



[Minnesota Board of Pharmacy.](#)
[Minutes.](#)

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MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED-FIFTIETH MEETING

The board met in its rooms at the Sheraton Inn Motor Hotel in Bloomington, Minnesota, on Sunday, January 10. President Ben J. Seifert called the meeting to order at 8:45 o'clock P.M. Members in attendance were: President Ben J. Seifert, Vice President John H. Nelson, Mr. John E. Quistgard, Mr. Lowell J. Anderson and Mr. Roy H. Olson. Also in attendance was the board's secretary, Mr. Paul G. Grussing.

The board reviewed the minutes of the 448th and 449th meetings. Mr. Olson moved and Mr. Nelson seconded that the minutes of the 448th and 449th meetings be approved. Motion passed.

President Seifert suggested that the next item of business should be the election of new officers for the calendar year 1971. He entertained motions for new officers.

Mr. Quistgard moved and Mr. Olson seconded that John H. Nelson be nominated for the office of president. Mr. Anderson moved that a unanimous ballot be cast for Mr. Nelson as the board's new president. Motion passed.

Mr. Nelson moved and Mr. Olson seconded that Mr. John E. Quistgard be nominated for the office of vice-president. Mr. Anderson moved that a unanimous ballot be cast in favor of Mr. Quistgard for the office of vice-president. Motion passed.

The secretary described an application from Mr. Richard G. Chernaugh who became registered in North Dakota in November, 1970 and who completed his internship in the month of December as a registered pharmacist under supervision in the Veterans Hospital in Fargo, North Dakota. Mr. Nelson moved that because Mr. Chernaugh did not possess the required one year of internship time that the privilege of applying for the examination for registration be denied to him. The motion died for the lack of second. Mr. Quistgard moved and Mr. Olson seconded that Mr. Chernaugh be allowed to take the board by allowing the approximate three weeks of registered supervised

time in lieu of similar internship time. The secretary was instructed to communicate with the Secretary of the North Dakota board concerning the early examination date there and the possible effect of this examination date upon registrants who might work on an unsupervised basis in the future while claiming to credit supervised internship time. The motion passed.

Mr. Nelson assumed the chair.

The mechanics of the administration of the examination were reviewed and it was decided to limit the written examinations to one hour rather than the suggested eighty minutes as indicated in the standard examinations.

The secretary presented a request for reinstatement from Mr. Fred J. Sackett, and read a medical certificate attesting to the hearing capabilities of Mr. Sackett. Mr. Nelson moved and Mr. Seifert seconded that Mr. Sackett be reinstated and that the secretary be instructed to write him informing him of the necessity of paying renewal fees in arrears.

The secretary reported on several licenses issued to drug manufacturers and drug wholesalers in recent months and suggested that the board review the policy for such licensure. The secretary was instructed to continue to license qualified manufacturers and wholesalers after conducting an investigation but that unique problems should continue to the board's attention for action.

The secretary then described the details of several inspections of licensed drug wholesalers. The secretary was instructed to write the Twin City Wholesale Drug Company reminding them of the requirement to make records more accessible to the board and was instructed to confer with the president of Northwestern Drug Company in the matter of illegal sale of certain items to non-pharmacy outlets. The result of this meeting with the Northwestern Drug Company president is to be reported to the board.

The secretary reported that arrangements have been made with the Dean of the College of Pharmacy, University of Minnesota, for the certification of graduates to the board so that applications could be processed by June 21 and the board examination given on that date. The matter of the next examination date was tabled until the secretary could provide statistics indicating the relative input in June versus September. Reference was then made to the November, 1970 minutes in which it was reported that 36 candidates will be eligible for the June examination and 19 candidates will be eligible for the September examination.

This is based on information from several schools of pharmacy. The board then noted the November, 1970 action and took no action to alter the June 21, 1971 examination date.

After a thorough discussion of the plan to phase into a spring-fall examination sequence, Mr. Quistgard moved and Mr. Anderson seconded that in addition to the June 21, 1971 examination, an examination be offered in September, 1971 and also in March, 1972, thus instituting the spring-fall sequence in preparation for the NABP requirement. Further, the secretary is instructed to issue immediate publicity of this proposed schedule to all schools of pharmacy in the region and to the Minnesota State Pharmaceutical Association for publication in the "Minnesota Pharmacist". Motion passed.

After discussing possible dates for a March, 1971 examination for candidates in reciprocity, Mr. Seifert moved and Mr. Anderson seconded that an examination for candidates for examination by reciprocity be scheduled on March 7 and 8 of 1971 - the written jurisprudence examination to be administered by Mr. Grussing and Mr. Reinseth at 3:00 o'clock P.M. on the 7th, graded by the secretary and the assistant secretary, and that the oral examinations be scheduled on Monday, March 8th. The written examinations are to be scheduled at Appleby Hall of the University of Minnesota. Motion passed. The board then discussed the review of pharmaceutical weights and balances by the Weights and Measures Division of the Public Service Commission. The secretary was instructed to write a follow-up letter to all pharmacies with reported deficiencies requiring the pharmacist-in-charge to reply indicating that the deficiencies had been corrected. This was put in the form of a motion by Mr. Quistgard, seconded by Mr. Seifert and passed.

The secretary, at the suggestion of Mr. Anderson, prepared a report on ten pharmacists who had appeared before the board at various times and whose cases had been disposed of in a rehabilitative rather than a punitive procedure.

It was suggested that after a pharmacist has been called before the board for a disciplinary problem that the secretary report to the board in six months indicating the nature of follow-up work by the board office to make sure that the pharmacist remains in compliance.

The board discussed the pharmacy operated by Mr. William A. Scrimgeour of Lester Prairie. The secretary was instructed to write Mr. Scrimgeour indicating that since his pharmacy has been closed for several months that the board would not intend to renew his pharmacy license in June if he does actually not intend to operate it.

The secretary reported on the efforts of the Special Legislative Advisory Committee to the Governor's Commission on Drug Abuse in the matter of revising Chapters 618 and 152. It was the feeling of the board that after consensus has been obtained by all groups, particularly the Bar Association, the County Attorneys' Association and the Medical Association, that the proposed bills as drafted by MSPHA and the board be introduced as soon as possible.

The secretary inquired of the board whether the policy of sending letters to draft boards indicating that a shortage of pharmacists exists should be continued. After a discussion of the manpower picture the secretary was instructed to discontinue such letters indicating that a shortage exists at this time. The secretary will, however, continue to seek to obtain deferments for interns since provision for this exists in the federal regulations.

At approximately 12:10 o'clock P.M., President Nelson dismissed the board until the following morning.

January 11, 1971. The board met at Westbrook Hall, University of Minnesota, at 8:45 o'clock A.M. Members present were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also present was the board's secretary, Mr. Paul G. Grussing. Written examinations in the following subjects were administered by the board: Pharmacology, Pharmacy, Pharmaceutical Chemistry, Pharmaceutical and Chemical Mathematics and Jurisprudence. The following individuals having fulfilled the legal requirements for examination and having submitted properly executed applications were present to take the written examination.

Clobes, Dennis P.
Freed, Thomas J.
Garner, Mary Pat
Heim, Roscoe D.
Hinck, Paul E.
Jacobsen, Thomas E.
Janssen, Lowell L.
Kaner, James S.
Kellenberger, Thomas A.
Lahr, Miles R.
Lillestol, Michael J.
Love, Michael W.
Mandt, Richard E.
Opoien, Jeanne L.
Paddock, Bruce G.

Rein, Gary E.
Rochlin, Melvin
Roles, Richard J.
Ryan, Stephen M.
Ryan, Susan
Salmon, Sandra S.
Schotzko, Craig A.
Selleck, Alvin C.
Soine, William H.
Stanis, Bradley G.
Stock, Jeanette A.
Vinall, James R.
Wadd, Wallace B.
Woida, Sharon F.
Chernaugh, Richard G.

*Kolari, Dennis R.
*LeBert, Renee E.
*Urbaniak, Richard J.

(*Written retake)

The written examination was completed in the afternoon. The total number of candidates completing the written examination being 33.

At 7:30 o'clock P.M., the board met in its rooms at the Sheraton Motor Inn, Bloomington, to correct written examinations and to post grades.

January 12, 1971. The board met at the College of Pharmacy, University of Minnesota, at 8:45 o'clock A.M. Members present were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also present was the board's secretary, Mr. Paul G. Grussing.

Thirty candidates who had met all requirements and had presented properly executed applications were present to take the laboratory examinations. The examinations lasted the entire day. The group was joined by the following individuals who were present to retake the practical examination.

Beloy, Bruce C.
Hewett, Ronald D.
Jones, Dennis M.

The practical examinations continued throughout the entire day.

At 7:30 o'clock P.M., the board met in its rooms at the Sheraton Motor Inn, Bloomington, to complete the correction of practical examinations and to post the grades for the laboratory examinations.

January 13, 1971. At 9:45 o'clock A.M., Pharmacist Joseph M. Greeman appeared before the board in response to a letter sent to him by the secretary on December 31, 1970. The purpose of the meeting with Mr. Greeman was for the board to make inquiry into some of the statements made in a publication by Greeman entitled "Nutritional Demands of the Young Athlete". Greeman was requested to provide scientific evidence of the claims made in the document and was unable to do so to the

satisfaction of the board. Numerous unscientific statements by Greeman were criticized by the board and Greeman was instructed to make reference only to sources of information which are accepted in the scientific community. Greeman was reminded of the demeaning effect upon the entire profession produced by this kind of untrue literature. After being reprimanded by several board members, Mr. Greeman departed at approximately 10:30 o'clock A.M.

The board inquired about the status of the disciplinary action referred to the Ethics and Grievance Committee in the Minnesota State Pharmaceutical Association. The secretary reported that the Minnesota State Pharmaceutical Association expects to dispose of the matter within thirty days. The matter is to be discussed by the board at its March, 1971 meeting.

At approximately 10:50 o'clock A.M., Pharmacist Jay E. Shapiro appeared before the board in response to a letter sent to him by the secretary on December 31, 1970. The purpose of this meeting was to make inquiry into several violations of board Regulation No. 37k. The board discussed the meaning of the regulation with Mr. Shapiro who promised full compliance with the regulation. At approximately 11:10 o'clock A.M., Mr. Shapiro departed.

The secretary described a request by the Minnesota Mining and Manufacturing Company in St. Paul, to do some research in connection with a new dispensing device designed to release unit doses of medications at the bedside of the patient. The proposal involves total pharmacy input and control at the time of release. A prototype machine will be available for review at the 3M Company soon. Mr. Anderson and Mr. Olson expressed an interest in viewing the device and a visit will be made when the device is ready for review. Field testing of the device in a hospital would be possible only upon the submission of a research protocol to the board containing a description of the research and the control features involved.

The secretary described a letter from Sister Kathleen VanGroll, Chief Pharmacist of the St. Mary's Hospital Pharmacy in Rochester, Minnesota, in which she requests the board's opinion about the installation of three Brewer dispensing machines in her hospital. Sister Kathleen's intended purpose for the machines is strictly as a night cabinet for the dispensing of single unit doses only under the control of the automated meditol system which is pharmacy-based. She is aware of the

total prohibition against dispensing devices and is desirous that the board will consider the limited application of the devices as night cabinets since there would be no true dispensing involved and since total control would be maintained by the pharmacy. The secretary was instructed to write Sister Kathleen indicating that the matter of automated dispensing devices is being studied by the board at the moment and the necessity of amending the existing regulation or giving sanction for limited special use of dispensing devices will be made after the review of another device under study by the board and manufactured by the 3M Company.

The secretary described a letter from Dr. R. C. Gaebe, M.D., Fargo, North Dakota, in the matter of the reinstatement of the license to practice pharmacy previously issued to Mr. Harold R. Borchert, 734-11th Street No., Moorhead, Minnesota. After a review of the letter, Mr. Quistgard moved and Mr. Olson seconded that the secretary be instructed to write Mr. Borchert indicating that upon payment of the costs and the renewal fee that his license to practice pharmacy would be reinstated. Motion passed.

At approximately 11:30 o'clock A.M., the candidates for licensure by examination met with members of the board in the Chapman Building, 1965 Ford Parkway, St. Paul. The purpose of the meeting was to review the administrative requirements for the maintenance of a pharmacy license, review the various sections of the board examination, and communicate to the prospective new registrants the relationships between registrants and the board in cases of non-compliance. The candidates and the board were guests of the Minnesota State Pharmaceutical Association for a luncheon during which the field secretary, executive secretary and president of the State Pharmaceutical Association discussed various professional topics. The meeting continued until approximately 1:55 o'clock P.M.

The secretary reported the educational progress of Intern Donald Malloy. Malloy will be required to continue to report to the board concerning his educational progress.

The board discussed reported pharmaceutical activities at the Cedar-Riverside Medical Center. The secretary reported on a visit to the center and it was agreed that progress should be made toward licensure of the premises as a pharmacy if true pharmaceutical services are proposed. An inspection is to be conducted with heavy emphasis placed upon recordkeeping and security.

The secretary described current policies for the filing of board examinations and requested a clarification of the policy. There was consensus that sample copies of all examinations should be maintained in a secure place for five years and that the actual examinations, other than those returned to the National Association of Boards of Pharmacy, be kept on file for one year.

The board discussed generally the process of keeping the standardized examinations of the NABP up-to-date. Vice President Quistgard suggested that copies of old examinations personally prepared by board members be sent to Dr. Greising of the NABP staff for review and possible inclusion in the the standardized examinations.

The secretary requested review of existing policy concerning the privilege of candidates to discuss examinations which they had failed. Mr. Olson moved and Mr. Seifert seconded that the secretary may counsel with students in a general way concerning examinations they have failed but that actual review of questions in the examination is a prerogative of the examiner and that students wishing to review in detail examinations which they failed must wait for approval for such review to be communicated to the secretary from the respective board member. Motion passed.

The board discussed at length various proposals for studying existing internship programs. There was general consensus that an internship advisory committee to the board be established. The committee should have representation from the University of Minnesota College of Pharmacy and from the Minnesota State Pharmaceutical Association. It should be administered by the board and because of the unique qualifications of one of the board members serving on the National Internship Committee, Mr. Anderson should serve as the chairman of the Advisory Committee. The Advisory Committee should be clearly mandated to study the current system in depth, to recommend goals for future internship programs and to recommend a plan for achieving those goals. The services of an educational psychologist as consultant to the committee should be arranged for by the secretary. The philosophy of the establishment of this committee is that a quality program is desired in Minnesota irrespective of the efforts of other states and the delays in establishing national guidelines for such a quality program. Mr. Olson moved that subsequent to the return of Mr. Anderson from a national committee meeting on internship, that such a committee be established. Motion seconded by Mr. Quistgard and passed.

The board discussed possible revisions of its practical examination and elected to table the discussion until after the next meeting of the Blue Ribbon Committee of the NABP which may undertake the development of a revised practical examination.

The secretary requested permission to subscribe to the Phillips Legislative Service. Mr. Anderson moved and Mr. Seifert seconded that the secretary be authorized to expend an amount not to exceed \$190.00 for the service during the present legislative term. The secretary is to route the service to the board. Motion passed.

After a discussion of the fees and disbursements for the calendar year 1970, Mr. Seifert moved and Mr. Quistgard seconded that the following items be approved: (1) payment of NABP membership dues in the amount of \$100.00, (2) that all of the members of the board and its secretary be elected as delegates to NABP for its annual meeting, (3) that the assistant pharmacists license renewal fees be set at \$3.00, (4) that the pharmacist renewal fee be set at \$15.00, (5) that the examination fee be set at \$50.00, (6) that the registration fee be set at \$15.00, (7) that the license fee for drug manufacturers and drug wholesalers be set at \$50.00, and (8) that the license fee for pharmacies be set at \$35.00. Motion passed.

Mr. Anderson moved and Mr. Olson seconded that the following action be taken by the board: that the required bond for the secretary and other employees be authorized including coverage for Mr. Reinseth for activities taken in the absence of the secretary, that fees for reciprocity be raised to \$100.00 subject to legislative action, and that the household license renewals be deleted subject to legislative action, otherwise that they be set at \$5.00. Motion passed.

After a discussion of the so-called "housekeeping" amendments to the pharmacy practice act, Mr. Anderson moved and Mr. Olson seconded that the secretary proceed with the final preparation of those amendments with the Revisor of Statutes and with the introduction of legislation jointly with the Minnesota State Pharmaceutical Association. Motion passed.

The board noted the utility of an answer sheet overlay template prepared by Mrs. Alice Hummer for the jurisprudence examination. The secretary was instructed to make the overlay available to the National Association of Boards of Pharmacy as a suggested service to be sent out with all of the standardized examinations.

The secretary reported that one of the owners of a proposed pharmacy to be operated by Robert Blomberg, offered a "kickback" to another pharmacist. The secretary is to visit with the pharmacist concerned and Mr. Blomberg to insure that there are no illegal activities embodied in the proposed license as submitted by Blomberg.

At approximately 2:40 o'clock P.M., the board met with Pharmacist John Goldner and Pharmacist William Shutte of the Hennepin County General Hospital Pharmacy. These gentlemen appear^{ed} on their own behalf for the purpose of describing to the board a proposal for utilizing pharmacist-interns as medication assistants for the purpose of administering medications to patients. Their goal is to seek board approval for a portion of this experience as internship. After a lengthy discussion the board decided to table the request until after the next meeting of the NABP Internship Committee and to hear the final description of the project and to receive the final written proposal of the project at its March meeting at which time a decision will be made. The project is to be approached as research item set up for a limited time for reporting to the board.

At approximately 3:45 o'clock P.M., Mr. Henry W. Prottengeier, Jr., appeared before the board in response to a telegram sent to him by the secretary. The purpose of the meeting was to communicate to Mr. Prottengeier the intentions of the board in reinstating his license after reducing his suspension from six to three months. Mr. Prottengeier has been unable to raise the money required to pay the reinstatement fee.

After a thorough discussion of the Greeman matter, Mr. Olson moved and Mr. Seifert seconded that the secretary be instructed to write a letter of severe reprimand to Mr. Greeman and by furnishing him the expert opinion of the member of the University of Minnesota Nutrition Department and pointing out the fallacies in his publication. Motion passed.

After a thorough discussion of the visit with Mr. Jay E. Shapiro, Mr. Seifert moved and Mr. Anderson seconded that the secretary write a letter of reprimand to Mr. Shapiro. Motion passed.

After thoroughly reviewing the performance of the candidates in the examination for licensure, and the qualifications of the candidates, Mr. Anderson moved and Mr. Olson seconded that the 25 candidates who received a general average of 75% or better, not below 75% in the practical examination and not

below 60% in any one subject be granted registration as pharmacists. Motion carried. The list of 25 names follows:

Cert.No.

