



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

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MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SEVENTY-SEVENTH MEETING

At approximately 8:00 a.m., January 25, 1994, the Board of Pharmacy met at the Radisson University Hotel in Minneapolis, Minnesota for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, with the exception of Mr. Ove Wangensteen.

At the same time, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the written examination to candidates for licensure by examination. The written portions of the full board examination were also administered at the Radisson University Hotel in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications were present to write the NABPLEX Examination, administered as part of the total Board Examination process:

STEVEN R BENSON
LOUISE E BROWN
MARK T BUNKER
BETH A CARROLL
ANGELA A DELGADO
KERRI L EYE
SAFWAT A FAHIM
ARVID L FAUDSKAR II
MONTE K GARNANT
DAVID B GREGORNIK
BECKY J HYLAND
DARCY L JOHNSON
KIMBERLY A KALLIOMAA
BRIAN D KENNEDY
GINA M LEMKE
STACEY L LINDORFF
ANN M MCNAMARA
CAROLYN A MICHELS

REBECCA J MILLAN
MARK R MILLAR
MYKHOA NGUYEN
LINDA M PAGE
AMY J PARKER
JANICE L PUTNAM
MICHELLE D SANDSTROM
SCOTT R SASH
MARY C SCHROEDER
CHRISTINE L SOLBERG
TODD D SORENSEN
TARA TAJBAKSH
JANET K TENNYSON
SCOTT A TORBORG
TIMOTHY R VAWTER
MARGARET R WELCH
ASHRAF S ZAKI

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the oral examination in jurisprudence and professional ethics required of the reciprocity candidates. Each of the following candidates appeared for the oral examination at the Radisson University Hotel and each of the candidates is seeking licensure to Minnesota on the basis of his or her license in the state indicated:

NAME	STATE OF ORIGINAL LICENSURE
TODD A BURKLE	IA
ANITA E CIARLEGLIO	MO
THOMAS M CONROY, JR	PA
GERRY L FALLER	AZ
DENA B FOLEY	MO
DAVID W FORRER	OH
JUDITH L GAUTHIER	IL
TERESA A GEOFFROY	OH
DANA L HARSTAD	SD
JOSEPH C HUNG	NV
PENELOPE L JASTRZAB	MI
CAROL L JOHNSON	SD
WENDY S KLEMME	SD
JUNE E LARSEN	ND
SAVITRE LENIS	NY
ROBERT S LENZ	IL
TIMOTHY T LITSEY	MD
JAMES S NORTH	SD
OLAYEMI A OLABISI	DE
DAVID W PEHRSON	MA
RUTH R RACINE	IA
DARLA K RODELL	NV
JOHN A ROSS	IA
BRYAN C SATTER	SD
JANELLE R SCHROF	IA
RICHARD J SENN	IN
CAROL A STOLL	IA
MICHAEL J TERHAAR	WA
JOSEPH J VOGEL	AR
CHARISSE A WASEM	IL

January 26, 1994. At approximately 8:00 a.m., January 26, 1994, the Board met at the College of Pharmacy at the University of Minnesota for the purpose of administering a Laboratory Practical Examination in prescription compounding and patient profile use to the candidates for licensure by examination. All of the Board member were in attendance, with the exception of Mr. Ove Wangensteen. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

In addition to the candidates who wrote the NABPLEX Examination on January 25, 1994, the following NABPLEX or NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

CARLA H BARBER
MERRY J DEWITT
MARY E GUSTAFSON
TERESE L MCMAHON

JEFFREY A POND
KERRI L RUPKEY
LINDA R WU

The following complete retake candidate was also present to write the Laboratory Practical Examination:

TARA TAJBAKSH

The following Jurisprudence and Lab retake candidate was also present to write the Laboratory Practical Examination:

YAKOV G VAISLEIB

The following Laboratory Practical retake candidate was also present to write the Laboratory Practical Examination:

DENNIS J SCHAEFBAUER

Half of the candidates for licensure by examination participated in the Laboratory Practical Examination in the morning, while the other half presented themselves at the Radisson University Hotel for the purpose of writing an examination on state law. The Law Examination was administered by the Board of Pharmacy Surveyors, Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek.

