner Laliberte or the Board of Pharmacy at www.oplc.nh.gov/pharmacy and we will forward to Commissioner Laliberte.

16. Attorney Broderick – Biennial Emergency Licensing rules. Because of the Covid 19 JLCAR has not held a meeting so the rules will not be ready for the May 1, 2020. So Attorney Broderick is asking the Board to rescind the vote for interim rules and revote as emergency rules. Ph 1001.01 Biennial licensure. Once the emergency rules are voted and approved by the Board they will be in place for 120 days. On motion from Commissioner Genovese with a second from Commissioner Bouchard. Roll Call Vote of 7-0-0. The Governor issued a new order on Friday, Order #29 which essentially is asking the Board's to stop going through the current emergency rule process and use the process of Order #29. OPLC is putting together a list of items to send through the process of the Governor's Order #29.
- 16-a Going back to Item #8 Therapeutic Interchange - because of the Governor's Order #29 on motion from Commissioner Rochefort to rescind the previous vote with a second from Commissioner Laliberte. Board Vote of 6-1-0 Commissioner Peicker abstained. On motion from Commissioner Rochefort with a second from Commissioner Laliberte to forward that rule change request to the Governor's new process outlined in Order #29. Board Vote of 6-1-0 Commissioner Peicker abstained.
17. Meeting Minutes from March 18, 2020 – On motion from Commissioner Genovese with a second from Commissioner Laliberte to approve once the minutes are corrected.

On motion from Commissioner Genovese with a second from Commissioner Harrington to move into Non-Public session at 12:41 p.m. Roll call vote of 7-0-0.

Public Session reconvened at 2:12 p.m. Board roll call vote verified a quorum of 7-0-0.

On motion from Commissioner Genovese with a second from Commissioner Rochefort to Seal the Minutes. Roll call Vote of 7-0-0.

Per RSA 91-A:3, II (c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of this board, unless such person requests an open meeting. This exemption shall extend to include any application for assistance or tax abatement of waiver of a fee, fine or other levy, if based on inability to pay or poverty of the application. c

On motion from Commissioner Genovese with a second from Commissioner Bouchard to adjourn the Board of Pharmacy meeting at 2:15 p.m. with a Board Vote of 7-0-0.

Chair Signature _____ Date _____