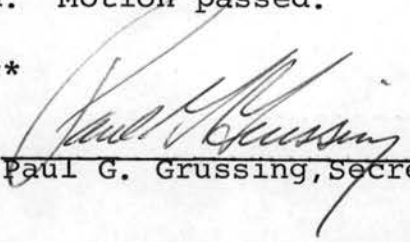
1738	Clobes, Dennis P.
1739	Freed, Thomas J.
1740	Graner, Mary Pat
1741	Heim, Roscoe D.
1742	Hewett, Ronald D.
1743	Hinck, Paul E.
1744	Jacobsen, Thomas E.
1745	Janssen, Lowell L.
1746	Jones, Dennis M.
1747	Kaner, James S.
1748	Kellenberger, Thomas A.
1749	Lahr, Miles R.
1750	Mandt, Richard E.
1751	Opoien, Jeanne L.
1752	Paddock, Bruce G.
1753	Rein, Gary E.
1754	Roles, Richard J.
1755	Ryan, Stephen M.
1756	Salmon, Sandra S.
1757	Selleck, Alvin C.
1758	Soine, William H.
1759	Stanis, Bradley G.
1760	Urbaniak, Richard J.
1761	Wadd, Wallace B.
1762	Woida, Sharon F.

The secretary described an application to operate a pharmacy submitted by Mr. John R. Andrews and Mr. Robert L. Meister, pharmacists, Fergus Falls. Mr. Quistgard moved and Mr. Olson seconded that the license be issued subject to physical inspection of the premises. Motion passed.

The secretary reported on a meeting with the State Labor Concilator in the matter of emergency measures to be invoked in cases of strikes. The meeting was favorable. The board's concerns are to be put in writing and discussed again with the Concilator with the results of the meeting to be reported to the board.

At 5:00 o'clock P.M., Mr. Anderson moved and Mr. Olson seconded that the meeting be adjourned. Motion passed.


John H. Nelson, President


Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-FIRST MEETING

February 23, 1971. At approximately 11:00 o'clock A.M., President John H. Nelson called the meeting to order. Other members in attendance were: Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert as well as the board's legal counsel, Mr. Robert T. Stich and the board's secretary.

The secretary described an offense reported to this office by the Ramsey County Sheriff involving Pharmacist Michael Robert Beugen. The offense report involves un-professional conduct, illegal dispensing and illegal sale of Seconal. After a thorough discussion of the evidence and after discussion with legal counsel, Mr. Anderson moved and Mr. Seifert seconded that the following resolution be adopted by the board:

"RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of Michael Robert Beugen, as well as perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the prehearing conferences and to appoint a hearing examiner".

Motion passed.

After considerable discussion, Mr. Anderson moved and Mr. Seifert seconded that the board's legal counsel be instructed to inform counsel for Mr. Beugen during the prehearing conference that the board will not stipulate to less than a license revocation in this matter. Motion passed.

After some discussion of the Department of Public Welfare prescription fee schedule the secretary was instructed to contact a county welfare official and obtain a "dummy" welfare recipient's card to be used for the purpose of conducting investigations to determine if certain pharmacists are complying with the welfare's fee schedule.

The secretary is further instructed to request the cooperation of the county welfare official in the matter of accomplishing billing for purchases made in the course of such investigations.

The board discussed disposition of the Schmidgall and Huffer matters. Counsel is to contact the attorneys for these two pharmacists and dispose of the matter promptly.

The board discussed a rumor that drugs could be purchased on an illicit basis from the Richter Drug Company, Minneapolis. The secretary reported that he had arranged for an interview with the informer in this case.

The board discussed its policy with respect to reporting suspensions and revocations statistics to the profession without the use of the defendants' names. This matter is to be put on the agenda for the special March meeting.

The secretary described a cooperative venture with a Minneapolis physican for the purpose of initiating ten investigations to determine if certain pharmacists are dispensing medications without benefit of refillers' authorization. The secretary will inform the board as to the initiation of such investigations in the future.

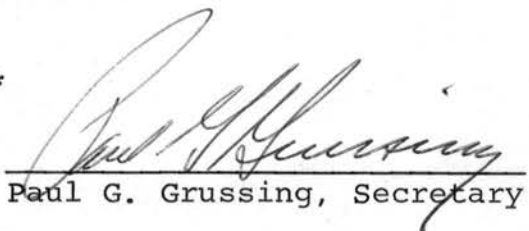
The board discussed with counsel the contents of past NABP meeting programs for attorneys to boards of pharmacy. The secretary will route a copy of the 1971 program to the board and to Mr. Stich.

After a discussion of the Prottengeier matter the secretary was instructed to journalize in the Board of Pharmacy Reports in the Minnesota Pharmacist urging pharmacists to check with the board office to determine whether or not pharmacists are indeed registered before offering employment.

At approximately 12:50 o'clock P.M., Mr. Olson moved and Mr. Seifert seconded that the meeting adjourn. Motion passed.



John H. Nelson, President



Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-SECOND MEETING

March 7, 1971, Sunday 3:00 P.M. Mr. Lowell J. Anderson, Mr. Paul G. Grussing and Mr. Jens Reinseth administered an examination in jurisprudence at Appleby Hall, University of Minnesota and the following candidates who presented proper applications for registration by reciprocity were present:

Johnson, Keith W.	Smith, James M.
Bernhoft, Orval B.	Shockman, Kenneth M.
Considine, Edward T.	Varner, Linda L.
Ertel, Thomas A.	Vanderberg, Stuart P.
Flora, Steven R.	Schwartzwald, Ronald H.
Hathaway, Bert G.	Dooley, Andrew G.
Mulder, Richard D.	Nichols, Roger E.
Pado, Ronald J.	Hemmingsen, Lester A.
Schimke, Cecil M.	

The examination lasted at least 75 minutes, and was corrected by Mr. Anderson.

At 9:00 A.M., Monday, March 8, the board met in its offices. Members present were, President John H. Nelson, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also present was the board's secretary, Paul G. Grussing and assistant secretary, Mr. Jens Reinseth.

At approximately 9:00 o'clock A.M., Keith W. Johnson, a candidate for reciprocity from the state of Nebraska, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 9:15 o'clock A.M., Orval B. Bernhoft, a candidate for reciprocity from the state of North Dakota, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 9:30 o'clock A.M., Edward T. Considine, a candidate for reciprocity from the state of New York, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 9:45 o'clock A.M., Thomas A. Ertel, a candidate for reciprocity from the state of Illinois, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 10:00 o'clock A.M., Steven R. Flora, a candidate for reciprocity from the state of Wyoming, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 10:15 A.M., Bert G. Hathaway, a candidate for reciprocity from the state of Washington, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 10:30 o'clock A.M., Richard D. Mulder, a candidate for reciprocity from the state of Iowa, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 10:45 o'clock A.M., Donald J. Pado, a candidate for reciprocity from the state of Maryland, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At 11:00 o'clock A.M., Cecil M. Schimke, a candidate for reciprocity from the state of North Dakota, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 11:15 o'clock A.M., James M. Smith, a candidate for reciprocity from the state of Wyoming, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 11:45 o'clock A.M., Kenneth M. Shockman, a candidate for reciprocity from the state of North Dakota, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 1:30 o'clock P.M., Mrs. Linda L. Varner, a candidate for reciprocity from the state of Illinois, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 1:45 o'clock P.M., Stuart P. Vanderberg, a candidate for reciprocity from the state of Illinois, appeared before the board for an oral examination in pharmaceutical jurisprudence.

At approximately 2:00 o'clock P.M., Ronald H. Schwartzwald,
a candidate for reciprocity from the state of Iowa, appeared
before the board for an oral examination in pharmaceutical
jurisprudence.

At approximately 2:15 o'clock P.M., Mr. Andrew G.
Dooley, a candidate for reciprocity from the state of Iowa,
appeared before the board for an oral examination in pharmaceutical
jurisprudence.

At approximately 2:30 o'clock P.M., Roger E. Nichols,
a candidate for reciprocity from the state of North Dakota,
appeared before the board for an oral examination in pharma-
ceutical jurisprudence.

At approximately 2:45 o'clock P.M., Lester A. Hemmingsen,
a candidate for reciprocity from the state of Oregon, appeared
before the board for an oral examination in pharmaceutical
jurisprudence.

President Nelson tabled the application from Mr.
Lester Alvin Hemmingsen for completion of the application,
particularly his past record of employment.

After reviewing the performance and the applications
submitted for all of the candidates for licensure by reciprocity,
Mr. Lowell J. Anderson moved and Mr. Ben J. Seifert seconded
that having passed the jurisprudence examination and any other
examination that may have been requested of them for reason,
that the following candidates for registration by reciprocity
now be granted registration on the basis of the state listed
with their names below. Motion passed.

<u>Cert. No.</u>	
1771	Johnson, Keith W.Nebraska
1766	Bernhoft, Orval B.North Dakota
1768	Ertel, Thomas A.Illinois
1769	Flora, Steven R.Wyoming
1770	Hathaway, Bert G.Washington
1772	Mulder, Richard D.Iowa
1775	Shockman, Kenneth M.North Dakota
1777	Varner, Linda L. (Mrs.)Illinois
1776	Vanderberg, Stuart P.Illinois
1774	Schwartzwald, Ronald H.Iowa
1767	Dooley, Andrew G.Iowa
1773	Nichols, Roger E.North Dakota

After a general discussion of the problem of authenticating practitioners in the problem of forged prescriptions, the secretary was instructed to contact the Minnesota Department of Health which edits the Minnesota directory of licensed practitioners for the purpose of urging them to include dental practitioners in the directory.

Mr. Anderson moved and Mr. Olson seconded that the board add to the approved list of texts and references the State of Minnesota licensed physicians and surgeons, midwives, masseurs, physical therapists, osteopaths, chiropractors, certified public health nurses, optometrists, psychologists, and podiatrists. Motion passed. The board also discussed the placement of this directory in a required list of publications for each pharmacy.

The secretary was instructed to record in the minutes the elements of a conversation with Dr. Richard D. Mulder. Dr. Mulder stated that it was not his intention to practice pharmacy, that he was not intending to make application for a licensed pharmacy in the hospital in Ivanhoe, Minnesota, because he did not have any time to do this. Dr. Mulder indicated that it was not his intention to "sell his single" to the hospital for purposes of complying with the pharmaceutical service requirements of Medicare. Dr. Mulder is encouraging local pharmacists to make proposals for the establishment of a part-time on-premises hospital pharmacy.

President Nelson discussed board member representation at the pre-hearing conferences scheduled for March 18.

After some discussion of the proposed joint meeting with the Executive Committee of the Minnesota State Pharmaceutical Association on April 17, Mr. Olson moved and Mr. Seifert seconded that the secretary make arrangements to schedule the meeting for 3:30 P.M., if possible and that per diem be paid to participating board members only if official board business is discussed as a principal part of the meeting. Motion passed.

The board noted the eligibility of Mr. Quistgard to attain the office of president of the National Association of Boards of Pharmacy at the next NABP meeting. The board members discussed appropriate methods of recognizing Mr. Quistgard for this signal honor which he brings to himself, the board and the state of Minnesota.

The board members discussed the advisability of the board's new Special Assistant Attorney General attending the NABP meeting program for attorneys to boards of pharmacy. After some discussion Mr. Olson moved and Mr. Seifert seconded that the secretary contact Mr. Stich indicating that the board would be desirous of his attendance at the attorneys section of the NABP meeting, further that the board would pay for one round trip coach fare and one night's lodging to Mr. Stich. Motion passed.

After some discussion concerning reciprocity Mr. Anderson moved and Mr. Olson seconded that the date of the next special examination for candidates by reciprocity be held during the week of January 10, 1972 and annually thereafter. Motion passed.

The secretary described a violation of Regulation No. 37(k) by Pharmacist Nathan Goldstone of St. Louis Park. The secretary was instructed to meet with Mr. Goldstone pointing out the nature of the violation.

The secretary described a problem in drug distribution in the Samaritan Hospital, St. Paul. He reviewed a warning letter written by the secretary and the board elected to take no additional action concerning the violation.

The secretary described two disciplinary problems which were handled by the Ethics and Grievance Committee of the Minnesota State Pharmaceutical Association. The board members responded favorably to this disposition of the problems and instructed the secretary to place this matter on the agenda for the next joint meeting with the Executive Committee of the State Association.

After discussing the suspension in the case of Henry Prottengeier, Jr., Mr. Seifert moved and Mr. Olson seconded that the board record in the minutes the action taken by poll of its members in rescinding the November, 1970 motion and continuing the original six months suspension in the case of Mr. Prottengeier until March 11, 1971. Motion passed.

The secretary described the internship file of Susan F. Segar. After some discussion of the internship file, Mr. Olson moved and Mr. Seifert seconded that because Mrs. Segar has not recorded any advanced internship time, that at least three months of internship time shall be recorded with the board office before Mrs. Segar is considered to have completed a year of internship consistent with NABP and board standards. Motion passed.

The secretary described a request for reconsideration of a denial of internship time to Mr. Thomas H. Wiser. Mr. Wiser had failed to report some internship time acquired in 1964. After some discussion, Mr. Anderson moved and Mr. Olson seconded that the board's previous denial be sustained. Motion passed.

The secretary described the internship file of Mr. William A. Parker and problems with his employment as a medication-technician in a nursing home. Mr. Parker was an intermediate intern at the time of this employment. After some discussion, Mr. Anderson moved and Mr. Olson seconded that the board allow internship credit for only the number of hours which Mr. Parker spent in the pharmacy performing duties according to the NABP preceptor's guide during the summer, 1971, internship. Motion passed.

Following a procedure set at the last board meeting the secretary prepared a report of follow-up action taken on 15 disciplinary matters initially reported to the board during the period from June through September, 1970. All the matters have been disposed of. Mr. Seifert moved and Mr. Olson seconded that the report be received. Motion passed.

The secretary reported on the satisfactory performance of the assistant secretary, Mr. Reinseth. Mr. Reinseth has spent a least 80% of his time making routine surveys of pharmacies and manufacturers and appears to enjoy his contacts in these duties. The secretary is confident that the board is being well represented by Mr. Reinseth and reported favorably on his performance.

The secretary described some suggested policies for part-time practice by staff pharmacists. The board endorsed a policy which would allow the assistant secretary to seek employment at a place with a minimum public exposure, probably a hospital and with the understanding that in the case of emergency duties on behalf of the Board of Pharmacy, that the board responsibilities would take precedence. The board also stated its preference that such part-time practice will not exceed more than 30 hours per month leaving sufficient time and energy for special requirements of board duties. The board also noted that some observation and practice would be of benefit to the secretary and recognized that he would not be able to do this in excess of eight hours per month consistent with the priority of official board duties.

The secretary described a revised license application for hospital pharmacies and plans to affix the scope of pharmaceutical services to the license renewals when issued. He also described in detail a recent ruling of the Internal Revenue Service in connection with what constitutes legitimate out-patient dispensing for non-profit hospitals.

The secretary described efforts by the Special Assistant Attorney General, Mr. Robert T. Stich, to dispose of the Schmidgall and Huffer matters.

The board considered an application to operate a pharmacy in the Slayton hospital, submitted by Mr. Trace L. Hafner. Mr. Seifert moved and Mr. Olson seconded that subject to a determination of the legal scope of services proposed and completion of one part of the application and a physical inspection of the premises, that the license be granted. Motion passed.

The secretary described an application submitted by Mr. Gifford E. Arntson, Sr., to operate a pharmacy within the St. Elizabeth's Hospital in Wabasha, Minnesota. After a review of the application, Mr. Olson moved and Mr. Anderson seconded that the license be issued subject to the receipt of a stipulation describing legal scope of pharmaceutical services, receipt of a sketch of the proposed pharmacy area and a copy of the proposed emergency access procedure, and physical inspection of the premises. Motion passed.

After discussing a suggestion by Mr. Anderson that the filing of blueprints for all new Minnesota pharmacies would constitute a security hazard, Mr. Anderson moved and Mr. Seifert seconded that the secretary be instructed to review all files of pharmacies with the intent of destroying as many blueprints as possible with the exception of keeping pertinent portions of the blueprint relating to prescription drug area and major elements of security. Motion passed.

The secretary described an application from Mr. Randall R. Pommerening, pharmacist-in-charge designate of a proposed Target Stores Pharmacy in North St. Paul. The sketch of the proposed pharmacy area does not properly describe the security features of the pharmacy. The secretary was instructed to request that a modified blueprint be submitted to the board office for consideration at a special meeting of the board on the 25th of March.

The secretary described problems with the Stenorette dictating equipment which is over five years old. Mr. Olson moved and Mr. Anderson seconded that the secretary be authorized to pay not more than \$300.00 for a second dictation unit. Motion passed.

The secretary described a license application from Mr. Dennis J. Greben, who proposes to operate a pharmacy in Bemidji, Minnesota. The description of the pharmacy area is not clear and after a conversation with Mr. Greben, he agreed to submit to the board a clarification of the proposal. The board has tabled this request until its next meeting on March 25.

The secretary described a visit to the Lynville Alcoholic Treatment Center in Chaska, Minnesota and drug handling deficiencies by the Jordan Drug Co. A letter has been received from the pharmacist-in-charge of the Jordan Drug Co., Mrs. Barbara Wolf, indicating that drug handling practices within the institution have been brought into compliance.

At approximately 5:45 o'clock P.M., Mr. Olson moved and Mr. Seifert seconded that the meeting adjourned until the following morning. Motion passed.

At approximately 9:00 A.M., Tuesday, March 9, 1971, the board met in its offices at 1965 Ford Parkway, St. Paul. Members in attendance were: President John H. Nelson, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also in attendance were the board's secretary and assistant secretary.

Mr. George Miser of the Minnesota Mining and Manufacturing Company, presented a research protocol for the review of a mechanical dispensing device. Mr. Miser's presentation last approximately one and one-half hours.

After a thorough review of the research protocol presentation, Mr. Olson moved and Mr. Seifert seconded the following resolution.

Whereas the Minnesota State Board of Pharmacy is responsible for the regulation of drug distribution within the state and,

Whereas Regulation No. 31 prohibits the use of vending machines for the distribution of legend drugs, and,

Whereas the research protocol describes a system of distribution which may remove some of the drug control problems necessitating Regulation No. 31 in its present form and,

Whereas the board is interested in the fostering of research which would facilitate the development of unit dose distribution systems and the development of improved control over drug distribution at times when hospital pharmacies are closed,

Now, therefore, be it resolved that the Board of Pharmacy instruct its secretary to communicate to the Minnesota Mining and Manufacturing Company approval for its research protocol request subject to the naming of a pharmacist-in-charge of a licensed Minnesota hospital pharmacy to be the research investigator for the study and subject to notification to the board of the approximate timetable for the termination and completion of the study and subject to the board's review after termination of the study.

Motion passed.

At approximately 10:50 o'clock A.M., Pharmacist John Goldner and Pharmacist William Shutte of Hennepin County General Hospital Pharmacy appeared before the board to present a proposal for the inclusion of experience as medication-technicians into the internship program. After a thorough discussion of the proposal and consensus by members of the board, President Nelson responded with the following stipulation which was agreed to by Mr. John Goldner, pharmacist-in-charge.