Beginning at approximately 12:00 noon, those candidates who participated in the Laboratory Practical Examination in the morning presented themselves at the Radisson University Hotel to take the written examination on Minnesota Jurisprudence, while those who took the Jurisprudence Examination in the morning presented themselves at the College of Pharmacy to participate in the Laboratory Practical Examination.

In addition to the above candidates, the following state jurisprudence retake candidate was also present to write the State Jurisprudence Examination:

JOSEPH A LOVELY

At approximately 3:30 p.m., all of the candidates again presented themselves at the Radisson University Hotel to participate in the Federal Drug Law Examination required as part of the overall examination process.

Beginning at approximately 5:30 p.m., the Board members, together with Executive Director Holmstrom, and Board of Pharmacy Surveyors convened at the Radisson University Hotel for the purpose of grading the Laboratory Practical Examinations.

January 27, 1994. At approximately 8:30 a.m., January 27, 1994, the Board met in the Board of Pharmacy conference room, at the Colonial Office Park building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota for the purpose of conducting a general business meeting. All members of the Board were in attendance, with the exception of Mr. Ove Wangensteen. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Council, Mr. Robert Holley.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of November 30, 1993. Ms. Denise Groehler moved and Mr. Donald seconded that the minutes of the meeting of November 30, 1993, be approved as written. The motion passed.

The Board next turned its attention to the election of officers for the coming year.

For the Office of President: Ms. Carol Peterson moved to nominate Ms. Denise Groehler for the Office of President. Mr. Donald Gibson seconded the nomination. There being no further nominations, the nominations were closed and Ms. Groehler was elected to the Office of President by a unanimous ballot.

For the Office of Vice-President: Ms. Denise Groehler moved to nominate Ms. Carol Peterson for the Office of Vice-President. Mr. Donald Gibson seconded the nomination. There being no further nominations, the nominations were closed and Ms. Peterson was elected to the Office of Vice-President by a unanimous ballot.

For the Office of Executive Director: Ms. Denise Groehler moved that Mr. David Holmstrom be continued as the Executive Director of the Board. Ms. Carol Peterson seconded the motion. There being no further nominations, nominations were closed and Mr. Holmstrom was elected to continue as Executive Director by a unanimous ballot.

For Assistance Director for Administrative Affairs: Mr. Donald Gibson moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Ms. Denise Groehler seconded the motion. There being no further nominations, nominations were closed and Ms. Eggers was elected to the position

of Assistance Director for Administrative Affairs by a unanimous ballot.

The next item to come before the Board was the issue of continued membership in the National Association of Boards of Pharmacy. After a brief review of the many benefits derived from membership in the National Association of Boards of Pharmacy, including participation in the nation-wide reciprocity system of licensed transfer, established through NABP, the availability of the nationally utilized NABPLEX and Federal Drug Law Examinations, and participating in the National Disciplinary Clearing House, Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board again renew its membership in the National Association of Boards of Pharmacy. The motion passed.

The Board next discussed its intention to maintain the requirement of graduation from an approved college of pharmacy, in order to qualify to take the Board's licensure examination. Ms. Denise Groehler moved and Ms. Carol Peterson seconded that the Board approve and adopt, as its own, the current accreditation standards of the American Council of Pharmaceutical Education as they appear in the Accreditation Manual and, that, the Board adopt the list of approved colleges of pharmacy published by ACPE as the list of those colleges from which the Board will accept graduates as candidates for licensure, those colleges having proven their compliance with the above-mentioned accreditation standards. The motion passed.

The Board next discussed its intention to accept, as candidates for licensure, foreign pharmacy graduates who have met the required english proficiency standards and equivalency of education standards as established in Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Mr. Donald Gibson moved and Mr. Howard Juni seconded that the Board approve and adopt, as its own, those standards for certification established by the Foreign Pharmacy Graduate Examination Commission and accept as meeting those standards, as set forth in Minnesota Statutes 151.10, Subdivision 2, those candidates who have been properly certified by the FPGEC. The motion passed.

