



Board of Pharmacy Public Meeting

Pharmacy Board

Jan 18, 2023 at 9:00 AM EST to Jan 18, 2023 at 1:00 PM EST

OPLC, 7 Eagle Square, Concord NH 03301

Board Members Present: John Genovese, Nicole Harrington, Eric Lessard, David Rochefort and Karl Peicker

Not Present: Lindsey Laliberte

Minutes

I. Call to Order Commissioner Genovese called the meeting to order at 9:04 a.m.

II. Review and Approval of Agenda

III. OPLC and/ or Board Administration Updates

A. Workgroup Initiatives

1. Commissioner Genovese

2. Commissioner Rochefort-In the rules work group, Gretchen is getting to a zero-based system and they will build into from there. This will give a template to work from. This will give something to build onto and to work with stakeholders with. Commissioner Lessard has connected with other states who did a zero-based approach to their rules. Everything will be cross referenced with the RSA's. the USP 795, 797 will be in the rules. Bill to remove the PIC will be going to a study committee.

3. Commissioner Laliberte

4. Commissioner Lessard

5. Commissioner Harrington- Board discussed PDMP standards, making it a standard to require an ID on prescription pick up. Electronic systems are more secure. Information can be captured in the system. Commissioner Harrington made a motion to have ID required at pick up, specific to schedule 2 medications in accordance with Ph 703.06-B. Commissioner Lessard seconded and motion passes 5-0-0.

March deadline for NABP newsletter- possibly an anonymous complaint process. Have articles to Staff for February meeting review.

Discussed the X-Waiver being null and void. Now need to use the DEA #. Board is wondering if there are rules for this. And If they can be added to the website. Need to check with NABP to see if there is something that we can add to the website.

6. Commissioner Peicker

IV. Consent Agenda Items- Commissioner Rochefort made a motion to approve the consent items A, B 1-13, C 1, E, and Section VIII items C, G and H. Commissioner Peicker seconded and motion passes 5-0-0.

A. Approval of Public Minutes

B. PIC Changes

1. CVS, Salem, #0799

2. Rite Aid, Portsmouth, #0721
3. Rite Aid, Rochester, #0730
4. Walgreens, Dover, #0738
5. Walmart Pharmacy, Woodsville, #0745
6. Hannaford Pharmacy, Plymouth, #0353
7. Rite Aid, Winchester, #0537
8. Walgreens, Exeter, #0446
9. Walgreens, Londonderry, #0328
10. Walgreens, Manchester, #0512
11. Walgreens, Raymond, #0751
12. Weeks medical Center, Lancaster, #0049

C. Collaborative Practice

1. Yoo Min Warner

D. PIC Waiver Extensions- None

E. NABP

1. Foreign Educated Pharmacists Educational Requirements for Examination Eligibility
2. DEA served an Order to Show Cause on Truepill,
3. Open Inspection/Compliance Officer Position – Wyoming State Board of Pharmacy
4. Invitation to Submit Poster Proposals for the 119th Annual Meeting Educational Poster Session
5. MAT Act Signed into Law, NABP Applauds Benefits for Overdose Prevention and Recovery Support

V. Public Appearances

A. Cheshire Medical Center-After this meeting the meetings will be quarterly. April will be the next meeting with the Board. Audits have been uneventful in findings. Discussed the director role within the organization. How this role has been split between 3 people. 2 of the 3 report to the PIC. Matt is the PIC and answered questions about his role, he spoke to working as a team with the other parts of the hospital. Systems are in place to handle stress, he feels supported in his role. There is strong oversight.

Discussed the letter of concern relating to the dates audits are submitted to the Board, this will be responded to prior to the next meeting.

B. Wanda Voigt, Sharps Compliance Inc.- no discussion at this time.

VI. Rules and Other Legislative Topics

A. Ph100-2400 Proof Read Document-noted

B. Ph 2301.07- Proof Read Document- letter signed.

C. Inspection Rule Changes- self inspection forms are required forms. Board will have a draft to review at the next meeting.

D. Rules Updates- noted

E. OPLC LSRs report-all as of 1-11-noted

F. OPLC LSRs Report- noted

VII. Licensure Approval

A. AleraCare Pharmacy, Change of Ownership- Commissioner Lessard made a motion to approve. Commissioner Harrington seconded and motion passes 5-0-0

B. Walgreens Name and Location Change, Berlin- Commissioner Rochefort made a motion to approve. Commissioner Lessard seconded and motion passes 5-0-0

C. CVS, Salem, #0799- noted, informational only.

VIII. New Business

A. EpiPen4Schools Program- Morgan Faustino discussed with the Board that in some states EpiPens are sent direct to schools. In NH they are sent to a prescriber and school nurse has to pick up. It would increase access for all schools if they could be shipped direct. They are a non-patient specific item. Board has directed him to do a declaratory ruling. Let him know where to find the information. Board would also like to know where the EpiPens are coming from.

B. Valor Compounding Pharmacy, Inc- Commissioner Rochefort made a motion to send this information to the AGs office, Attorney Jay Brown, for investigation. Commissioner Pecker seconded and motion passes 5-0-0.

C. Prescription Fraud Warning - Controlled Substance Prescriptions

D. New Hampshire regulation of FDA-approved clinical trial activity- RSA 318:51-F. research organization needs to have a license.

E. Pharmacy Appointment to the Naturopathic Board- tabled until next month.

F. Request for BOP's USP 797/800 Testing Requirements and Inspection Checklist- Board will discuss the USP 800 next month. IACP and ASHP have more information on the USP 800. Commissioner Rochefort will send materials to be added to the agenda for discussion next month.

G. Annual Meeting Travel Grant Program for NABP's 119th Annual Meeting, May 10-12, 2023, Nashville, TN- noted, discussion at next meeting to choose delegate.

H. NABP Well Being Index for All Districts- December 2022-noted

I. E-Prescribing initiating complaint- pharmacists would need to initiate the complaint so that the correct Board can address. PDMP captures the information, but it is not shareable. Board suggested Katelin Simoneau speak with the other Boards, because it is not her responsibility to police the other professions.

J. NH Educational Requirements- not the Boards job to answer this question.

K. Question on Temporary Closure of Non-Resident Pharmacy- She will need to do a declaratory ruling.

L. Kelly Keefe, RN- Assisted Living Rules Collaboration Would like a Board member to participate with this. Ask Commissioner Laliberte if she would like to participate. If not Commissioner Lessard will participate.

M.

IX. Public Comments- none

X. Non-Public Session- At 10:47 a.m. Commissioner Peicker made a motion to enter non-public session. Commissioner Lessard seconded the motion passes 5-0-0.

***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 or waiver of a fee, fine or other levy, if based on inability to pay or poverty of the applicant*

Upon return to public session at 12:07 p.m. Commissioner Rochefort made a motion to seal the minutes from the non-public session. Commissioner Lessard seconded and motion passes 5-0-0.

XI. Adjournment- At 12:08 Commissioner Rochefort made a motion to adjourn. Commissioner Harrington seconded and motion passes 5-0-0.

DRAFT