Personnel selection should involve the office of the secretary to determine that interns are at the proper educational internship level.

Interns involved in the medication-technician program will be supervised by pharmacists on a one-to-one ratio as provided by Regulation No. 61 and such supervision will occur only during the hours when the pharmacy is open.

The board has granted permission to conduct this type of internship program on a research basis for the summer of 1971 only with the requirement that the board may interview the supervising pharmacists, and the interns or otherwise evaluate the program at the end of this summer period.

This proposal shall not include more than three months of special medication-technician internship experience for each intern.

The pharmacist-in-charge should communicate to the prospective applicants in the program that interns must complete at least one quarter of advanced internship in a compounding and dispensing activity. This proposal will not allow the substitution of medication-technician experience for traditional compounding and dispensing in the advanced internship level.

The intern must have completed his junior year in college in order to be considered an advanced professional intern and therefore, acceptable for this special program.

The elements of this stipulation apply to interns whether or not they are receiving credit for their internship experience.

It is stipulated that the Minnesota board will guarantee internship credit for the summer months of 1971 only and that this guarantee should not be construed to mean other boards of pharmacy will, on a reciprocal basis, accept this special program internship time as part of the required one year of internship. It is further agreed that this fact is to be communicated to applicants by the pharmacist-in-charge.

It is understood that the program is entirely based in the pharmacy department with exclusive pharmacy department supervision.

It is also stipulated that the intern will receive approximately two hours per day of traditional internship experiences within the pharmacy and in clinical conferences concerning drug utilization by patients.

It is further stipulated that the Board of Pharmacy will share the contents of this proposal with the Minnesota State Board of Nursing and with the Minnesota Department of Health to determine if it is in conflict with other state laws or practice act governing the profession of nursing.

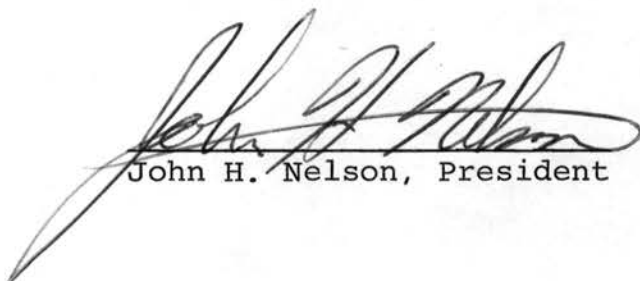
At approximately 11:45 o'clock A.M., the board met with Representative Charles Weaver of Anoka, Minnesota, for the purposes of interpreting to him the specific needs

Minnesota State Board of Pharmacy - 452nd Meeting, March, 1971

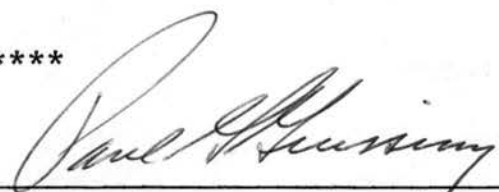
of the board in requesting certain amendments to M.S. 151, the Pharmacy Practice Act.

The secretary noted that he failed to record the following action taken by the board at its January 1971 meeting. "Mr. Anderson moved and Mr. Olson seconded that Paul G. Grussing and Edna A. DeRubis be elected as secretary and assistant secretary respectively. Motion passed".

At approximately 1:15 o'clock P.M., the board entered into a general discussion of legislative matters and at approximately 2:30 o'clock P.M., Mr. Anderson moved and Mr. Seifert seconded that the meeting be adjourned. Motion passed.



John H. Nelson, President



Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY - THIRD MEETING

March 27, 1971, Saturday, 11:30 o'clock A.M., the board met at the Sheraton-Palace Hotel in San Francisco, California. The meeting occurred during a break in the annual program of the National Association of Boards of Pharmacy. Members in attendance were: President John H. Nelson, Vice President Jack E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also in attendance was the board's secretary, Mr. Paul G. Grussing.

The secretary discussed participation in a meeting of the Coordinating Commission of Family Life, Family Planning, and Birth Control Services, an Advisory Committee to the State Health Department Programs in these areas. The secretary had been invited to explain the position of the Board of Pharmacy with respect to M.S. 617.251. Members of various public and private family planning agencies were in attendance and pressed the secretary for information with respect to the board's policy in considering the open display of contraceptive drugs and devices to be in violation of 617.251. The secretary explained the legislative history and the board policy. After some discussion the secretary requested that the group send a letter to the board indicating how contraceptive drugs and devices are distributed professionally and non-professionally by the various health and welfare agencies represented.

The secretary presented a letter to the board which did not describe the contraceptive drug and device distribution practices of these agencies. It was general consensus that the board could not discuss the issue without proper information and the secretary was instructed to contact the health and welfare agencies requesting information concerning their modes of distribution of these drugs and devices.

The secretary described a letter from Robert W. Ehrke, chairman of the District V-NABP-AACP 1971 meeting. The dates of this meeting have been rescheduled for September 25, 26, and 27.

The secretary presented an application from Target Stores, Inc., to operate a pharmacy in North St. Paul, Minnesota. The application was incomplete in that certain aspects of the blueprint were unclear. Mr. Olson moved and Mr. Seifert seconded that the license be approved subject to the secretary's review of the completed proper application and physical inspection of the premises. Motion passed.

The secretary described a request by the Nabors Drug Company, and Mr. Dennis J. Greben to operate a pharmacy in Bemidji, Minnesota. This request was tabled from last meeting of the board. The applicant has properly clarified all of the aspects of the application and after a brief discussion, Mr. Olson moved and Mr. Seifert seconded that the license be granted subject to physical inspection of the premises. Motion passed.

The secretary described arrangements for a meeting with the Executive Committee of the Minnesota State Pharmaceutical Association and the board discussed the necessity in meeting in connection with the Association Convention.

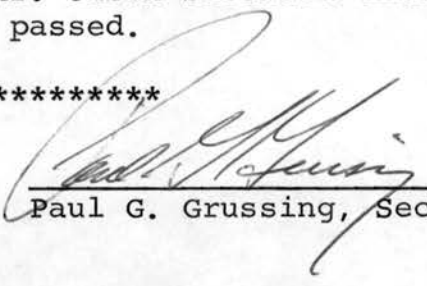
The secretary indicated that arrangements had been made for Mr. Michael R. Beugen to appear before the board at 4:00 o'clock P.M., on Monday, April 19 to present mitigating circumstances in connection with his admitted violations of the pharmacy practice act. Arrangements will be made for this meeting to be held at the Holiday Inn-Central Hotel in Minneapolis.

President Nelson dismissed the board until the board's attorney, Mr. Robert T. Stich could join the board for a discussion.

Mr. Stich joined the board meeting and explained to the board the basic elements of the prehearing conference in the Michael R. Beugen matter. After hearing Mr. Stich's description of the prehearing conference the board decided not to discuss the matter until after hearing mitigating circumstances described by Mr. Beugen.

Mr. Anderson moved and Mr. Olson seconded that the meeting be adjourned. Motion passed.


John H. Nelson, President


Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY FOURTH MEETING

At 1:00 o'clock p.m., Sunday, April 18, 1971, President John H. Nelson called the meeting to order at the Holiday Inn Central Motel in Minneapolis. Members in attendance were: President John H. Nelson, Vice President Jack E. Quistgard, Mr. Lowell Anderson, Mr. Roy Olson and Mr. Ben J. Seifert. Also in attendance was the Board's Secretary, Paul G. Grussing.

The secretary reviewed the Board's policy allowing examiner - candidate review of examinations of reciprocity candidates who failed the jurisprudence examination. After a thorough discussion of this topic Mr. Quistgard moved and Mr. Olson seconded that all examination papers of persons failing regular examinations and reciprocity examinations not be reviewed with candidates by the examiner or by the secretary. Motion passed.

The secretary described a license application submitted by Mr. Ted Smith for the Our Lady of Peace Hospital Pharmacy in New Prague. Mr. Quistgard moved and Mr. Anderson seconded that the license be approved subject to physical inspection of the premises. Motion passed. The secretary described an application for Mr. Michael J. Gardner to operate the Fairmont Clinic Pharmacy in Fairmont. After a review of the application Mr. Nelson moved and Mr. Quistgard seconded that the license to operate a pharmacy be approved subject to physical inspection of the premises. Motion passed.

The secretary described a series of violations involving operating a pharmacy without benefit of a pharmacist-in-charge in the case of Mr. Francis W. Hogan of Foley, Minnesota. After a thorough discussion of the evidence and after a discussion with legal counsel, Mr. Olson moved and Mr. Quistgard seconded that the following resolution be adopted by the Board:

RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of Francis W. Hogan, as well as perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the pre-hearing conferences and to appoint a hearing examiner.

Motion passed.

The secretary then described violations of M.S. 151.211 by Pharmacist Saul Amdur of Snyder's Drug, 18th and Nicollet Ave., Minneapolis. After a thorough discussion of the evidence and after discussion with legal counsel, Mr. Seifert moved and Mr. Anderson seconded that the following resolution be adopted by the Board:

RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of Saul Amdur, as well as perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the pre-hearing conferences and to appoint a hearing examiner.

Motion passed.

The secretary described some violations of M.S. 151.211 and M.S. 151.37 by Pharmacist Jim Brady of Savage, Minnesota. After a thorough discussion of the evidence and after discussion with legal counsel Mr. Nelson moved and Mr. Anderson seconded that the secretary be authorized to conduct additional investigation of Mr. Brady and that the following resolution be adopted by the Board:

RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of James M. Brady, as well as to perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the pre-hearing conferences and to appoint a hearing examiner.

Motion passed.

The secretary then described a series of violations involving Pharmacist Alex Altshuler and the Seldale Drug of St. Paul. After a thorough discussion of the evidence presented and after discussion with legal counsel Mr. Nelson moved and Mr. Quistgard seconded that the following resolution be adopted by the Board:

RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of Alex Altshuler and Seldale Drug, as well as to perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the pre-hearing conferences and to appoint a hearing examiner.

Motion passed.

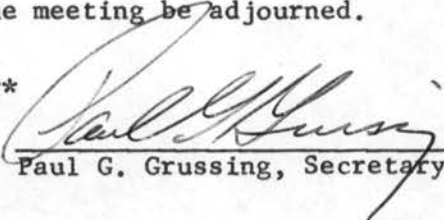
After discussing items of a general nature, President Nelson dismissed the Board until 4:00 o'clock p.m., Monday, April 19, 1971.

At 4:00 o'clock p.m., Monday, April 19, 1971, the entire Board and its secretary and legal counsel met at the Holiday Inn Central Motel in Minneapolis to hear mitigating circumstances in the case of Michael Robert Beugen. Mr. Beugen was represented by his counsel, Mr. Henry Feikema and was accompanied by his wife and father, Pharmacist Sam Beugen. The meeting lasted approximately one hour after which Mr. Beugen and others departed.

After a thorough review of the evidence and the mitigating circumstances presented in the Michael R. Beugen matter, Mr. Quistgard moved and Mr. Seifert seconded that the license to practice pharmacy previously issued to Mr. Michael R. Beugen be revoked effective May 2, 1971. Motion passed.

Mr. Olson moved and Mr. Anderson seconded that the meeting be adjourned. Motion passed. Adjournment at 5:45 o'clock p.m.


John H. Nelson, President


Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY FIFTH MEETING

June 11, 1971, Friday, 11:45 o'clock a.m., the board met in its offices in response to a call for a special meeting ordered by President Nelson. Members in attendance were: President John H. Nelson, Vice President Jack E. Quistgard, Mr. Ben J. Seifert, Mr. Lowell Anderson and Mr. Roy Olson. Also in attendance was the Board's Secretary, Mr. Paul G. Grussing.

The purpose of the meeting was to discuss the administration of the standardized practical laboratory examination sponsored by the N.A.B.P. The board entered into a general discussion of the administration of the June 22 practical examination and concluded that discussion at approximately 1:45 o'clock p.m.

After the June 22 examination the board members agreed to write individual critiques of the examination for forwarding to the N.A.B.P. office.

The Board then entered into a general discussion of the charges in the Seldale drug matter.

After a review of the revocation of the license to practice pharmacy previously issued to Michael Robert Beugen, the secretary was instructed to arrange for a meeting before the board of Mr. Beugen at any time when he might request reinstatement of his license.

The Board then entered into a general discussion of its policies with respect to maintaining confidentiality in cases of pharmacist license suspensions or revocations. Mr. Quistgard then moved and Mr. Seifert seconded that in the future all persons involved in contested cases be notified that absolute confidentiality is maintained with respect to the proceedings and that the names of persons whose licenses have been suspended or revoked are, at the time of suspension, furnished to the Executive Committee of the Minnesota State Pharmaceutical Association in confidence. Motion passed.

After discussion of an advertisement in conflict with Regulation No. 37 written by the Shopper's City Pharmacies, the secretary was instructed to write a letter to Mr. Rodger Jackson requesting him to appear before the board at its next special meeting.

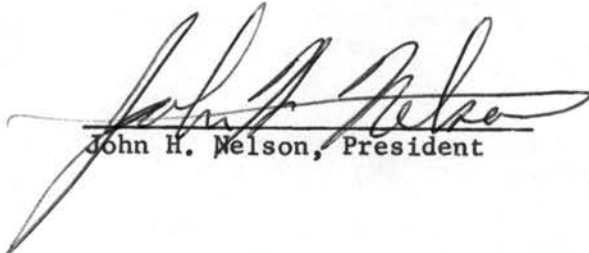
After a discussion involving violations of Regulation No. 37 by Mr. Clarence Willardson, Mr. Richard LaLonde and Mr. Leonard Astrup, the secretary was instructed to write them pointing out areas of conflict in the advertisements.

The secretary then reported that he had communicated with Mrs. Rosie Callan of Lewiston, Minnesota in connection with closing her pharmacy and in connection with problems of keeping the pharmacy properly covered. Mrs. Callan has planned to close her pharmacy on June 15 and because of those plans the secretary recommended to the board that no further informal action be taken in connection with her problems in properly staffing the pharmacy with

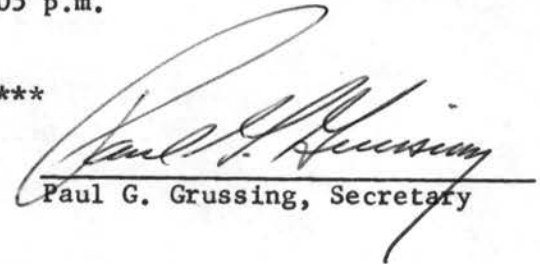
MINNESOTA STATE BOARD OF PHARMACY - FOUR HUNDRED FIFTY FIFTH MEETING

pharmacists. The secretary was instructed to write the secretary of the Board of Pharmacy in which state Mrs. Callan will practice in the future pointing out problems of non-compliance in her case.

After discussing some items of a general nature involving the next regular board meeting, Mr. Olson moved and Mr. Anderson seconded that the meeting be adjourned. Motion passed. Adjournment at 3:05 p.m.



John H. Nelson, President



Paul G. Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-SIXTH MEETING

June 21, 1971. The board met at the College of Pharmacy, University of Minnesota at 8:30 o'clock A.M., (Monday). Members present were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also present was the board's secretary, Mr. Paul G. Grussing.

The following individuals having fulfilled the legal requirements for examination and having submitted properly executed applications were present to take the written examination:

Alsleben, Jerel L.	Marttila, James K.
Baribeau, Charles R.	Moegle, Ellen L.
Berberich, Bruce J.	Nelson, Eljorn D.
Blissenbach, Thomas J.	Nelson, William J.
Burns, Jon C.	Parks, Janet E.
Calhoun, Larry P.	Patterson, Linda G.
Chernugal, Richard G.	Pederson, Ted D.
Crahan, Barbara S.	Plihal, Thomas L.
Eaton, Gregory M.	Potter, Doyle D.
Emry, Julie	Prahl, Leslie E.
Fordice, John J.	Ryan, Susan
Frederick, Michele A.	Rylander, Mark L.
Frisch, Allan S.	Saathoff, Susan K.
Garaas, Wayne A.	Sarnoff, Darwin
Hammel, Richard J.	Schaeffer, Randall P.
Goeddaeus, George W. Jr.	Schneider, Gary S.
Hartfiel, Donna R.	Shima, Mary Sue
Hendrickson, Peter J.	Spehar, Richard D.
Hodgin, Carol L.	Stein, Susan L.
Horoshak, William P.	Suppalla, William J.
Houtkooper, Arlin L.	Trumbull, Brian N.
Jarrels, William A.	Undem, Allen N.
Jensen, James C.	VanDamme, Douglas M.
Johnson, Darrel D.	Volkman, Gail J.
Johnson, Gary L.	Vollers, Linda Sue
Johnson, Owen W.	Weier, Richard A.
Kelly, Raymond L.	Weisflock, James T.
Kitzmann, Ronald G.	Wise, George E. Jr.
Konsor, Gary A.	Wulf, Nadine J.
Kuhlmann, Thomas P.	Zoss, Barry D.
Larson, Linda L.	Kolari, Dennis R. (written retake)
Larson, Lowell E.	Love, Michael W. (written retake)
Lindroth, Barbara J.	Trezona, William G. (written retake)

After candidate numbers were assigned the instructions for the examination were given and the members of the board were introduced. Mr. Jens Reinseth, Assistant Secretary, was present to proctor the written examinations in Pharmacology, Pharmacy, and Jurisprudence.

At approximately 9:15 o'clock A.M., the board retired to the conference room at the College of Pharmacy and the executive session of the board was called to order by President Nelson. President Nelson observed that on page 2 of the minutes of the 454th meeting his name appears twice as having made certain motions. Mr. Olson indicated that he had made the motions and the secretary was instructed to make the changes on the office copy of the minutes.

After a review of the minutes of the 450th, 451st, 452nd 453rd, 454th and 455th meetings, Mr. Olson moved and Mr. Anderson seconded that they be approved as written and corrected. Motion passed.

At approximately 9:30 o'clock A.M., Pharmacist Rodger N. Jackson appeared before the board in response to a letter sent to him by the secretary on June 14. The purpose of the meeting was to make inquiry into a violation of Board Regulation No. 37k. The history of non-compliance in the area of Regulation No. 37k was reviewed for Mr. Jackson by President Nelson. Mr. Jackson responded with his reasons for the violation. The members of the board stressed the responsibility of the pharmacist-in-charge including the responsibility for professional advertising. The board discussed Mr. Jackson's statement that his pharmacy dispensed 300-350 prescriptions per day with two pharmacists and discussed the problem of alleviating medication errors in general. Mr. Jackson admitted setting up a gift program as an incentive to reduce medication errors. He also admitted that a lay person contacts physicians for refill authorization. After receiving the stern admonition of several board members in connection with the problems discussed, Mr. Jackson departed at about 10:05 o'clock A.M.