At this time, 1993 Board President, Henry Capiz, turned over the chairmanship of the meeting to 1994 Board President, Denise Groehler.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review

of the performance of the candidates for licensure by reciprocity, Mr. Howard Juni moved and Ms. Carol Peterson seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name:

CERTIFICATE #	NAME	STATE OF LICENSURE
6208	ANITA E CIARLEGLIO	MO
6209	GERRY L FALLER	AZ
6210	DENA B FOLEY	MO
6211	DAVID W FORRER	OH
6212	JUDITH L GAUTHIER	IL
6213	TERESA A GEOFFROY	OH
6214	DANA L HARSTAD	SD
6215	JOSEPH C HUNG	NV
6216	PENELOPE L JASTRZAB	MI
6217	CAROL L JOHNSON	SD
6218	WENDY S KLEMME	SD
6219	JUNE E LARSEN	ND
6220	SAVITRE LENIS	NY
6221	ROBERT S LENZ	IL
6222	TIMOTHY T LITSEY	MD
6223	JAMES S NORTH	SD
6224	DAVID W PEHRSON	MA
6225	RUTH R RACINE	IA
6226	DARLA K RODELL	NV
6227	BRYAN C SATTER	SD
6228	JANELLE R SCHROF	IA
6229	RICHARD J SENN	IN
6230	CAROL A STOLL	IA
6231	MICHAEL J TERHAAR	WA
6232	JOSEPH J VOGEL	AR
6233	CHARISSE A WASEM	IL

Mr. Holmstrom next presented the grades from the Laboratory portion of the full Board Examination for candidates who are seeking licensure by exam and who were retaking only the Laboratory portion of the full Board Examination. In conformity with the Board's policy established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination. With the passing score thus established, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Laboratory Practical retake candidates, achieving a score of not less than 75 on the Laboratory Practical Examination be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, the following Practical retake candidate was granted licensure as a pharmacist:

CERTIFICATE #	NAME
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6206	DENNIS SCHAEFBAUER
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Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates who were seeking licensure by examination and who are taking only the Laboratory Practical and State Jurisprudence portions of the full Board Exam. In conformity with the Board's policy previously established, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the following NABPLEX and FDLE transfer candidates, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as pharmacists. The motion passed.

CERTIFICATE #	NAME
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6204	MARY E GUSTAFSON
6207	LIND R WU

In accordance with the above criteria, the following Jurisprudence retake candidate was granted licensure as a pharmacist:

CERTIFICATE #	NAME
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6205	JOSEPH A LOVELY
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In accordance with the above criteria, the following Federal Drug Law Examination retake candidate, based on her Federal Drug Law Examination transferred from Iowa, was granted licensure as a pharmacist:

CERTIFICATE #	NAME
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6203	MELINDA J BAXTER
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The Board next turned its attention to applications to conduct new pharmacies that it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on

behalf of Cub Pharmacy in St. Cloud, Minnesota, by Mr. Keith Karsky, pharmacist-in-charge. After carefully reviewing this application and the diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that that application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy was submitted on behalf of Pamida Pharmacy in Mora, Minnesota, by Ms. Carol Swanson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Pamida Pharmacy in Windom, Minnesota, by Mr. James Donatelle, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth and final application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy in Coon Rapids, Minnesota, by Mr. James Jensen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Henry Capiz moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, two letters from the University of Minnesota regarding remodeling and establishment of new satellite pharmacies as part of an overall expansion plan at the University of Minnesota Hospital Pharmacy. Ms. Wendy Simenson then moved and Mr. Donald Gibson seconded that the Board take the position that a "satellite pharmacy" of the University of Minnesota Hospital and Clinic Outpatient Pharmacy does not fall within the

rules relating to satellite pharmacies, and that Mr. Holmstrom contact the University of Minnesota Hospital Pharmacy and explain to them that a separate license will be needed for the outpatient "satellite". The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist-in-charge Cindy Appleseth regarding a remodeling project at Lakeview Memorial Hospital in Stillwater, Minnesota. Ms. Appleseth was concerned about the remodeling, in that, the Board had previously granted a variance to the pharmacy allowing prescriptions for the Washington County Jail to be filled from the pharmacy. With the remodeling of the pharmacy, Ms. Appleseth was concerned that the variance still applied.

After a brief discussion of this issue, the Board directed Mr. Holmstrom to inform Ms. Appleseth that the variance, previously granted, will continue to be valid at the new pharmacy.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature to come before the Board was an appearance by Pharmacist Nancy R. Yahn. Ms. Yahn had previously been the subject of disciplinary action by the Board resulting from the theft and unauthorized use of controlled substance drugs. Ms. Yahn has now completed her period of probation with the Board. The members of the Board and Ms. Yahn discussed the various conditions of probation required of Ms. Yahn and the level of her compliance with them. After hearing from Ms. Yahn and determining that all of the conditions of probation have been met, the Board acknowledged the expiration of Ms. Yahn's probation and wished her well.

The next issue of a quasi-judicial nature to come before the Board was a personal appearance by Pharmacist Gary F. Wehrwein, in response to allegations that Mr. Wehrwein was in violation of a previous order of the Board issued June 24, 1993, placing Mr. Wehrwein on probation with certain conditions. Since Mr. Holmstrom, Mr. Holley, and Board Member Carol Peterson prepared the allegations of the violation of probation against Mr. Wehrwein, Special Assistant Attorney Louis Hoffman represented the Board in its deliberations. At the conclusion of its discussions, the Board issued findings of fact, conclusions, and a new order in the matter of the pharmacist license of Mr. Wehrwein.

The Board next addressed requests for variances that it has received. The first such request was a letter, received by Mr. Holmstrom, from Mr. Lawrence Trippiedi, Manager, Professional Services and Compliance for American Drug Stores. Mr. Trippiedi

was requesting a variance on behalf of Osco Drug in Albert Lea, Minnesota. Mr. Trippiedi is requesting that the Board allow Osco to enclose a dispensing area of approximately 262 square feet and operate that area as the licensed pharmacy. The Board's rule on minimum size of a licensed area (6800.0700) requires that the licensed area be at least 400 square feet in size. After thoroughly discussing the request for a variance, submitted by Mr. Trippiedi, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the requested variance be denied, in that, Mr. Trippiedi failed to demonstrate that the 262 foot area, requested for licensure, was adequate to allow the pharmacists employed at Osco Drug in Albert Lea to safely meet the dispensing and patient counseling needs of the patients. The motion passed.

The next request for a variance was submitted on behalf of United Pharmacy Associates by Mr. Joseph Miller, pharmacist-in-charge and Director of Pharmacy Operations. Mr. Miller was proposing to provide pharmacy services to the Memorial Hospital of Le Sueur, Minnesota from United Pharmacy in St. Louis Park, Minnesota. In reviewing Mr. Miller's submission, a number of questions were raised, which required additional information. As a result, the Board tabled further action on this request and directed Mr. Holmstrom to invite Mr. Miller to attend the March 9 meeting of the Board to discuss his proposal.

The next request for a variance was submitted by Mr. John Koop, on behalf of the Moose Lake Regional Treatment Center Pharmacy. The current pharmacist-in-charge at Moose Lake is retiring approximately a month and a half prior to the time the pharmacy and the entire facility will be closing. Mr. Koop is requesting a variance that would allow him to be named pharmacist-in-charge at the Moose Lake Regional Treatment Center Pharmacy for the interim period of time, even though he will be present at the pharmacy only approximately two days a week. After briefly discussing this issue, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board grant the variance requested and allow Mr. John Koop to be named pharmacist-in-charge at the Moose Lake Regional Treatment Center for a period of 60 days, which should be sufficient to complete the operation of the pharmacy and the procedures necessary to conclude the business of the pharmacy upon the closure of the facility. The motion passed.