After a thorough discussion of the problems discussed with Mr. Jackson, Mr. Quistgard moved and Mr. Seifert seconded that the secretary be instructed to issue a letter of severe reprimand to Mr. Jackson, further that a similar letter be written to the pharmacists-in-charge of all Shopper's City pharmacies. Motion passed.

The secretary then reviewed the board's policy in the matter of issuing press releases to major newspapers at the time of registration of pharmacists. These releases have produced negative responses. He suggested that press releases be prepared in advance of other significant board actions such as regulations in connection with drug abuse drugs, salvage drugs, appointments to national office, etc. There was general consensus that press releases with more readability should be issued after board approval of the contents.

The secretary described a communication from Mr. Robert Buchanan of the Northwestern Drug Company, in which it was suggested that wholesalers not offer volume discounts for controlled substances. Such an action was advocated by certain members of the National Wholesale Druggists Association. After a discussion of such a policy the board agreed to instruct the secretary to contact Mr. Buchanan indicating that such a restriction on the distribution of controlled substances is not within the scope of board regulation and that the board encourages individual pharmacists to use his good judgment in limiting the procurement of such substances so as to avoid security problems.

The secretary reported on the lease negotiation which had been accomplished by Mr. Olson, reporting that a letter of intent had been sent to the landlord followed a lease drafted by the Department of Administration and reviewed by counsel. The landlord has not yet returned the lease and discussion of alternative lease sites was tabled until it was determined that the landlord would confirm her intention to extend the lease as negotiated.

The secretary also discussed accommodations for the board during its regular and special meetings and was instructed to request the Decathlon Club to allow the board additional thirty days to consider its offer for renting rooms for special meetings. Mr. Seifert is in custody of an offer by the Decathlon Club for room accommodations which are lower in price than those currently used by the board.

The board discussed in a general manner its plans for attending the fall district meeting of NABP in Rapid City, South Dakota. The secretary will write the local chairman to determine particulars of the schedule so that exact travel arrangements can be made.

The secretary described a bill for renewing insurance on records within the office and office equipment property. After considerable discussion Mr. Quistgard moved and Mr. Olson seconded that the \$3,000 coverage on office equipment be approved but

raised to \$5,000.00 and that the secretary study the state's policies with respect to insuring records and report the findings of such study to the board. Motion passed.

The secretary described a bill from the Department of Administration for reglueing and refinishing the wooden office furniture. Mr. Quistgard moved and Mr. Seifert seconded that the secretary be authorized to spend \$66.00 for this purpose. Motion passed.

Mr. Anderson moved and Mr. Quistgard seconded that all of the members of the board and its secretary be elected as delegates to attend the fall District V meeting of NABP in Rapid City, South Dakota. Motion passed.

Mr. Olson moved and Mr. Seifert seconded that the secretary be instructed to pay the annual dues of \$25.00 to District V. Motion passed.

The secretary reported that a list of persons who had been delinquent in payment of their pharmacist license renewal during the last two years had been prepared but left at the office. This matter was tabled.

The secretary described an application from Pharmacist Kathleen G. Monico to operate the St. Joseph's Hospital Pharmacy in Park Rapids, Minnesota. He described the application and after a brief discussion Mr. Quistgard moved and Mr. Olson seconded that the license be granted subject to clarification of a portion of the application and actual physical inspection of the premises. Motion passed.

The secretary described an application from Mr. Patrick F. Wiewel to operate a pharmacy in Nisswa, Minnesota. After a review of the application Mr. Olson moved and Mr. Seifert seconded that the license be granted subject to physical inspection of the premises. Motion passed.

The secretary described an application from Pharmacist Donald K. Lord to operated a proposed Madsen's Pharmacy in Mankato, Minnesota. After a discussion of the application Mr. Olson moved and Mr. Anderson seconded that the application be approved subject to a police record check on the applicants, clarification of some aspects of the application itself, and a physical inspection of the premises. Motion passed.

The secretary described an application from Mr. Harold Rosen to operate a proposed Brooksville Drug Store in Prior Lake, Minnesota. After a review of the application Mr. Olson moved and Mr. Seifert seconded that the application be approved subject to physical inspection. Motion passed.

The secretary described an application from Sister Rita Claire Engel to operate a proposed pharmacy at St. Benedict's Convent and College Health Service in St. Joseph, Minnesota. After a review of the application which contained some deficiencies the chairman tabled the application instructing the secretary to visit with Sister Engel to clarify portions of the application.

Mr. Roy Olson reported that Intern Terrence Schoening had uttered a forged prescription for Talwin in the Olson Bros. Pharmacy in Edina. The secretary will obtain offense reports from the police and report to the board later during this meeting.

At approximately 11:20 o'clock A.M., President Nelson dismissed the board to return to the examination room.

At 12:00 noon, President Nelson dismissed the board for lunch.

At 1:30 o'clock P.M., the examination resumed with 66 candidates being in attendance. Members of the board proctored the examination and began grading the examinations which were administered in the forenoon. At 3:30 o'clock P.M., the examination process was terminated and the board members returned to their rooms at the Sheraton Motor Inn for the purposes of continuing the grading of examinations.

The board conducted a 7:30 o'clock P.M., evening session for completing the grading of the written examinations and for posting the grades.

Tuesday, June 22, 1971. The board met at the College of Pharmacy for the purpose of administering the practical examination to candidates who had taken the written examination on the previous day. The following named individuals joined the group for taking the practical examination:

Beloy, Bruce C.
Lillestol, Michael J.
Stock, Jeanette A.

Minnesota State Board of Pharmacy - 456th Meeting, June, 1971

The examination lasted the entire day. Mr. Jens Reinseth assisted members of the board and the secretary in the examination process.

During the evening the board conducted a 7:30 o'clock P.M., meeting to complete the correction of the laboratory examination and to post them into the records.

Wednesday, June 23, 1971. The entire board and the secretary met in the board's rooms at the Sheraton Motor Inn in Bloomington. After a discussion of the practical examination Mr. Quistgard moved and Mr. Anderson seconded that the secretary be instructed to notify Mr. Mahaffey of NABP, pointing out the importance of avoiding similar examinations in border states. Motion passed.

The board members and secretary then entered into a lengthy critique of the NABP standardized practical examination. A transcription of the critique was made and the secretary was instructed to provide copies of the written critique to Mr. Mahaffey, Dr. Greising and Mr. McLain of NABP.

At approximately 11:10 o'clock A.M., President Nelson dismissed the board to return to the board office.

At 11:30 o'clock A.M., the board and its secretary and all candidates who took the examination were guests of the Minnesota State Pharmaceutical Association at a luncheon in the Chapman Building, 1965 Ford Parkway, St. Paul, Minnesota. Before the luncheon the examination was reviewed by Mr. Quistgard and the secretary made various remarks concerning administrative relationships of registrants to the board office. After the luncheon Mr. Nelson discussed "Relationships between Registrants and the Board in Cases of Noncompliance" and officers and staff members of the Minnesota State Pharmaceutical Association made presentations in connection with the importance of belonging to the State professional association.

At approximately 1:25 o'clock P.M., the board reconvened in its conference room for the purpose of listening to a pre-hearing conference.

At approximately 1:30 o'clock P.M., Pharmacist Francis W. Hogan appeared for a pre-hearing conference before Mr. William Kampf, hearing officer. A court reporter prepared a transcript of the entire proceedings which lasted until approximately 2:30 o'clock P.M.

The results of the pre-hearing conference resulted in a stipulation involving a one year suspension of the Hogan Drug Pharmacy license to be stayed for one year upon a record of non-compliance during the year, and a one week's suspension of the personal license to practice pharmacy previously issued to Pharmacist Francis W. Hogan to begin not later than 45 days from June 23, 1971.

Counsel, Mr. Stich, reported that counsel for Mr. Alex H. Altshuler had informed him that it would be impossible to be in attendance at the previously scheduled 2:30 P.M., pre-hearing conference. Arrangements have been made for a date certain of July 20, 1971, when the Altshuler matter will be re-scheduled and when the pre-hearing conferences in the Brady and the Owings matters will also be heard.

The secretary reported in the case of the closed pharmacy owned by William Scrimgeour and after a general discussion the secretary was encouraged to work informally with pharmacists in neighboring towns to encourage them to obtain the stock and if this fails, to work enformally with licensed licensed wholesalers notifying them of the availability of the stock. If a license application is received and if Mr. Scrimgeour intends to operate the pharmacy no action will be taken.

The secretary reviewed the progress of the file of Mr. Lawrence G. Johnston since the most recent hearing of Mr. Johnston before the board. After a thorough discussion of the file, Mr. Seifert moved and Mr. Olson seconded that Mr. Johnston's request for reinstatement of his license be denied. Motion passed.

Counsel, Mr. Stich, reported on the stipulations in the Schmidgall and Huffer matters. He reported that a stipulation satisfactory to the board had been completed in the Schmidgall matter and that a satisfactory negotiation had been completed in the Huffer matter but that a signed stipulation had not yet been returned to him.

The secretary described an application for a license to operate a pharmacy submitted by the East Range Clinic in Virginia, Minnesota. After a thorough discussion of the ethical implications for both pharmacy and medicine and of the unprofessional conduct implications for the pharmacist applicant, the matter was tabled until a representative of the board, Mr. Lowell Anderson, and the secretary, could make arrangements with the Board of Medical Examiners to confer in connection with the ethical implications of this application. The secretary is to arrange a meeting with

representatives of the Medical Board as quickly as possible so that a license will not be delayed.

Counsel, Mr. Stich, reported on his conversations with the Attorney General concerning the furnishing of a hearing officer by the Attorney General's office. Mr. Stich reported that the Attorney General has denied the board's request for reasons of conflict of interest in that the Attorney General would then be furnishing two staff members in a contested case and for reasons that no personnel are presently available.

The secretary and counsel are to investigate the availability of a regular hearing officer and to report to the board.

The application to operate a pharmacy submitted by the East Range Clinic was lifted from the table and the secretary reported that a conference had been arranged with the secretary of the Medical Board for 4:00 o'clock P.M., Thursday, June 24. The board again discussed the matter and recognized the clear need for interprofessional dialogue to avoid serious problems of ethics and non-compliance and Mr. Anderson moved and Mr. Olson seconded that the application be tabled based on the need for making inquiry into the ethical and compliance aspects of the regulation and that Mr. Anderson and Mr. Grussing report to the board the results of their interprofessional conference with representatives of the Board of Medical Examiners.

The secretary then presented an application from Mr. Lester A. Hemmingsen which was tabled from the last examination for reciprocity candidates because the application was incomplete. Mr. Hemmingsen has attempted to reconstruct his long and sporadic employment record in a manner which answers some of the questions posed by the secretary at the previous meeting. After a discussion of the application and the grades received in the examinations at the previous meeting, Mr. Olson moved and Mr. Seifert seconded that the secretary be instructed to notify Mr. Hemmingsen that his application was considered complete and that he failed to receive passing grades on the examination in jurisprudence at the previous meeting, and that he may retake the examination in September. Motion passed.

The secretary reported on office Personnel and the board discussed various proposals by the legislature for establishing civil service salaries for the coming biennium. The report was favorable in all cases and some of the highlights included: A very satisfactory report in connection with the performance of Mr. Reinseth who seems to be well received by the pharmacies he has visited; recognition of the extra work-load for Mrs. DeRubis caused by careful attention to internship registration, etc.

The secretary reported that he has encouraged Mrs. DeRubis to take some well earned vacation time during the summer. The secretary also reported on plans to modify the work-load of the steno in keeping with the kind of duties she performs well.

In the absence of the secretary the board entered into a discussion. When the secretary reentered the meeting, Mr. Olson moved and Mr. Anderson seconded that the secretary's salary be increased to \$17,544.00 annually, effective June 30. Motion passed.

The secretary reported on telephone conversations with two police departments in connection with the attempted forgery by Intern Terrence Schoening. After a discussion of the incidents as reported by the secretary, Mr. Quistgard moved and Mr. Seifert seconded that the following resolution be adopted by the board:

RESOLVED that Paul G. Grussing, Secretary of the Minnesota State Board of Pharmacy, be and he hereby is granted the authority and directed to serve notice of initiation of a contested case in the matter of intern Terrence Schoening, as well as to perform any and all acts incidental thereto including to sign the notice of initiation of a contested case setting the time and place for the prehearing conferences and to appoint a hearing examiner.

Motion passed. Mr. Olson abstained from voting.

The secretary then reported on the progress of a series of pharmacists who had been called before the board in a series of informal hearings during the first six months approximately, of 1971.

The secretary also reviewed the status of numerous pharmacists who had had involvements with the board and who, for the most part, were undergoing a period of rehabilitation.

The secretary reported that in connection with the Seldale Drug investigation, two illegal refills were discovered to have been accomplished by Pharmacist John MacDonald. The secretary was instructed to reinstitute the investigation attempting at least two more/^{illegal}refills, discussing the problem with the psychiatrist and reporting to the board indicating whether a rehabilitative or a punitive approach is preferred.

The secretary reported that in the case of Pharmacist Lester Schriever, that he had been telephoned during the board meeting by Mr. Schriever's successor in his Pine Island store saying that several narcotic drugs were ordered by Mr. Schriever prior to transferring ownership but the drugs were absent from the inventory. The secretary was instructed to relate this observation to the secretary of the board in the state to which Mr. Schriever is moving.

The secretary described legislation passed during the 1971 session which provides that nothing in Chapter 151 shall interfere with the provision of a discount on prescription drugs to persons over 65. The board is of the opinion that the new law does absolutely nothing since nothing in the chapter interfered with individual pharmacists making such judgments to grant discounts to individuals in the past. The secretary will discuss this with counsel for the Minnesota State Pharmaceutical Association and with board counsel and file informal opinions for possible future use.

The secretary reported on Chapter 937 of the laws of 1971, the new Controlled Substances Act which names the Board of Pharmacy as the administrative agency responsible for enforcement under the act. He described the largest new feature of the act - the formation of an advisory committee to the Board of Pharmacy. The secretary described the names and qualifications of certain people to be members of the advisory committee and the board instructed the secretary to consult with experts in various drug abuse fields and to circulate a list of recommended committee members to the board for approval and appointment.

The secretary described an investigation in the case of Pharmacist Saul Amdur involving a prescription which was believed to be from a deceased physician. Further checking indicated that the physician was retired. The secretary will obtain a letter from the retired physician indicating that he did or did not authorize the specific refills. Because of the nature of the drug the secretary was instructed to reinvestigate the case involving drugs with more abuse potential and providing greater risk to the patient when used without proper medical supervision.

The secretary reported that no application had been received from the Minnesota Mining and Manufacturing Company for the establishment of a research program involving the Meditrol System as modified to meet the board's approval. After a discussion of this research protocol, Mr. Seifert moved and Mr. Olson seconded that the secretary be instructed to notify the 3M Company that if a research protocol application has not been received within 90 days

that the application is to be canceled by the board.

The secretary reviewed briefly two existing legitimate unit dose dispensing systems in Minnesota hospitals and described briefly a proposal from the Drustar Corporation for operating a modified unit dose system in certain retail pharmacies for providing pharmaceutical services to nursing homes. The secretary distributed to the board a proposed set of guidelines for judging the safety of complete unit dose systems. After a brief discussion of these guidelines they were tabled in the interest of time.

At approximately 6:30 o'clock P.M., President Nelson dismissed the board until 8:30 o'clock A.M., the following morning.

Thursday, June 24, 1971. The board and its secretary met in the board's rooms at the Sheraton Motor Inn in Bloomington.

At approximately 8:15 o'clock A.M., the board entered into a continuation of the critique of the NABP practical examination. This critique lasted for approximately for one and one-half hours.

Mr. Anderson then led a discussion of internship and pointed out his plans as chairman of both the National and State internship committees for instituting an internship advisory committee in Minnesota. He stated that this committee is not to be referred to as a tripartite committee in Minnesota, but as the State Board of Pharmacy Internship Advisory Committee. The secretary reported on contacts made with an educational psychologist at the University of Minnesota who will be available to measure existing internship and offer appropriate professional consultation in the development of new programs. Further commitments and relationships to the educational psychologist will be a matter of board policy and will depend upon the scope of the study envisioned and recommended by the internship committee itself.

President Nelson then lifted from the table of the proposed guidelines for review of unit dose systems prepared by the secretary. After a continued discussion of this matter the secretary was instructed to put the same report on the route for comment and action by the board.

The board then entered into a discussion in connection with dates for the next examination for candidates by examination and by reciprocity. It was agreed that the next examinations would be scheduled on the 9th, 10th and 11th of September.

Plans will be made so the board members can conduct all reciprocity examinations on the same day that board staff members are proctoring the other written subjects for candidates by examination. This will require the reciprocity examinees to take the written law examination one day earlier under the supervision of the secretary or assistant secretary. It was also noted that insofar as practicable an attempt should be made to limit the reciprocity candidates on a first come - first serve basis to those which can be scheduled for oral examinations in one day.

The board members then discussed the design of the September examination and agreed that for the written portion, the standardized examination would be used except for jurisprudence and that for the practical portion, five prescriptions written by Minnesota board members would be dispensed in the morning and that part "C" would be administered in the afternoon. It was agreed that one of the morning prescriptions would be in writing, four would be telephoned. The board members have agreed to send in new prescriptions, all of them being discriminators with overdoses. The secretary is to select three of the most discriminating prescriptions with overdoses to be used in the examination.

The board then returned to a continuation of the critique of the new NABP practical examination.

After thoroughly reviewing the performance of the candidates in the examination for licensure, Mr. Quistgard moved and Mr. Seifert seconded that the 58 candidates who had received a general average of 75% or better, not below 75% in the practical examination and not below 60% in any one subject, be granted registration as pharmacists. Motion carried.

The list of 58 names is as follows:

<u>Cert. No.</u>		<u>Cert. No.</u>	
1781	Baribeau, Charles R.	1796	Horoshak, William P.
1782	Beloy, Bruce C.	1797	Houtkooper, Arlin L.
1783	Berberich, Bruce J.	1798	Jarrells, William A.
1784	Blissenbach, Thomas J.	1799	Jensen, James C.
1785	Burns, Jon C.	1800	Johnson, Gary L.
1786	Calhoun, Larry P.	1801	Johnson, Owen W.
1787	Chernugal, Richard G.	1802	Kelly, Raymond L.
1788	Eaton, Gregory M.	1803	Kitzmann, Ronald G.
1789	Fordice, John J.	1804	Konsor, Gary A.
1790	Frederick, Michele A.	1805	Larson, Linda L.
1791	Frisch, Allan S.	1806	Larson, Lowell E.
1792	Hammel, Richard J.	1807	Lillestol, Michael J.
1793	Hartfiel, Donna R.	1808	Lindroth, Barbara J.
1794	Hendrickson, Peter J.	1809	Love, Michael W.
1795	Hodgin, Carol L.	1810	Marttila, James K.