The fourth request for a variance was submitted on behalf of Red Wing Corner Drug by Mr. Robert Goetz. The variance requested, on behalf of Red Wing Corner Drug, would allow nurses, currently employed as pharmacy technicians, to receive telephoned orders for new prescriptions within the pharmaceutical care mode of pharmacy

practice. Specifically, the request is made for a variance to Minn. Rule 6800.3100, Subpart 1B. After thoroughly discussing this issue, Mr. Howard Juni moved and Mr. Henry Capiz seconded that the Board allow Red Wing Corner Drug to proceed with their proposed use of nurses as pharmacy technicians in the form of a pilot project to study the feasibility of using nurses in this manner in pharmacies that are involved in the Pharmaceutical Care Project, on condition that nurses be used to receive telephone orders for new prescriptions only in those circumstances when pharmacists are not available to do so; that the pharmacy encourage the use of fax machines for the transmission of new prescription orders from physician office to the pharmacy whenever possible; and that the pharmacy keep track of who is calling in the prescription orders (i.e. physician, nurse practitioner, nurse, non-professional office staff, etc.) The motion passed.

The final issue regarding variances is not a variance request, but is a response to questions raised by the Board during its discussions at the last meeting relating to the extension of the variance previously granted to Rochester Methodist Hospital regarding the return of unused fertility drug supplies. Mr. Holmstrom presented, to the Board, the response by Mr. Ray Vrabel, Director of Pharmacy at Rochester Methodist Hospital to the questions raised by the Board. No action by the Board was necessary and none was taken.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for the use of supportive personnel in a ratio in excess of that which was previously approved at Thrifty White Drug in Willmar, Minnesota. After reviewing this application, the Board directed Mr. Holmstrom to send the pharmacist-in-charge at Thrifty White Drug in Willmar the new supportive personnel form and request additional information. Mr. Holmstrom was further directed to inform the pharmacist-in-charge that the expanded ratio of technicians is not approved, at this time, pending the receipt and review of the additional requested information.

Mr. Holmstrom next presented, to the Board, a request for an expanded ratio of supportive personnel at United Pharmacy

Associates in St. Louis Park, Minnesota, submitted by Mr. Joseph Miller, pharmacist-in-charge. After reviewing Mr. Miller's request, the Board determined that it did not have sufficient information on which to make a decision in this matter and directed Mr. Holmstrom to invite Mr. Miller to address this issue at the meeting of the Board scheduled March 9, 1994.

The Board next addressed an issue of concern to Board Member Donald Gibson, relating to the necessity to record names of technicians on the supportive personnel approval forms. Mr. Gibson indicated that it is difficult to keep the list of technicians current and accurate in a large organization, such as the Duluth Clinic where there is a significant turnover in technicians and where technicians routinely float between the various pharmacies owned and operated by the Duluth Clinic. In addition, Mr. Gibson questioned whether it was necessary to provide the names of technicians, in that the Board was not formally registering or certifying these individuals.

Discussion focused on the issue of whether the Board has a responsibility to know who is involved in the preparation and dispensing of prescriptions in order to carry out its role of protecting the public. No action was taken to change the current policy of recording names of technicians on supportive personnel applications.

Mr. Holmstrom next presented, to the Board, two letter from pharmacist intern Julie Miller, relating to internship experience at 3M Pharmaceuticals and at Capitol Drug of White Bear Lake. Ms. Miller is requesting internship credit for her work at 3M Pharmaceuticals as non-traditional internship. After a brief discussion, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board grant Ms. Miller 80 hours of internship credit for her work at 3M Pharmaceuticals, with those hours being categorized as falling within the "400-hour pot" of internship hours established by the Board. The motion passed.

After briefly discussing Ms. Miller's request for full-time internship hours for a specially clerkship being pursued at Capitol Drug, Mr. Henry Capiz moved and Ms. Wendy Simenson seconded that the Board approve the hours for the specially clerkship at Capitol Drug as being regular internship hours and, as such, not be included in the "400-hour pot" of internship hours. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Lowell Grim of Boots Pharmaceuticals, regarding

Minnesota. Mr. Grim was personally in attendance at this meeting to answer any questions the Board may have. After discussing Mr. Grim's questions and answering his concerns, the Board directed Mr. Holmstrom to reply to Mr. Grim, in writing, relating the Board's position on the questions posed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pfizer Pharmaceuticals, suggesting that the Board follow the lead of the Oregon Board of Pharmacy in revising the Generic Substitution Law, in order to take into consideration technologies in drug delivery systems. After briefly discussing the proposal by Pfizer Pharmaceuticals, the Board directed Mr. Holmstrom to write to Mr. Heintz, indicating that the Board will keep the recommendations made in mind for consideration in future legislation, but will not be initiating the action requested at this time.

Mr. Holmstrom next presented, to the Board, copies of letters developed by pharmacists at Clinical Pharmacy Advantage and sent to Senator Linda Berglin and Representative Lee Greenfield regarding concerns with the language of the new Generic Substitution Law. These letters were provided, to the Board, as a "for your information" item and no Board action was called for, nor taken.

Mr. Holmstrom next presented, to the Board, the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval in meeting the Continuing Education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of November 17, 1993 and January 4, 1994, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, various documents and questions raised concerning the issue of compounding versus manufacturing, and of "outsourcing", which is the terminology applied to the filling of prescriptions from one pharmacy at another pharmacy, and having them shipped directly to the patient.

After some discussion of this issue, the Board directed Mr. Holmstrom to contact the National Association of Boards of Pharmacy for any information they may have on the subject and to develop a questionnaire for other states regarding their experience with this issue.

Mr. Holmstrom next presented, to the Board, a letter received from Pharmacist Pete Marshall at St. Paul Ramsey Medical Center requesting clarification, from the Board, regarding the legality of several issues that have arisen in recent weeks. The clarifications requested by Pharmacist Marshall directly relate to issues currently under discussion between the Board of Pharmacy and the Board of Nursing. As a result, the Board directed Mr. Holmstrom to write to Pharmacist Marshall informing him that we are currently discussing these issues with the Board of Nursing and that a definitive answer would be forthcoming at the conclusion of those meetings.

Mr. Holmstrom next presented, to the Board, the most recent information available on the Health Professionals Services Program being developed jointly by the various health related licensing boards. This program would, if passed by the legislature, provide case management services to the licensing boards for their chemical dependency cases. The issue before the Board is whether to participate in this program. After discussing the advantages and disadvantages of participating in the program, the Board directed Mr. Holmstrom to obtain clarification on how certain cases would be handled and to report his findings back to the Board, at which time this issue would be further discussed.

Mr. Holmstrom next presented, to the Board, an issue raised by Pharmacy Board Surveyors relating to the position taken by the Board on whether it is considered unprofessional conduct for a pharmacist to be sexually involved with several of his patients and employees. After some discussion, the Board established a position indicating that it is inappropriate for a pharmacist to use his or her position of influence in the pharmacist-patient relationship to take advantage of the patient, either sexually, psychologically, or financially.

The Board did not address the issue of pharmacist involvement with employees, in that there are already sexual harassment laws on the books that provide a cause of action for employees who are the subject of sexual harassment by a supervisor, manager, or co-worker.

There being no further business requiring Board action,
President Groehler adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS
RECOMMENDED FOR APPROVAL

January 27, 1994

1:1 Ratio

Bruning Pharmacy - St. Cloud
Buffalo Hospital Pharmacy - Buffalo
Chanhassen Center Drug - Chanhassen
Cub Pharmacy #617 - Eagan
Foss Drug - Moorhead
Green Lake Snyder Drug - Spicer
Held Drug - Albert Lea
Held Drug - New Richland
K-Mart Pharmacy #9588 - Hibbing
Leah's Pharmacy - Renville
Prescription Center Inc. - Willmar
Red Wing Corner Drug - Red Wing
Ridgeview Pharmacy - Burnsville
Samuelson's Family Pharmacy - Starbuck
Setzer Pharmacy - Roseville
Snyder Drug Anoka - Anoka
Snyder Drug - Eden Prairie
Sterling Drug - Albert Lea
St. Francis Regional Med. Ctr. Pharmacy - Shakopee
St. Mary's Medical Center Pharmacy - Duluth
St. Peter Community Hosp. Pharmacy - St. Peter
Target Pharmacy - Alexandria
Target Pharmacy - Virginia
The Medicine Shoppe - Grand Rapids
Thrifty White Drug - Waseca