Minnesot State Board of Pharmacy - 456th Meeting - June, 1971

<u>Cert. No.</u>		<u>Cert. No.</u>	
1811	Nelson, Eljorn D.	1825	Spehar, Richard A.
1812	Nelson, William J.	1826	Stein, Susan L.
1813	Parks, Janet E.	1827	Stock, Jeanette A.
1814	Patterson, Linda G.	1828	Supalla, William J.
1815	Pederson, Ted D.	1829	Trumbull, Brian N.
1816	Plihal, Thomas L.	1830	Undem, Allen N.
1817	Prahl, Leslie E.	1831	VanDamme, Douglas M.
1818	Ryan, Susan	1832	Volkman, Gail J.
1819	Rylander, Mark L.	1833	Vollers, Linda S.
1820	Saathoff, Susan K.	1834	Weier, Richard A.
1821	Sarnoff, Darwin	1835	Weisflock, James T.
1822	Schaeffer, Randall P.	1836	Wise, George E. Jr.
1823	Schneider, Gary S.	1837	Wulf, Nadine J.
1824	Shima, Mary S.	1838	Zoss, Barry D.

The secretary described two applications from Snyder Drug Stores, Inc., to operate pharmacies in Hibbing and Virginia. After a discussion of the opening dates Mr. Olson moved and Mr. Quistgard seconded that the applications be tabled until the July 20 meeting because the same pharmacist-in-charge is proposed in both applications and because the hours of operation are not stated in the applications. Motion passed.

The secretary reported on conversations with the Bureau of Medication Services concerning methods of providing pharmaceutical services in case of a strike involving pharmacists. A draft resolution was distributed and discussed thoroughly. Mr. Anderson moved and Mr. Olson seconded that the resolution be adopted as modified below and that the secretary discuss the resolution with the Bureau of Medication Services to insure that it is not in conflict with law.

WHEREAS, regulation of the practice of pharmacy and the distribution of drugs in Minnesota is the responsibility of the State Board of Pharmacy, and

WHEREAS, a strike by pharmacists would cause interruption in the delivery of pharmaceutical services, thus endangering public health.

NOW THEREFORE, be it resolved that the following guidelines be established for prompt implementation in the case of emergencies caused by possible strikes involving pharmacists. The term "pharmacy" as it is used in this resolution refers to the total area licensed as a pharmacy and not only to the prescription compounding area.

1. The pharmacist-in-charge shall notify the Minnesota State Board of Pharmacy of his intention to strike at the time he is required to notify management.

2. The State Board of Pharmacy shall instruct the pharmacist-in-charge to provide pharmaceutical services by any of the following methods or combinations thereof:

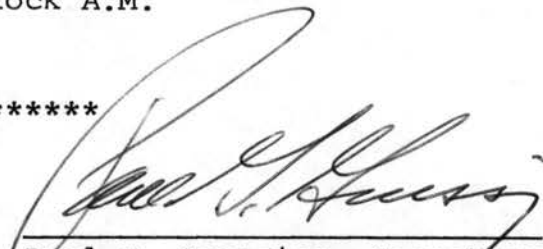
a. Maintenance of pharmaceutical services by staffing the pharmacy during regular posted business hours on file at the board office with pharmacists on a full-time basis for the purpose of furnishing copies of prescriptions to patients, their agents, their physicians, or other pharmacies designated by the patient, or

b. Maintenance of pharmaceutical services by staffing the pharmacy with pharmacists on either a full or part time basis, as approved by the board, at all times when the pharmacy is open to adequately meet the pharmaceutical need of the public.

3. Upon notification to the pharmacist-in-charge of these requirements for providing pharmaceutical services in case of a strike, the pharmacist-in-charge shall, in case of a strike, respond promptly to the board stating a plan for providing uninterrupted pharmaceutical services in compliance with Chapter 151 and this resolution.

Mr. Seifert moved and Mr. Olson seconded that the meeting be adjourned. Motion passed.

Adjournment at 9:45 o'clock A.M.



Paul G. Grussing, Secretary

John H. Nelson, President

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-SEVENTH MEETING

July 20, 1971. At 1:05 o'clock p.m., the Board met in its offices at 1965 Ford Parkway. Members present were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Ben J. Seifert. Also present was the Board's Attorney, Mr. Robert T. Stich and the Board's Secretary, Mr. Paul G. Grussing.

The secretary announced that a pre-hearing conference previously scheduled for 1:30 o'clock p.m., in the case of a complaint issued to Mr. Raymond K. Owings had been cancelled by Mr. Owings' attorney one day previous to the hearing. The Board utilized this time to conduct various business.

The secretary called the Board members attention to the minutes of the June meeting and Mr. Olson moved and Mr. Seifert seconded that these minutes be approved as written. Motion passed.

The secretary described a request from Michael Beugen to appear before the Board in connection with an application for the reinstatement of his license. After a brief discussion Mr. Anderson moved and Mr. Quistgard seconded that the secretary be instructed to contact Mr. Beugen informing him that he may appear before the Board in connection with a reinstatement request at the Board's September meeting. Motion passed.

The secretary then described a revision of the June meeting resolution involving an emergency plan in the case of pharmacy strikes. This revision was suggested by the Bureau of Mediation Services. After some discussion of the resolution Mr. Anderson moved and Mr. Olson seconded that the following resolution be adopted as written below. Motion passed.

B O A R D R E S O L U T I O N

WHEREAS, regulation of the practice of pharmacy and the distribution of drugs in Minnesota is the responsibility of the State Board of Pharmacy, and

WHEREAS, a strike by pharmacists would cause interruption in the delivery of pharmaceutical services, thus endangering public health,

NOW THEREFORE, be it resolved that the following guidelines be established for prompt implementation in the case of emergencies caused by possible strikes involving pharmacists. The term "pharmacy" as it is used in this resolution refers to the total area licensed as a pharmacy and not only to the prescription compounding area.

1. The pharmacist-in-charge shall, at least ten days before a strike is contemplated, notify the Minnesota State Board of Pharmacy of his intention to strike, and, when applicable, notify the Board of any intention on the part of the pharmacy owner to "lock-out".
2. The State Board of Pharmacy shall instruct the pharmacist-in-charge to provide pharmaceutical services by any of the following methods or combinations thereof:
 - a. Maintenance of pharmaceutical services by staffing the pharmacy during regular posted business hours on file at the Board office with pharmacists on a full-time basis for the purpose of furnishing copies of prescriptions to patients, their agents, their physicians, or other pharmacies designated by the patient, or

b. Maintenance of pharmaceutical services by staffing the pharmacy with pharmacists on either a full or part time basis, as approved by the Board at all times when the pharmacy is open to adequately meet the pharmaceutical needs of the public

3. Upon notification to the pharmacist-in-charge of these requirements for providing pharmaceutical services in case of a strike, the pharmacist-in-charge shall, in case of a strike, respond promptly to the Board stating a plan for providing uninterrupted pharmaceutical services in compliance with Chapter 151 and this resolution.

The board then entered into a discussion of the resolution and how it might be publicized to the profession. Mr. Olson moved and Mr. Seifert seconded that at the time of the next regular bulletin to be sent to all pharmacies, that a bulletin be prepared including this emergency strike plan resolution to be sent to all pharmacists-in-charge, and, further that simultaneous with the bulletin the resolution should be discussed in the next Board of Pharmacy Reports in the "Minnesota Pharmacist". Motion passed.

After a brief discussion concerning bulletin procedures the secretary was instructed to send a draft of all bulletins to Board members in advance of distributing the bulletin. This is desirable not only from the standpoint of possible controversial bulletins affecting policy but also for the information of Board members in the case of non-controversial routine bulletins.

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The secretary presented a list of persons who are delinquent in paying their/1970 renewal fees for their various licenses to practice pharmacy in Minnesota. The following named individuals having been properly notified concerning these deficiencies were ordered to be dropped from the rolls in a motion by Mr. Olson which was seconded by Mr. Seifert. The motion passed.

Almgren, Chester A.	9240	Naegeli, Otto R.	4240
Baker, John A.	3807	Nelson, Otto J.	5012
Becker, Dorothy B.	7470	Owen, John F.	9904
Bilden, Joseph C.	9081	Quast, William J.	4880
Brown, Henry E.	6047	Roberts, Merrill D.	4250
Bryan, Riley L.	8736	Romig, Paul W. Jr.	10233
Burmeister, A.F.	2611	Ryan, Harold G.	7252
Carpenter, Glenn A.	7866	Saunderson, N.A.	8174
Evander, Edwin S.	7009	Scharf, Benjamin M.	7567
Fredell, Helen W.	8352	Schmidt, Arthur R.	8718
Fredell, Walter G.	7743	Schwandt, Bernhard E.	8648
Friberg, Verle B.	7083	Scott, Julius C.	10550
Gaul, Hermina J.	8964	Segal, William M.	7342
Gidley, William W.	8462	Shaw, John M.	8178
Glissman, Hugo R.	9078	Silk, Ruth	10656
Halbeisen, Joseph G.	8276	Smits, Lloyd M.	7345
Halvorson, Howard J.	8419	Sommer, G.H.	2255
Hansen, Wallace G.	10417	Sonnen, Carl A.	7397
Hanson, Bernt M.	2176	Stegman, Jane L.	11074
Jewell, Rita A.	9165	Terrill, James L.	9142
Kihne, George D.	9884	Theilmann, Blenda J.	6048
Koenig, Gladys D.	8430	Wahlstrom, E.A.	3441
Laue, Edwin R.	4196	Wardwell, W.B.	3124
LeBlanc, Floyd J.	5061	Williams, David A.	10587
Lee, Orrin	8157	Willmert, Merdes B.	9050
McMahon, Glen M.	10304	Wishnev, Barbara A.	10923
Miller, Ruby L.	10501	Zuelsdorf, Otto A.	8974
Miller, William H.	8161	-2- Zwerenz, C.J.	3857

The secretary described an advertisement from the Johnson Drug Company in Bemidji which appeared to be in violation of Board Regulation No. 37A and 37K. The secretary was instructed to write the Pharmacist-in-charge, Mr. Vernon A. Schanilec informing him that the Board finds the ad to be in violation and that compliance is expected.

The secretary then announced the next NABP school for pharmacy inspectors to be scheduled in Denver, Colorado on November 7 through 11, 1971. The Board members discussed attendance of members and the assistant secretary and after the completion of the discussion Mr. Quistgard moved and Mr. Anderson seconded that in the future, junior Board members be encouraged each year to attend this NABP school, further that Mr. Reinseth be required to attend the school in 1971 and that Mr. Seifert, Mr. Olson and other interested Board members be encouraged to attend. Motion passed. Mr. Reinseth's attendance at this school is to be in lieu of attendance at the District V NABP meeting.

The secretary described correspondence with the director of the State Motor Pool and discussed the problem of transportation for Board staff. It was the consensus of the Board that once full time motor vehicles could be assigned that they be assigned to both Mr. Reinseth and Mr. Schlekau on a full time basis and that the secretary be required to use Motor Pool vehicles for his part time out of town travel. The Board also instructed the secretary to further communicate with the Motor Pool Division indicating that if a permanent assignment can not be made that the Board will consider that a car is not available and will pay its employees ten cents per mile until an assignment of a vehicle can be made on a permanent basis.

The Board members then inquired of the secretary as to a typical itinerary for out-state travel. The secretary presented Mr. Reinseth's current out-state travel plans and the Board members instructed the secretary to furnish such travel plans to the Board members in the future.

The secretary then described various nominations for appointments to the Controlled Substances Advisory Committee to the State Board of Pharmacy as outlined in Chapter 937 of the session laws of 1971. The first four names listed were physicians who, according to the law, are to be nominated by the State Board of Medical Examiners. These names include Dr. Robert Maslansky, Dr. James Janeczek Jr., Dr. Dale Dodson, and Dr. Wilbert J. Henke. The secretary suggested the name of Roy Pickens, Ph.D. as the pharmacologist member, related that the State Pharmaceutical Association nominated Mr. James Remes as the pharmacist member, nominated Mr. Gary Nelson, head of the State Narcotics Unit in the Bureau of Criminal Apprehension as the corrections and law enforcement member, District Judge David Marsden as the judiciary member, and nominated Dr. David Hancock, D.D., as the member representing counseling and treatment facilities. Mr. Leonard Boche, Chairman of the Governor's Commission on Drug Abuse recommended the name of Dr. James Kincannon, Ph.D., as a representative of treatment agencies. He also nominated the name of Mrs. Margaret Weisser as a health professional with a former drug involvement representing the former drug user. Mr. Julius E. Gernes, Winona County Attorney, nominated Mr. Steven P. Johnson, a Winona newspaper reporter as a representative of persons with former drug involvements. The secretary nominated Mr. Carl Knudsen, Minnesota Department of Education as the representative from the field of education and indicated that Dean Lawrence Weaver was contemplating recommending the name of a pharmacy student to serve on this committee.

After a discussion of the nominated persons and a review of their qualifications Mr. Anderson moved and Mr. Quistgard seconded that the topic be tabled.

The Board members discussed compensation for members of the Controlled Substances Advisory Committee and after checking the statutes the secretary reported that the members of the committee shall serve without compensation.

President Nelson recessed the Board for 15 minutes.

After a thorough discussion of the proposed nominees to the Advisory Committee on controlled substances Mr. Quistgard moved and Mr. Anderson moved that the following individuals be appointed to the Advisory Committee.

Dr. Robert Maslansky,
Dr. James Janecek Jr.,
Dr. Dale Dodson,
Dr. Wilbert J. Henke,
Dr. Roy Pickens,
Mr. Gary Nelson,
Judge David Marsden,
Dr. David Hancock,
Mrs. Margaret Weisser, R.N., B.S.,
Mr. Carl Knudsen,
The student designated by Dean Lawrence Weaver
of the College of Pharmacy,
Mr. Maurice Hillestad, Pharmacist member on an interim
appointment until January 1, 1972, and
the most recently retired State Board of Pharmacy member
serving in one year terms thereafter.

Further that the secretary be instructed to write letters of invitation to those candidates nominated by this Board and letters of announcement to those candidates nominated by the Medical Board and that the Minnesota State Pharmaceutical Association be informed of the Board's decision with respect to the pharmacist representative based upon past regulatory and enforcement experience. Motion passed.

Mr. Robert Stich entered the meeting. The Board members discussed generally the procedures of notification involving a complaint. It was agreed that future notices of initiation of proceeding would contain an announcement that the defendant's attorney is requested to contact the State Board of Pharmacy in connection with his appearance not later than five days before the announced pre-hearing conference.

At approximately 2:30 o'clock p.m., the Board discussed the complaint and notice of initiation of proceedings previously issued to Pharmacist James Brady. The Board was recessed while counsel for the Board discussed the case with counsel for Mr. Brady. At approximately 3:35 o'clock p.m. Mr. James Brady appeared before the Board with his Attorney, Mr. Hetland. A duly recorded pre-hearing conference was conducted before the Hearing Officer, Mr. William Kampf. A date certain of 9:00 o'clock a.m., Friday, July 30th was set for the full hearing at the Board office. At approximately 3:50 o'clock p.m. Mr. Brady and his attorney departed.

At approximately 3:55 o'clock p.m., Pharmacist Alex Altshuler appeared before the Board for a pre-hearing conference. Mr. Altshuler was accompanied by his Attorney, Mr. Ronald Meshbesh. A duly recorded pre-hearing conference was held and a transcript made by a court reporter. The date certain for the hearing in the Altshuler and Seldale drug case was set for 9:00 o'clock a.m., September 3, 1971. At approximately 4:20 o'clock p.m. the pre-hearing conference heard before

Mr. William Kampf, Hearing Officer, was terminated and Mr. Altshuler together with his attorney, departed.

Counsel, Mr. Stich, described evidence involving a violation of the drug laws by Intern Terrance R. Schoening, who was involved in forging a prescription for Talwin, a legend drug. Based on the resolution of the 456th meeting in this case the attorney will draw up a notice of initiation of proceedings and a complaint to be served upon Mr. Schoening for appearance at a pre-hearing conference on the 30th of July.

President Nelson removed from the table an application by Pharmacist Ronald Harlander to operate a pharmacy within the East Range Clinic in Virginia, Minnesota. The secretary indicated that he had been informed by the Board of Medical Examiners that the question concerning pharmacy ownership versus physician ownership was an ethical question not to be handled by the Medical Board. The Medical Board has reported that the matter has been referred to the Minnesota State Medical Association for handling. Mr. Seifert moved and Mr. Anderson seconded that based on this referral and pending receipt of a response from the Minnesota State Board of Medical Examiners or the Minnesota State Medical Association, that the application be layed on the table. Motion passed.

The Board members discussed with counsel a previous request for an Attorney General's opinion in the matter obtaining per diem for attendance at NABP meetings. After a thorough discussion of the purpose of the request for an opinion Mr. Quistgard moved and Mr. Olson seconded that the secretary and counsel collaborate to obtain such an opinion and that the opinion be requested before the September meeting of this Board. Motion passed.

The secretary described a list of individuals interested in the September reciprocity examinations. He also discussed the schedule for the Board meeting during those examinations. After a thorough discussion of the reciprocity application process and the September meeting schedule Mr. Anderson moved and Mr. Olson seconded that the secretary be instructed to process only those applications for reciprocity which are received from candidates who expressed a definite interest in appearing before the Board at its September meeting before the July 20 meeting, further that the secretary not advertise the September meeting for purposes of examining reciprocity candidates. Motion passed.

The secretary described an advertisement from Target Pharmacy in North St. Paul which was in violation of Board Regulation No. 37K. After a discussion of the violation Mr. Quistgard moved and Mr. Seifert seconded that the pharmacist-in-charge be called in before the Board at its next special meeting. Motion passed.

The secretary reviewed correspondence in the case of Pharmacist Duane Irvine, Pharmacist-in-charge of the Monticello Hospital. He recommended that the problems with narcotic storage and after hours pharmaceutical services have been corrected that a disciplinary hearing would not be necessary. Mr. Quistgard moved and Mr. Olson seconded that the secretary be instructed to write Mr. Irvine reminding him of the importance of compliance in this area. Motion passed.

The secretary described the affects of the new State Controlled Substances Act upon the Board and its administrative responsibilities under the Act. After a thorough discussion of controlled substances and Board's responsibilities under the Act, Mr. Quistgard moved and Mr. Olson seconded that the secretary be instructed to initiate action to develop a proposal for the rescheduling of amphetamine

substances in uniformity with the federal regulations, that the secretary prepare a modification of Regulation No. 51 to repeal the drugs listed therein which are now also contained in Chapter 937 of the session laws, that Board Regulation No. 40 (i) (1) and (2) be deleted in a similar proposal, and that the secretary initiate a study of appropriate controlled substances records in Minnesota hospitals and draft a proposed regulation covering that subject for the Board's consideration. Motion passed.

The secretary described problems with new, so called, unit dose dispensing systems and contrasted them with existing unit dose dispensing systems and guidelines proposed by the Institutional Pharmacy Committee of the NABP. President Nelson lifted from the table a proposed set of guidelines considered by the Board at its June meeting. These guidelines as presented by the secretary for consideration of the Board are as follows:

GUIDELINES FOR UNIT DOSE DISPENSING SYSTEMS

1. Definitions.
 - a. Unit Dose Packaging. Unit dose packaging is the packaging of individual doses of medications in containers which will preserve their identity and integrity from the point of packaging to patient consumption. Such containers are properly labeled with the name of the drug, dosage form and strength, manufacturer's name and lot number.
 - b. Unit Dose System. The unit dose system is that drug distribution system which is pharmacy based and which involved unit dose packaging in a manner which removes traditional drug stocks from patient care areas and enables the selection and distribution of individual doses to be pharmacy based and controlled.
2. Proper utilization of the total unit dose system requires that in as far as practicable all medications be packaged for unit dose dispensing.
3. Packaging of drugs in unit dose packaging within a pharmacy is subject to Board Regulation No. 38.
4. Selection of individual pre-packaged unit doses within the pharmacy shall not constitute dispensing if such selection is properly checked by the pharmacist before the dose is administered. Such a check may occur within the pharmacy or on the floor of the hospital.
5. The total unit dose system requires utilization of a medication profile for all patients.
6. Supervision of the manufacturing, dispensing and administration of drugs in a total unit dose system is pharmacy based.
7. No medication is stored in patient care areas with the exception of pharmacy approved emergency stat doses.
8. Unit dose systems comply with existing state law with respect to provision of pharmaceutical services to hospitals and nursing homes.
9. The pharmacist interprets the original chart order either in the patient area or in the pharmacy.
10. If unit dose packaging is used in a system which does not meet these criteria all of the labeling and dispensing requirements required for traditional drug distribution are utilized.

The Board members discussed generally items 1 through 4. Mr. Anderson suggested and the Board concurred that the second sentence in Item No. 4 be stricken from the guidelines.

After a continued discussion of the guidelines and a comparison of unit dose distribution systems with traditional distribution systems as practiced in community pharmacies, it was suggested that the Board would benefit from a tour of a licensed hospital pharmacy utilizing a true unit dose dispensing system. The secretary was instructed to make arrangements for such a tour and these proposed guidelines were placed on the table until such a tour has been completed, preferably at the next special meeting of the Board.

The secretary informed the Board of his intention to arrange for the printing of a revised law pamphlet based on changes of 1971 legislative session. The Board concurred with this necessary expense.

Mr. Anderson suggested that the secretary critique the elements of the compounding and dispensing process in community practice versus the selection process of individual doses in a bona fide unit dose dispensing system.

The secretary described an application by Pharmacist Robert R. Anderson to operate the Community Health Clinic Pharmacy at 1060 W. Central, St. Paul, Minnesota. This is a so-called "free clinic" pharmacy to be staffed by various community pharmacists in the city of St. Paul whose names appear on the application. After a thorough discussion of the application Mr. Olson moved and Mr. Anderson seconded that the license be granted subject to a physical inspection of the premises. Motion passed.

The secretary described a recent visit with Mrs. Claire Sparber, a pharmacist who is coordinating volunteer services by other pharmacists and interns at the Cedar - Riverside Clinic in Minneapolis. The Board's intent to license the Cedar - Riverside Clinic Pharmacy was described to Mrs. Sparber who expressed concern for proper coverage of the proposed pharmacy area during the hours of clinic operation. The secretary reported that he explained the importance of place licensure and security and recordkeeping standards within the practice of pharmacy for the interest to better patient care and protection of the public health. After a general discussion of the concept of establishing a pharmacy within the clinic Mr. Quistgard moved and Mr. Olson seconded that the secretary be instructed to write Mrs. Sparber furnishing her with an application for a license to operate a pharmacy and explaining that full pharmacist coverage is required and that practice within the licensed place is a requirement. A copy of this letter is to be sent to Dean Weaver of the College of Pharmacy. Motion passed.

The secretary described an application formerly layed on the table involving a proposal to operate a pharmacy in Hibbing, Minnesota, submitted by Snyder Drugs. Mr. Quistgard moved and Mr. Olson seconded, that the Board ratify its previous action in approving the license by a poll of its members. Motion passed.

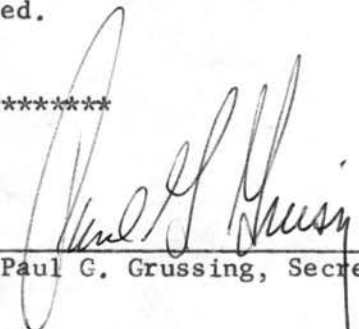
The secretary described a similar application submitted by Snyder Drugs to operate a pharmacy in Virginia, Minnesota. Mr. Olson moved and Mr. Seifert seconded that the license be approved subject to physical inspection and assurance of proper security involving the door leading to the proposed licensed pharmacy area. Motion passed.

The secretary described an application by Shopper's City Drug, Inc. to operate a pharmacy in Coon Rapids, Minnesota. After a brief discussion Mr. Seifert moved and Mr. Quistgard seconded that the license be issued subject to the completion of an interview between the secretary and the pharmacist-in-charge. Motion passed.

After a review of the responsibilities of the pharmacist-in-charge, particularly of those involved in opening a new pharmacy there was general consensus that the secretary be instructed to visit with all pharmacists-in-charge of proposed new pharmacies before licenses for such pharmacies be proved and issued by the Board.

The president removed from the table an application from Sister Rita Claire Engel to operate a pharmacy in St. Benedict's College in St. Joseph, Minnesota. The application had been tabled pending a visit to the site by the secretary. The secretary reported on his findings as described in a poll to the Board members. After a discussion of the application the secretary was instructed to contact the applicant requesting a sketch which would comply with Regulation No. 7, requesting a stated policy in the matter of relief coverage for the proposed pharmacy and also requesting that the secretary establish with the administration of the college something about the tenure of the pharmacist-in-charge in an assurance that on-premises pharmaceutical service is actually contemplated on an ongoing basis.

At approximately 6:40 o'clock p.m. Mr. Olson moved and Mr. Seifert seconded that the meeting be adjourned. Motion passed.



Paul G. Grussing, Secretary

John H. Nelson, President

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-EIGHTH MEETING

September 8, 1971. The written examinations in the subjects of pharmacology, pharmacy, pharmaceutical chemistry, pharmaceutical and chemical mathematics, and jurisprudence were administered by the board's Secretary, Mr. Paul G. Grussing, at Appleby Hall, University of Minnesota.

The following individuals having fulfilled the legal requirements for examination and having submitted properly executed applications were present to take the above examinations:

Alsleben, Jerel L.	Messerli, David M.
Amundson, Joel D.	Paroczai, Shirley L. (Mrs.)
Emry, Julie (Mrs.)	Ridberg, Carolyn S. (Mrs.)
Erickson, William T.	Schneider, Lynn M. (Mrs.)
Hanson, Michael E.	Segar, Susan M.
Johns, Connie L.	Kostynyk, Allan
Kolnes, Candace L. (Mrs.)	Jones, Barbara S. (Mrs.) (written retake)
Macken, Susan E.	Potter, Doyle D. (written retake)
Mattson, Allan L.	Trezona, William G. (written retake)

The written examinations lasted the entire day and the following board members were in attendance at Appleby Hall during the afternoon session: President John H. Nelson, Vice President Jack E. Quistgard, Mr. Lowell Anderson, Mr. Roy Olson and Mr. Ben J. Seifert.

At 1:30 o'clock p.m., the following candidates who had submitted properly executed applications for reciprocal licensure joined the candidates taking the entire examination. The following candidates who were seeking registration by reciprocity wrote the written examination in pharmaceutical jurisprudence:

Beaty, Carol A.	New York
Considine, Edward T.	New York
Correia, James J.	Massachusetts
Coulson, Loes P.	Iowa
Elder, Jack R.	Idaho
Gillund, Ronald G.	North Dakota
Hiland, Steven C.	Iowa
Hoolihan, Robert J.	North Dakota
Lee, Ronald J.	North Dakota
Pado, Ronald J.	Maryland
Schimke, Cecil M.	North Dakota
Anklam, Deanna J.	South Dakota
Smith, James M.	Wyoming
Twedt, Paul E.	Iowa
Wiewel, Patrick S.	Iowa
Van Berkum, Lowell C.	North Dakota
Hunt, Max L. Jr.	Ohio
Schmidt, Marvin P.	Indiana

The examination was completed at approximately 3:30 o'clock p.m.

At 3:50 o'clock p.m. Michael R. Beugen appeared before the board in connection with a request for the reinstatement of the license to practice pharmacy previously issued to him. After listening to a mitigating plea from Mr. Beugen, Mr. Seifert moved and Mr. Olson seconded that the license to practice pharmacy previously issued to Mr. Beugen be reinstated immediately and that Mr. Beugen be instructed to pay the required proceeding's cost and reinstatement fee before obtaining his license and his license renewal from the secretary. Motion passed.

After a brief discussion concerning the administrative procedures for the reinstatement of his license Mr. Beugen departed.

At approximately 4:00 o'clock p.m. Pharmacist James Brady appeared before the Board. Counsel for the board, Mr. Robert Stich reviewed the terms of the stipulation between Mr. Brady and the board and indicated that the charges in the initial citation were agreed to by Mr. Brady. The case involved illegal sale of a legend drug without benefit of a prescription and refilling prescriptions without authorization of the prescriber. The stipulation calls for a 45 day suspension beginning September 1, 1971. Mr. Heetland presented mitigating circumstances in connection with the violations. President Nelson outlined for Mr. Brady professional duties of a pharmacist which must be avoided by Mr. Brady during the term of his stipulated suspension. Mr. Nelson also warned Mr. Brady indicating that undercover agents of the board would be shopping his pharmacy to insure that the terms of the suspension were being complied with. At approximately 5:30 o'clock p.m. Mr. Brady and his attorney departed.

At approximately 5:35 o'clock p.m. Mr. Paul E. Twedt, a candidate for registration by reciprocity from the state of Iowa appeared before the board for an oral examination in jurisprudence.

At 7:30 o'clock p.m. the board met in full session to conduct general business and to correct examination papers.

The secretary described an application from Mr. William Trezona who appeared to take the written examination for the seventh time. The board discussed possible policies for limiting the number of times an examination may be taken by a candidate. In the absence of any regulation to that affect the consensus was that Mr. Trezona might be encouraged to audit some courses at the University before taking the examination again. This discussion was tabled until the board's meeting with counsel later this week.

The secretary described an application for a license to operate a pharmacy submitted by Mr. Jerry A. Claffy, Pharmacist-in-charge of the Proposed Snyder's Drug Store on 17th Ave. in Rochester, Minnesota. After a review of the application together with the attached blueprint Mr. Quistgard moved and Mr. Seifert seconded that the application be denied because the blueprint does not allow for adequate space for dispensing of non-prescription drugs. Motion passed. The secretary was instructed to write the pharmacist-in-charge informing him of this deficiency and requesting him to re-submit a blueprint proposing adequate non-prescription drug storage space for consideration at the next board meeting.

The secretary described an application from Mr. James F. Parkins to operate a pharmacy at 212 No. LaBree Ave. in Thief River Falls. After a discussion of the application together with the attached sketch of the proposed pharmacy area

Mr. Anderson moved and Mr. Seifert seconded that the license be approved subject to moving the refrigerator into a more closely controlled area or the placement of a lock on the refrigerator. Motion passed.

The secretary described a request from N.A.B.P. for board reaction to the concept of proposed regional uniform testing dates for standardized examinations. After a thorough discussion of the proposal the board developed a general consensus that the establishment of a single date would decrease the mobility of pharmacists wishing to take exams in neighboring states, that it would lead to the acceptance of examination results on a national basis, and that it would be preferable to rely upon a greater variety of examinations to avoid duplication than to simply standardize the date. The secretary is to communicate the board's consensus to N.A.B.P.

Mr. Lowell Anderson, Chairman of the board's Advisory Committee on Internship discussed the initial meeting of the Advisory Committee and reviewed for the board some of the goals and objectives of the committee.

The secretary described progress in the appointment of the Advisory Council on controlled substances. All but one of the nominees considered by the board at its previous meeting accepted an appointment and the secretary was instructed by the board to nominate a person for the final position and to obtain board approval for the nomination by a poll of the board.

The secretary indicated that the Scrimgeour Pharmacy in Lester Prairie which is now closed has a definite prospective buyer. Mr. Anderson moved and Mr. Seifert seconded that unless immediate evidence of disposal of the drugs within the pharmacy is obtained, that the secretary be instructed to write the pharmacist-in-charge indicating that, unless proper transfer of the drugs are made, on October 15 the controlled drugs will be seized and charges will be pressed for illegal possession of other legend drugs. A copy of the letter is to be sent to the County Attorney and the Sheriff. Motion passed.

The secretary described an N.A.B.P. Internship Demonstration Project's Conference to be held in St. Louis, Missouri on September 19. Mr. Anderson elaborated on the purposes of the conference and discussions were held on insuring appropriate representation from the Minnesota board and the University of Minnesota, College of Pharmacy.

The board discussed detailed plans for transportation to the District V meeting of the National Association of Boards of Pharmacy to be held in Rapid City, South Dakota on September 25, 26, and 27.

The board entered into a lengthy discussion on the dates of future meetings after which Mr. Anderson moved and Mr. Olson seconded that the next full board examination be administered on March 5, 1972. Motion passed. The secretary will communicate this fact to the Association Journal and to the Colleges of Pharmacy.

Mr. Seifert moved and Mr. Olson seconded that the fall, 1972 full examination be offered on September 10. Motion passed.

The board members discussed future internship standards and there was general consensus that three months post-graduate internship should remain a requirement in Minnesota.

Mr. Anderson moved and Mr. Quistgard seconded that an examination for candidates by reciprocity be offered in January of 1972 and that a definite deadline of December 15, 1971 be established for receiving applications. Motion passed. The secretary

is to so inform all applicants and to advertise the meeting in the "Minnesota Pharmacist".

The secretary furnished the board members with copies of a suggested revision to the A.C.P.E. Accreditation Manual together with some comments by the secretary. President Nelson suggested that the board members study the suggested revisions during the course of the board meeting and that the item be tabled for discussion.

The board then completed the grading of written examinations administered earlier in the day and dismissed its meeting at approximately 10:45 o'clock p.m.

September 9, 1971. The board met at Appleby Hall, University of Minnesota at 8:30 o'clock a.m. Members present were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell Anderson, Mr. Roy Olson and Mr. Ben J. Seifert. The board's secretary was also present. Practical examinations were administered throughout the day. Eighteen candidates who had met all requirements and had presented properly executed applications were present to take the practical examination. In addition, Mr. Marvin Schmidt, a candidate for reciprocal licensure from Indiana was present to take the required practical examination because he did not present the required one year internship.

While portions of the practical examination were proctored by the secretary, a board member or a college staff member, the board conducted oral examinations in jurisprudence for reciprocity candidates.

At approximately 10:15 o'clock a.m. Mrs. Carol A. Beaty, a candidate for registration by reciprocity from the state of New York appeared before the board for an oral examination in jurisprudence.

At approximately 10:30 o'clock a.m. Mr. Edward T. Considine, a candidate for registration by reciprocity from the state of New York appeared before the board for an oral examination in jurisprudence.

At approximately 10:45 o'clock a.m. Mr. James J. Correia, a candidate for registration by reciprocity from the state of Massachusetts appeared before the board for an oral examination in jurisprudence.

At approximately 11:00 o'clock a.m. Mr. Lores P. Coulson, a candidate for registration by reciprocity from the state of Iowa appeared before the board for an oral examination in jurisprudence.

At approximately 11:15 o'clock a.m. Mr. Jack R. Elder, a candidate for registration by reciprocity from the state of Idaho appeared before the board for an oral examination in jurisprudence.

At approximately 11:30 o'clock a.m. Mr. Ronald G. Gillund, a candidate for registration by reciprocity from the state of North Dakota appeared before the board for an oral examination in jurisprudence.

At approximately 11:40 o'clock a.m. Mr. Steven C. Hiland, a candidate for registration by reciprocity from the state of Iowa appeared before the board for an oral examination in jurisprudence.

At approximately 12:00 o'clock p.m. Mr. Robert J. Hoolihan, a candidate for registration by reciprocity from the state of North Dakota appeared before the board for an oral examination in jurisprudence.

At approximately 12:15 o'clock p.m. Mr. Ronald J. Lee, a candidate for registration by reciprocity from the state of North Dakota appeared before the Board for an oral examination in jurisprudence.

At approximately 1:45 o'clock p.m. Mr. Ronald J. Pado, a candidate for registration by reciprocity from the state of Maryland appeared before the Board for an oral examination in jurisprudence.

At approximately 2:00 o'clock p.m. Mr. Cecil M. Schimke, a candidate for registration by reciprocity from the state of North Dakota appeared before the Board for an oral examination in jurisprudence.

At approximately 2:15 o'clock p.m. Mrs. Deanna J. Anklaam, a candidate for registration by reciprocity from the state of South Dakota appeared before the Board for an oral examination in jurisprudence.

At approximately 2:30 o'clock p.m. Mr. James M. Smith, a candidate for registration by reciprocity from the state of Wyoming appeared before the Board for an oral examination in jurisprudence.

At approximately 2:45 o'clock p.m. Mr. Patrick S. Wiewel, a candidate for registration by reciprocity from the state of Iowa appeared before the Board for an oral examination in jurisprudence.

At approximately 3:00 o'clock p.m. Mr. Lowell C. Van Berkum, a candidate for registration by reciprocity from the state of North Dakota appeared before the Board for an oral examination in jurisprudence.

At approximately 3:15 o'clock p.m. Mr. Marvin P. Schmidt, a candidate for registration by reciprocity from the state of Indiana appeared before the Board for an oral examination in jurisprudence.

At approximately 3:30 o'clock p.m. Mr. Max L. Hunt, Jr., a candidate for registration by reciprocity from the state of Ohio appeared before the board for an oral examination in jurisprudence.

After a brief discussion the secretary was instructed to send telegrams to the pharmacists-in-charge of the four Union Prescription Center Pharmacies in Minneapolis and St. Paul. The pharmacists-in-charge are to be requested to visit with the board about a professional matter on Friday, September 10, at 2:30 o'clock p.m.

At 4:00 o'clock p.m. the entire board and its secretary toured the St. Joseph's Hospital Pharmacy in St. Paul, Minnesota. The purpose of the tour was to review the unit dose drug distribution system in effect at the hospital.

At 7:30 o'clock p.m. the board met in its rooms at the Sheraton Motor Inn in Bloomington, Minnesota for the purpose of conducting business and correcting examinations.

After a review of the jurisprudence examinations administered to candidates by reciprocity, Mr. Anderson moved and Mr. Quistgard seconded that having passed the jurisprudence examinations and any other examination that may have been requested of them for reason, the following candidates for registration by reciprocity be granted registration on the basis of the state listed with their names. Motion passed.

The list of names and states of original registration are as follows:

Cert. No.

1857	Beaty, Carol A. (Mrs.)	New York
1858	Considine, Edward T.	New York
1859	Correia, James J.	Massachusetts
1861	Elder, Jack R.	Idaho
1862	Gillund, Ronald G.	North Dakota
1863	Hoolihan, Robert J.	North Dakota
1865	Pado, Ronald J.	Maryland
1866	Schimke, Cecil M.	North Dakota
1856	Anklam, Deanna J. (Mrs.)	South Dakota
1867	Smith, James M.	Wyoming
1868	Twedt, Paul E.	Iowa
1870	Wiewel, Patrick S.	Iowa
1869	Van Berkomp, Lowell C.	North Dakota
1864	Hunt, Max L. Jr.	Ohio

After a discussion of the application submitted by Mr. Lores Palm Coulson, Mr. Olson moved and Mr. Anderson seconded that reciprocity be granted to Mr. Coulson subject to the completion of his application by furnishing affidavits of having practiced pharmacy on a relief basis within the past five years - such affidavits to be furnished to the board for review. Motion passed.

Mr. Quistgard moved and Mr. Anderson seconded that after a review of the application, records, and examinations in the case of Mr. Steven C. Hiland, that the privilege of reciprocity be denied to him at this time. Motion passed.

Mr. Seifert moved and Mr. Anderson seconded that after a review of the application, records, and examinations in the case of Mr. Ronald J. Lee, that the privilege of reciprocity be denied to him at this time. Motion passed.

Mr. Olson moved and Mr. Anderson seconded that after a review of the application, records, law examinations, and practical examination in the case of Mr. Marvin P. Schmidt that the privilege of reciprocity be denied to him at this time. Motion passed.

At approximately 11:50 o'clock p.m., President Nelson dismissed the board.

At 9:30 o'clock a.m., the board met with the candidates for examination at 1965 Ford Parkway, St. Paul, to present some professional topics to the candidates as well as to discuss the entire examination.

At 10:35 o'clock a.m., the board reentered its general session and considered items on its business docket.

The secretary presented a text book to the board for its consideration in connection with Regulation No. 11. Mr. Olson moved and Mr. Quistgard seconded that the board accept the American Medical Association drug evaluation text book of 1971 as an acceptable text in reference with the meaning of Regulation No. 11. The secretary will obtain a copy for board review.

At approximately 11:30 o'clock a.m., Pharmacist Donald Lord appeared before the board in connection with a violation of Regulation No. 37. Mr. Lord was represented by his counsel, Mr. Thomas Hunt. The board entered into a general

discussion of Regulation No. 37a and 37k and Mr. Lord gave his assurances that he would assume full responsibility for compliance with the regulation at the Madsen Pharmacy in Mankato.

President Nelson dismissed the board for lunch.

At approximately 1:30 o'clock p.m. the board reentered its general session and the secretary presented a financial report for the period from January through June, 1971. After a general discussion of the report Mr. Olson moved and Mr. Seifert seconded that the report be received and approved. Motion passed.

At approximately 1:45 o'clock p.m., Pharmacist Ronald Harlander appeared before the full board in connection with an application to operate a pharmacy owned by the East Range Clinic in Virginia, Minnesota. Mr. Harlander was accompanied by Mr. James Vitali, Administrator and Dr. Friedlieb, Medical Director. Dr. Friedlieb read a prepared statement and then made several comments indicating why an on-premises pharmacy would be beneficial to patients. He further stated that the applicant would be a full partner in the professional corporation which would own the proposed pharmacy. After numerous questions by the board Mr. Harlander departed together with Mr. Vitali and Dr. Friedlieb. Mr. Harlander made no statement and did not ask or respond to any questions.

After a discussion of the application and the evidence presented at the meeting with Mr. Harlander Mr. Quistgard moved and Mr. Seifert seconded that counsel and secretary be instructed to conduct further research into the application and report to the board before its next meeting. Motion passed.

President Nelson requested that Mr. Stich remind Attorney General Spannaus of the board's request in connection with obtaining per diem payment for official board business out of state.

President Nelson lifted from the table the previous discussion in connection with Mr. William Trezona and possible limitations on the number of times an examination may be administered to a single candidate. Counsel, Mr. Stich, indicated that such a policy could not be established except without benefit of a full public hearing and the promulgation of a regulation. Secretary and counsel were instructed to prepare the elements of such a regulation for discussion by the board.

The secretary described a meeting with pharmacists at the Cedar Riverside Free Clinic in Minneapolis and a subsequent meeting with Dean Larry Weaver. He reported that the pharmacists and interns who attended the meeting were extremely hostile toward board interference and objected even to the basic minimum standards of place licensure. The secretary explained the reasons for the place licensure and explained that the board was not opposed to the benevolent nature of the pharmacist's duties at the clinic and that the board actively supported the clinical experience which pharmacists and interns were receiving there. He then described a meeting with Dean Lawrence Weaver of the College of Pharmacy in which Mr. Donald Dee, Executive Secretary of the Minnesota State Pharmaceutical Association and the secretary met to request the Dean to cooperate in connection with upholding minimum standards of practice in the Cedar Riverside Free Clinic and elsewhere. Dean Weaver indicated that when he received a copy of the letter sent to the proposed pharmacist-in-charge of the Proposed Cedar Riverside Pharmacy, and he encouraged the young pharmacists and students to resist licensure by the board. After reminding the Dean of the importance of security recordkeeping and equipment in good pharmacy practice he agreed to meet with the students involved and indicated that he supported the board's position solidly and was misinformed about the board's intentions in requiring licensure.

The secretary reported that he expects the Dean to offer full cooperation and that licensure of the Cedar Riverside Pharmacy practice area will be made possible with the Dean's cooperation.

The secretary reported that he had received telegrams from the pharmacists-in-charge of the four Union Prescription Center Pharmacies in the Twin City area indicating that they could not appear before the board because of the short notice. The board discussed problems with Regulation No. 37k in connection with Union Prescription Center Franchisor in Milwaukee and possible involvement of the pharmacists-in-charge in relationship to the violations. The secretary was instructed to continue the investigation and to call in the same pharmacists at the board's next special meeting.

Counsel, Mr. Stich, furnished the board a written memorandum outlining his opinion of the meaning of a recent Supreme Court decision involving confidentiality of quasi judicial matters. This report involves the Seldale Pharmacy and Pharmacist Alex Altshuler and requests by the "Minneapolis Star and Tribune" for certain information in connection with the case. Counsel was instructed to inform the reporter from the Minneapolis newspaper of the board's position in connection with the meaning of the Supreme Court decision and to offer the newspaper reporter cooperation after the terms of the stipulation in this case have been met.

The secretary noted that the record of pharmacists dropped from the rolls on Page 2 of the 467th meeting should have noted that the named individuals were delinquent in their 1969 and 1970 pharmacy license renewals! The secretary was instructed to make an appropriate notation to that effect.

The secretary described correspondence from Target Pharmacy's Inc. and from Mr. Randall Pommerening, Pharmacist-in-charge of the Target Pharmacy in North St. Paul, Minnesota, in which a plan was outlined to insure that the pharmacist-in-charge can fully exercise his prerogatives to scrutinize and approve or disapprove proposed advertising concerning the pharmacy. It was general consensus that the problem had been solved and that it would be unnecessary to request Mr. Pommerening to appear before the board in connection with this current problem.

The board then entered into a general discussion of standards for unit dose dispensing and the secretary was instructed to furnish the board members with copies of policies by other state boards in connection with sanctioning of unit dose dispensing systems.

The secretary described an application submitted by Pharmacist Ronald L. Saurdiff, Pharmacist-in-charge designate of the Proposed White Mart Pharmacy in Alexandria, Minnesota. After a review of the application Mr. Olson moved and Mr. Anderson seconded that the license be granted subject to physical inspection of the premises and to the completion of an interview of the pharmacist-in-charge by the secretary in connection with compliance with Regulation No. 37. Motion passed.

President Nelson then reviewed the elements of the meeting between Mr. James Brady and the board. Mr. Olson moved and Mr. Anderson seconded that the suspension period of 45 days agreed to in the stipulation be reduced to three weeks. After a general discussion the motion failed and the secretary was instructed to write Mr. Brady indicating the board concurs with the term of the suspension agreed to in the stipulation.

After thoroughly reviewing the performance of the candidates in the examination for licensure, and the qualifications of the candidates, Mr. Quistgard moved and Mr. Seifert seconded that the following named candidates who received a general average of 75% or better, not below 75% in the practical examination and not below 60% in any one subject be granted registration as pharmacist. Motion carried. The list of names follows:

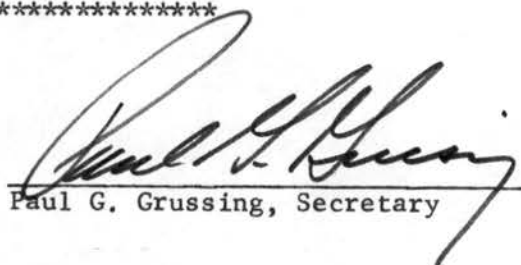
Cert. No.

1840	Alsleben, Jerel L.
1841	Erickson, William T.
1842	Garaas, Wayne A.
1843	Hanson, Michael E.
1844	Johns, Connie L.
1845	Jones, Barbara S. (Mrs.)
1846	Kostynyk, Allan N.
1847	Kuhlmann, Thomas P.
1848	Macken, Susan E.
1849	Mattson, Allan L.
1850	Moegle, Ellen L. (Mrs.)
1851	Paroczai, Shirley L. (Mrs.)
1852	Potter, Doyle D.
1853	Ridberg, Carolyn S. (Mrs.)
1854	Schneider, Lynne M. (Mrs.)
1855	Segar, Susan M. (Mrs.)

Mr. Nelson indicated that it was the consensus of the Board that the position of Assistant Secretary not be filled for a period of four months and that the secretary place highest priority upon completing investigations of pharmacies to determine compliance with Welfare Department pricing regulations - such investigations take priority over all other board business.

The secretary responded by indicating that he did not have time to prepare a specific recommendation to the board at this meeting in connection with qualifications and recruitment for a replacement for Mr. Reinseth. He indicated that he would make such a recommendation to the board as soon as possible because of the urgent professional manpower shortage in the board staff.

At approximately 5:15 o'clock p.m. Mr. Seifert moved and Mr. Anderson seconded that the meeting adjourn. Motion passed.


Paul G. Grussing, Secretary

John H. Nelson, President

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED FIFTY-NINTH MEETING

October 20, 1971. At approximately 2:00 o'clock P.M., President John H. Nelson called the meeting to order. Members in attendance were: President John H. Nelson, Vice President John E. Quistgard, Mr. Lowell J. Anderson, Mr. Roy H. Olson and Mr. Benjamin J. Seifert. Also present were the board's attorney, Mr. Robert T. Stich and the board's secretary, Mr. Paul G. Grussing. Members of other governmental departments in attendance included Senator Winston Borden and Mrs. Sherry Chenoweth, Director of the Division of Consumer Services. Approximately 20 other persons were present in the board conference room plus an unestimated number of persons outside of the board office. President John H. Nelson introduced the members of the board to the public members in the audience.

The board reviewed an application from Mr. Glen E. Dorn for a proposed pharmacy within the Divine Providence Hospital in Ivanhoe, Minnesota. The secretary reviewed briefly the application and required supporting documents and comments that a rather complete proposed operating procedure accompanied the application, but that the daily hours of the pharmacy were not specified. He also pointed out that the sketch of the proposed pharmacy area appeared to be in compliance but that a physical inspection of the premises had not yet been accomplished. Members of the board reviewed the application and after a brief discussion, Mr. Quistgard moved and it was seconded that the license be granted subject to a physical inspection of the premises and clarification of the proposed hours of operation of the hospital pharmacy. Motion passed.

The secretary then described activities of the first meeting of the Advisory Council on Controlled Substances to the State Board of Pharmacy. This meeting was scheduled on October 19 in the board office and was attended by the secretary and Mr. Roy H. Olson. The agenda was presented to the board as well as a description of the organizational meeting and some new business. Dr. Roy Pickens, Psycho-pharmacologist from the University of Minnesota and a member of the council, was elected its chairman. A copy of the Advisory Council roster and the agenda of its first meeting is appended to the minutes of this meeting.

The board then discussed proposed amendments to Board of Pharmacy Regulation No. 51 which would bring the State Controlled Substances Act into conformity with the Federal Controlled Substances Act. Existing Regulation 51 should be repealed because all of the items it contains are now incorporated in Chapter 937 of the Laws of 1971. The board discussed a proposal for listing all controlled substances in Chapter 937 in a new version of Regulation No. 51 with the amphetamine drugs, methylphenidate and phenmetrazine, rescheduled into Schedule II. The board members discussed problems with creating exemptions by regulation which would be uniform with federal regulations if the federal government abandoned the C-symbol requirement in the future. This matter is to be reviewed by the secretary and counsel before the proposal is again presented to the board. The board discussed possible dates for the scheduling of the public hearing on a revision of Regulation 51.

The secretary described a list of prescription drugs and prices posted in an Osco Pharmacy in Mankato, by referring to a picture of the list and he described a conversation with the pharmacist-in-charge of the Osco Pharmacy in St. Cloud, who indicated that a similar list had been posted within his prescription department. President Nelson asked the board members to consider whether or not the sign conflicts with Board Regulation No. 37k. The board members discussed the practice of responding to individual patient's requests about the price of professional services and discussed at length the posting of prescription prices in the prescription department in light of Regulation No. 37k.

Mrs. Sherry Chenoweth, State Director of Consumer Services, was recognized to make a statement in which she favored competitive advertising, urged the repeal of Regulation No. 37k, and requested notification of the next Board of Pharmacy meeting when 37k might be on its agenda.

Senator Winston Borden was recognized and he made a statement urging the repeal or revision of Regulation No. 37k.

The board continued to discuss the subject of posting of prescription prices within prescription departments. The board's special assistant attorney general was asked if posting a list of prescription drugs and prices in a prescription department constituted public promotion and Mr. Stich replied that in his belief it did not. The board discussed the matter at some length when Mr. Roy Olson moved that the board not consider the Osco price lists to be in violation of Regulation No. 37k and further, that the board enforce Regulation 37k.

The motion died for a lack of a second. The board continued to discuss the topic. Mr. Quistgard moved and Mr. Olson seconded that the sign in the Osco prescription departments be held by the board not to be in violation of Regulation No. 37k based on the evidence before the board at this time. Motion passed.

President Nelson ordered a short recess of the board until 3:30 o'clock P.M.

The board instructed the secretary to draft a bulletin for board approval pointing out the findings of the board concerning prescription price lists and stating that Regulation No. 37k remains with the full force and effect of law.

The secretary reviewed for the board recommendations made as the result of surveys of drug distribution practices at the Minnesota State Prison in Stillwater and the Minnesota State Reformatory in St. Cloud. He reported that a result of these recommendations the prison has now employed a pharmacist and will apply for a pharmacy license and that the secretary developed a written proposal for an off-premises pharmaceutical service to the St. Cloud Reformatory using a unit dose system. He explained for the benefit of the members of the public in attendance, how a unit dose system would remove the necessity of maintaining stocks of drugs within the reformatory itself. The secretary further related that the State Employees Union had made inquiry into the drug distribution practices at both institutions and that a review of the board's recommendations to both institutions had been furnished to the State Employees Union.

The board then discussed when the next meeting for purposes of examining candidates for examination in Minnesota by reciprocity should be scheduled. After some discussion, Mr. Olson moved and Mr. Anderson seconded that the board schedule a meeting on the 6th and 7th of January for that purpose and any other business which might come before the board. Motion passed.

Mr. Lowell Anderson reported on the activities of the board's Internship Advisory Committee stating that it would meet on the 4th of November with the benefit of an educational psychologist to assist the committee in measuring internship training. The secretary pointed out that as part of the report of the psychologist his proposal for consultation to

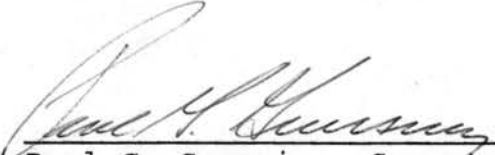
the Advisory Committee at future meetings could be expected to include a fee for service. Such a proposal will be brought to the board's attention.

The secretary described an invitation from the Bureau of Narcotics and Dangerous Drugs to attend, together with a representative of the State Attorney General's office, a conference on the Federal and State Controlled Substances Act on October 28 and 29. After some discussion, Mr. Anderson moved and Mr. Olson seconded that the secretary be authorized to attend the conference on behalf of the board, or, if requested, on behalf of NABP. Mr. Olson announced that he had been invited to attend a National Conference on Pharmacy Problems sponsored by H.E.W. It was noted that Mr. Olson would attend as a practitioner, not as a board member, and that expenses would not be paid.

Mr. Quistgard indicated that the controversial problem of security of amphetamine drugs would be taken up soon by representatives of NABP and BNDD.

The board discussed the feasibility of discussing Regulation No. 37k before the January meeting and counsel, Mr. Stich, reminded the board of a pending determination to be made on the Findings of Fact by the board's hearing officer. Counsel will determine whether the hearing officer wishes to sit in on the board determination, will inform the secretary so that the board may establish a date for this special meeting. Regulation No. 37k can be considered at that special meeting.

There being no other new business to come before the board the meeting was adjourned. Adjournment at 4:35 o'clock P.M.


Paul G. Grussing, Secretary

John H. Nelson, President

MINNESOTA STATE BOARD OF PHARMACY
Advisory Council on Controlled Substances

1. Dr. Dale Dodson
314 Washington St.
Northfield, Minn. 55057
507-645-4720
 2. Dr. David Hancock
Medical Services Division
Dept. of Public Welfare
Centennial Bldg.
St. Paul, Minn. 55101
221-2657
 3. Dr. Wilbert J. Henke
2431 Angell Rd.
St. Paul, Minn. 55118
222-6309
 4. Mr. Maurice Hillestad
117 Forest St.
Fairmont, Minn. 56031
507-238-1634
 5. Mr. Joel Houghlum
College of Pharmacy
University of Minnesota
Minneapolis, Minn. 55455
373-2187
 6. Dr. James Jacecek
2555 N.W. Eighth St.
New Brighton, Minn. 55112
227-2144
 7. Mr. Carl Knutson, Supervisor
Health, Phy. Ed., & Traffic Safety
Instruction Div.,
Dept. of Education
Centennial Bldg.
St. Paul, Minn. 55101
221-3757
 8. Honorable David E. Marsden, Judge
2nd District
Ramsey Co. Courthouse Bldg.
St. Paul, Minn. 55101
223-4718
 9. Dr. Robert Maslansky
4701 Humboldt Ave. So.
Minneapolis, Minn. 55409
336-4308
 10. Mr. Gary Nelson, Chief
Bureau of Narcotics Unit
Bureau of Criminal Apprehension
1246 University Ave.
St. Paul, Minn. 55104
221-2831
 11. Dr. Roy Pickens,
Professor of Pharmacology
Box 392 Mayo Hospital
U of M
Minneapolis, Minn. 55455
373-3898
 12. Mrs. June E. Winter, R.N.
1363 Jessie St.
St. Paul, Minn. 55101
774-1857
- Minnesota State Board of Pharmacy
1965 Ford Parkway
St. Paul, Minn. 55116
698-0806 or 221-3931

MINNESOTA STATE BOARD OF PHARMACY
ADVISORY COUNCIL ON CONTROLLED SUBSTANCES

FIRST MEETING, OCTOBER 19, 1971

At approximately 8:10 o'clock p.m., Paul Grussing, Secretary of the Minnesota State Board of Pharmacy convened the Advisory Council in the conference room of the board offices. Members in attendance were: Dr. Dale Dodson, Dr. David Hancock, Mr. Maurice Hillestad, Mr. Joel Houghlum, Mr. Carl Knutson, Judge David E. Marsden, Mr. Gary Nelson, Dr. Roy Pickens, and Mrs. June E. Winter.

Mr. Grussing explained generally the purposes of the council and the duties of the chairman and suggested that the committee now organize itself by electing a chairman. Mr. Knutson moved that Dr. Roy Pickens be nominated to the position of chairman of the council. Mr. Grussing called for further nominations. There being none; a unanimous ballot was cast in favor of Dr. Pickens to become the chairman of the council.

Dr. Pickens reviewed the suggested agenda for the council meeting with the council members who approved it.

By consensus of the council it was agreed that the Board of Pharmacy Office would provide all administrative support for the council and that the secretary of the board, or his assistant, would act as secretary to the committee.

Judge Marsden suggested that the council consider the election of a vice-chairman to act in the absence of the chairman. Dr. Hancock moved and Judge Marsden seconded that the name of Dr. Dale Dodson be placed in nomination as vice chairman of the council. There being no additional nominations a unanimous ballot was cast in favor of Dr. Dodson to become vice chairman of the council.

The secretary discussed the matter of tenure of council members and indicated that the law did not provide for tenure. It was agreed that the tenure might be the 1971-1973 legislative biennium and that the council might include in its report to the legislature a recommendation with respect to tenure including the possibility of staggered terms. This matter is to be placed on the agenda for the next meeting.

The particular council responsibilities of rescheduling substances, preparing a legislative report before the next session, and study of the implementation of M.S. 152 were discussed.

Secretary Grussing discussed a proposed amendment to existing Board Regulation No. 51 pointing out that this proposal in its formal form would be submitted to the council for reaction and recommendation to the board before a public hearing. During the discussion of the proposal Judge Marsden suggested that certain exemptions, included in the statute, need not be duplicated in the regulation. Dr. Pickens observed the absence of reference to optical isomers in connection with the rescheduled drug methamphetamine. These matters will be considered by the board and its council and also considered informally by the Attorney General before the formal proposal is made.

MINNESOTA STATE BOARD OF PHARMACY ADVISORY COUNCIL ON CONTROLLED SUBSTANCES

Chairman Pickens then assigned some responsibilities for establishing evidence for rescheduling of the amphetamine substances. These include; (1) the actual or relative potential for abuse, (2) scientific evidence of its pharmacological effect, (3) the state of current scientific knowledge regarding the drug or other substance for the drug's history in current pattern of abuse, (4) the scope, duration and significance of abuse, (5) what, if any, risk there is to public health and (6) the drug's psychic or physiological dependence liability. Secretary Grussing pointed out how these factors were established by the federal agency and Chairman Pickens assigned the following topics to council members and asked them to prepare a brief paper with respect to amphetamine, methamphetamine, phenmetrazine and methylphenidate as these drugs relate to the topics.

1. Dr. Dale Dodson - disorders, diseases, and death caused by these drugs.
2. Dr. David Hancock - history of abuse of these drugs in Japan, Sweden and the United States.
3. Dr. Wilbert J. Henke - accepted uses with restrictions and unaccepted and controversial uses of these drugs.
4. Mr. Maurice Hillestad - diversion of the drugs from pharmacies by burglary and theft.
5. Mr. Joel Houglum - chemistry of the compounds.
6. Dr. James Janacek - dependence, both psychological and physiological of the compounds.
7. Mr. Carl Knutson - scope of abuse of these compounds as reported in the education profession.
8. Judge Marsden - selected reports of relationship of the compounds to crime.
9. Dr. R. Maslansky - tolerance to the compounds and risks to health because of anti-social behavior, violence, suicides, false bravado and crime, etc.
10. Mr. Gary Nelson - scope of the abuse problem and relationship of the compounds with crime.
11. Dr. Pickens - the pharmacology of the compounds both CNS and peripheral, plus their toxicity.
12. Mrs. June Winter - scope of the abuse of these substances viewed from medical care institutions.

Councilmen may draw upon their own experiences and are encouraged to utilize a bibliography to support their recommendations.

The secretary will furnish copies of the federal guidelines for developing these topics in support of the rescheduling.

The council then discussed general mechanics of collecting these reports and preparing its work before the public hearing. Judge Marsden moved and Dr. Dodson seconded that the reports be submitted to the council chairman at least 10 days before the public hearing and further, that the chairman be authorized to edit, in his discretion the final content of the entire report, including his right to make changes necessary to blend the reports together and also to authorize him to proceed to effect necessary editorial changes in the report. Motion passed.

After further discussion Judge Marsden moved and Dr. Dodson seconded that the chairman, in consultation with the vice chairman be authorized to poll the council with respect to convening or not convening the council in consideration of addition or rescheduling of chemicals if in the chairman's

MINNESOTA STATE BOARD OF PHARMACY ADVISORY COUNCIL ON CONTROLLED SUBSTANCES

judgement the problems or proposals are not substantial or controversial.
Motion passed.

Secretary Grussing related briefly reports of abuse of two substances - Elavil and "Hawian Baby Woodrose", and reported that the council and board were asked to respond to the question concerning the scope of abuse of codeine containing cough syrups. The secretary is to research the scope of this abuse by contacting law enforcement agencies, medical and sociological treatment agencies and report at the next council meeting.

It was agreed that the time and place of next meeting would relate possibly to the exact date of the public hearing on the rescheduling proposal.,

There being no further business Chairman Pickens adjourned the meeting at approximately 10:00 o'clock p.m.

Roy Pickens, PhD., Chairman

Paul Grussing, Secretary

MINNESOTA STATE BOARD OF PHARMACY

FOUR HUNDRED SIXTIETH MEETING

November 10, 1971. At 9:03 o'clock A.M., President John H. Nelson called the meeting to order. Members in attendance were: President John H. Nelson, Vice President Jack E. Quistgard, Mr. Lowell Anderson, Mr. Roy Olson and Mr. Ben J. Seifert. Also in attendance was the Board's Secretary, Mr. Grussing and the Board's Special Assistant Attorney General, Mr. Robert Stich.

The secretary reviewed the transcript of the proceedings in the Ray K. Owings - Payne-Ivy Pharmacy matter together with a Memorandum and Findings of Fact from the hearing officer in the same case. Both of these proceedings had previously been reviewed by the Board. Counsel, Mr. Stich, explained that the Board had previously authorized him to offer a 60 day suspension to Mr. Owings' attorney as an opportunity to settle the case by stipulation without a need for a formal show cause hearing. This had been refused and after the show cause hearing counsel for Mr. Owings had indicated that a 30 day suspension would be accepted by Owings. After some general discussion Mr. Seifert moved and Mr. Olson seconded that counsel be authorized to offer a 45 day suspension to counsel for Mr. Owings, such offer to be agreed to in a formal stipulation, or in the event that a stipulation is not entered into, that the secretary be authorized, based on the findings and conclusions of the hearing officer in this matter, and upon the transcript of the hearing in this matter, to issue a final order to the respondent, Mr. Ray K. Owings, ordering a 45 day suspension of the license to practice pharmacy previously issued to him, such order to be effective January 1, 1972. Motion passed unanimously.

The secretary reported cooperation with the Bloomington Police Department in the matter of a drug investigation involving the ex-wife and son of Mr. Joseph Greeman, Jr. of Greeman Apothecary, Bloomington, Minnesota. The Police Department had requested that the Board refrain from any possible investigation of the pharmacy during its investigation which may have produced evidence that drugs may have been illicitly obtained from the pharmacy. Upon the termination of the Police Department investigation the Board was immediately notified and the secretary visited the Police Department to identify and inventory certain controlled substances and legend drugs which were allegedly illegally possessed by the pharmacist's ex-wife. The secretary immediately ordered an inventory of the Greeman Pharmacy items involving controlled substances which were possessed in small quantities by the pharmacist's ex-wife and six additional narcotics and other controlled substances. This inventory has been taken and can be used as an additional baseline for an accountability study to be accomplished. The investigation to follow may also include an attempt to purchase controlled substance drugs without proper refill authorization.

At 9:15 o'clock A.M., Pharmacist Merrill Westergren appeared before the Board in response to a request from the secretary. The purpose of the appearance was to review with him certain minor technical violations and recordkeeping discovered during a recent special accountability of narcotics in his pharmacy. The secretary reviewed a case in his pharmacy where a staff pharmacist assisted in the apprehension of a forger. Threats upon the

pharmacist's life by the forger were discussed together with a subsequent accountability investigation accomplished by the Board which indicated that the drug which was attempted to purchase by forgery was properly accounted for at the Merrill Pharmacy. The Board recognized the accountability check was in good order and proceeded to discuss minor technical violations with Mr. Westergren. Mr. Westergren follows up in the case of emergency telephoned Schedule II narcotic prescriptions and insures that a confirming written order is received in all instances. Mr. Westergren also explained that names of patients who appeared frequently in the files during the accountability investigation were names of accident victims or cancer patients. Mr. Westergren indicated that he has now placed a sign near the prescription department explaining to patients that written prescriptions are required for all Schedule II substances. President Nelson thanked Mr. Westergren for meeting with the Board and at approximately 9:40 o'clock A.M. Mr. Westergren departed.

Mr. Nelson recessed the Board to reconvene in the lower rooms of the Chapman Building so that public members interested in the meeting could attend.

President Nelson reconvened the meeting and the secretary presented to the Board evidence of alleged violation of Regulation No. 37K by the Osco Drug Company in Albert Lea, Minnesota. After reviewing the evidence Mr. Quistgard moved and Mr. Olson seconded that the Board consider the evidence, indicated as File #1, to be a violation of Regulation No. 37K, and that the secretary be instructed to write the pharmacist-in-charge requesting him to discontinue the violations; further that if compliance is not achieved voluntarily, that the secretary and attorney be instructed to initiate formal proceedings. Motion passed.

The secretary presented to the Board an alleged violation of Regulation No. 37K by the various Snyder Pharmacies in St. Paul. After reviewing the evidence, and in view of the prior evidence and possible citation resulting therefrom, that the secretary be instructed to write a letter to the pharmacists-in-charge of the various Snyder pharmacies in St. Paul requesting them to discontinue violation of Regulation No. 37K. Motion passed.

The secretary presented to the Board a possible violation of Regulation No. 37K by the Sterling Drug and Wold Drug of Austin, Minnesota. After reviewing the evidence, Mr. Seifert moved and Mr. Anderson seconded that the secretary be instructed to write the pharmacists-in-charge of these pharmacies requesting them to discontinue such violations. Motion passed.

The Board then entered into a brief discussion concerning the estimated number of Minnesota pharmacies who maintain medication profiles. The suggestion was made that this information could be obtained at the time of the next pharmacy license renewal.

Mrs. Sherry Chenoweth, Director of the Division of Consumer Services, asked the secretary what the Board is doing to prevent drug interactions. The secretary responded by describing the curriculum at the University of Minnesota College of Pharmacy, especially the clinical pharmacy program and by further indicating that the Board's examinations for licensure, particularly the standardized examination of the National Association of Boards of Pharmacy, are designed to determine if candidates have the ability to recognize

therapeutic incompatibilities. Mrs. Chenoweth responded by indicating that this may not be adequate protection and inquired if there was any legal requirement for pharmacists to maintain medication profiles. The secretary responded by indicating that this was a matter of good practice and was not regulated as a minimum standard by the Board. Mrs. Chenoweth suggested that there be a legal requirement for the maintenance of individual medication profiles.

Mrs. Chenoweth requested that all or part of the Board together with the secretary and attorney meet with her at her office in the near future so that administrative procedures can be discussed with the thought of improving or streamlining them. Mr. Nelson responded in the affirmative indicating that the Board would be most happy to cooperate.

Mrs. Chenoweth inquired if the Board was planning to hold a public hearing to consider the repeal of Regulation No. 37K or whether the Board would rely on due process to determine the validity of the regulation. Mr. Nelson indicated that based on the decision already taken by the Board it would be probable that the matter could enter the courts for a determination. Counsel, Mr. Stich indicated that the Board Regulation is "on the books", that it has the full force and effect of law, that the Board has found a violation and that it has a duty to uphold the law including involvement in an appeal to the courts, if necessary. He further recognized problems in connection with simultaneous hearings on the validity of regulations while disciplinary proceedings, especially those on appeal to the courts would be in process for the purpose of deciding on the constitutionality of the same regulation. He will further advise the Board in regard to this problem.

Mrs. Chenoweth again reasserted her interest in a public hearing on the matter and President Nelson responded by suggesting that a formal request to that effect should be submitted to the Board and further that if no litigation would develop the Board could hold a hearing but that if litigation is imminent the Board would let the courts determine the outcome of the regulation. Mr. Stich agreed to notify Mrs. Chenoweth concerning any possible litigation.

The secretary read the items on the balance of the agenda for the benefit of members of the public in attendance. President Nelson ordered a 5 minute recess of the Board.

At 11:50 o'clock A.M., the Board reconvened and the secretary described an application from Mr. Robert Williamson to operate a pharmacy at the Minnesota State Prison Hospital. After a review of the application Mr. Seifert moved and Mr. Olson seconded that the license be granted subject to the receipt of copies of orders to be filed in the pharmacy to account for drugs dispensed. Motion passed.

Mr. William Shutte and Mr. Robert Brockway, Pharmacists at Hennepin County General Hospital appeared before the Board at their request to answer questions concerning the experimental internship program involving pharmacists as medication technicians at Hennepin County General Hospital last summer. The pharmacists explained part of the program and entered into a general discussion with the Board. After additional discussion President Nelson tabled the Board's discussion of approval of the special internship program for the next summer period until the Pharmacy Internship Advisory Committee

of the Board can review the proposal and further report to the Board before the January meeting. Mr. Shutte was promised that the Board would review and respond to him on or before January 6, 1972.

The secretary reported that Mr. George Miser, Minnesota Mining and Manufacturing Company, was unable to appear before the Board at this time to discuss an extension of the time granted to him to establish a relationship with a licensed hospital pharmacy department for the purpose of accomplishing research on the Meditrol dispensing device as agreed to be modified at a previous meeting. The secretary reported that Hennepin County General Hospital could not enter a relationship with the 3M Company for research because of financial reasons but would be willing to do so at no cost to the county. After some discussion Mr. Olson moved and Mr. Quistgard seconded that the period for acceptance of the research proposal by a licensed Minnesota hospital pharmacy be extended until January 1, 1972. Motion passed.

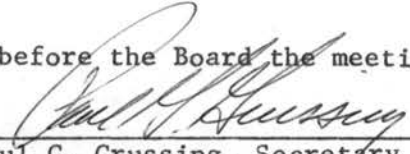
The secretary described some research into regulations by other professional regulatory boards which limit the number of times a candidate may take an examination for licensure. The secretary and attorney were instructed to draft a proposed regulation to be circulated to the Board embodying the concepts in the Bar Association regulation and limiting the number of examinations to three.

The secretary described a mimeographed version of proposed amendments to Regulation No. 51. After a review of the regulation Mr. Quistgard moved and Mr. Olson seconded that the secretary be granted the authority and directed to call a hearing for the purpose of promulgating rules of the Board of Pharmacy by amending Regulation No. 51 as well as to perform any and all acts incidental thereto, including but without being limited thereto, signing an order for hearing and notice of hearing as well as acting as presiding officer at all hearings, further, that the Board's attorney visit informally with the Attorney General concerning the proposed regulation and that any minor changes suggested by the Attorney General be submitted to the Board before the final proposal is mailed. Motion passed.

The secretary reported that the existing supply of registration certificates is dwindling and suggested that the Board may wish to select an alternative design for the certificate rather than photostating the existing plates which are diminishing in clarity and good appearance. The secretary will route examples for Board comment.

The secretary suggested that he would like to route a proposed budget for 1972 together with estimated expenses for 1971 so that the Board may judge whether a license renewal increase is necessary for March 1972. Mr. Quistgard suggested and there was general consensus that the legality of the fee increase in view of the price freeze be researched by counsel and that the secretary, depending on counsel's opinion, route to the Board members a proposed budget based on a proposed increase not to exceed the statutory maximum and reflecting the increased expenditures necessitated by the employment of the Assistant Secretary together with a replacement for Mr. Schlekau in the future.

There being no further new business to come before the Board the meeting was adjourned at 12:25 P.M. November 10.


Paul G. Grussing, Secretary

John H. Nelson, President

OFFICERS
JOHN H. NELSON.....President
JOHN E. QUISTGARD....Vice President



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JOHN H. NELSON.....Redwood Falls
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MINNESOTA STATE BOARD OF PHARMACY

Office of the Secretary • 1965 Ford Parkway • Telephone: 698-0806

SAINT PAUL, MINNESOTA 55116

November 4, 1971

M E E T I N G N O T I C E

To: Persons Requesting Notification and Other Interested Persons

The next meeting of the Minnesota State Board of Pharmacy will be at 9:00 o'clock A.M., Wednesday, November 10. On the agenda for discussion at 10:00 A.M., will be the consideration of reported violation of Regulation No. 37k - the prohibition against public promotion of prescription drugs.

If at this meeting the board finds a specific violation it may initiate disciplinary proceedings against a pharmacist by requiring him to appear at a subsequent pre-hearing conference and, then, at a later date, a formal hearing.

Regulation No. 37k is similar to provisions in most state drug laws and was promulgated after a public hearing and review by the states' attorney general. The board based the need for the prohibition on public health grounds. Public promotion induces patients to patronize more than one pharmacy. When this occurs neither pharmacy is able to protect the patient by detecting possible hazardous drug interactions. Unrestricted public promotion of prescription drugs would also allow the touting of narcotics and other drugs of abuse in unprofessional ways not in the best interest of the public.