SUPPORTIVE PERSONNEL REQUESTS
RECOMMENDED FOR APPROVAL

January 27, 1994

2:1 Ratio

Cub Pharmacy #653 - Duluth

Snyder Blue Earth Drug, Inc. - Blue Earth

Snyder Drug - Pipestone

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SEVENTY-EIGHTH MEETING

At approximately 8:30 a.m., March 9, 1994, the Board of Pharmacy met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present. Ms. Lemberg was excused due to the illness of her husband. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Council, Mr. Robert Holley.

The first item on the agenda was the introduction of new Board Members Jean Lemberg and Carl Benson. Mr. Benson, a community pharmacist from Morris, Minnesota, was appointed to replace Mr. Henry Capiz, whose term expired in January. Ms. Lemberg is a public member, from Arden Hills, who was appointed to replace Mr. Ove Wangensteen, whose term also expired in January. The Board members welcomed Ms. Lemberg and Mr. Benson to the meeting. Ms. Lemberg was now excused from the rest of the meeting due to the illness of her husband.

The first item on the agenda was a review and approval of the minutes of the meeting of January 25, 26, and 27, 1994. Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that, after a typographical error on page 12 was corrected, the minutes be approved. The motion passed.

Board President Denise Groehler next announced appointments to the Board's standing committees. The committee appointments, announced by President Groehler, are as follows:

Complaint Committee - Carol Peterson and Howard Juni

Continuing Education Committee - Lloyd Pekas and Howard Juni

Internship Committee - Wendy Simenson and Denise Groehler

Rules and Legislation Committee - Denise Groehler, Carol Peterson, Donald Gibson, and Carl Benson

Jurisprudence Examination Committee - Denise Groehler, Wendy Simenson, and Donald Gibson

The Board next turned its attention to the performance of the candidates for licensure by examination, who completed the examination process on January 25 and 26, 1994. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's own Laboratory Practical Examination at 20% of the total, and the average score on the Federal Drug Law Examination and the Board's Jurisprudence Examination weighted at 15% of the total; Ms. Wendy

Simenson moved and Mr. Howard Juni seconded, that those candidates who received a general average of 75% or better, not less than 75% on the Laboratory Practical Examination, not less than 75% on the Federal Drug Law Examination, not less than 75% on the State Jurisprudence Examination, and not less than 75% on the NABPLEX Examination, be granted licensure as pharmacists. The motion passed.

Candidates who successfully passed the examination are as follows:

<u>CERTIFICATION #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6234	CARLA H BARBER	115749-
6235	STEVEN R BENSON	115750-
6236	BETH A CARROLL	115751-
6238	MERRY J DEWITT	115753-
6239	KERRI L EYE	115754-
6240	ARVID L FAUDSKAR II	115755-
6241	DAVID B GREGORNIK	115756-
6242	BECKY J HYLAND	115757-
6243	DARCY L JOHNSON	115758-
6246	GINA M LEMKE	115761-
6249	CAROLYN A MICHELS	115764-
6251	MARK R MILLAR	115766-
6252	MYKHOA NGUYEN	115767-
6253	LINDA M PAGE	115768-
6254	AMY J PARKER	115769-
6255	JEFFREY A POND	115770-
6257	KERRI L RUPKEY	115772-
6258	MICHELLE D SANDSTROM	115773-
6259	SCOTT R SASH	115774-
6260	MARY C SCHROEDER	115775-
6261	CHRISTINE L SOLBERG	115776-
6263	JANET K TENNYSON	115778-
6264	SCOTT A TORBORG	115779-
6265	YAKOV GREGORY VAISLEIB	115780-
6267	MARGARET R WELCH	115782-

The Board next turned its attention to an application to conduct a new pharmacy, which has been submitted to the Board since its last meeting. The first such application was submitted on behalf of F & M Pharmacy at 13901 Aldrich Avenue South, in Burnsville, Minnesota by Ms. Cynthia Espander, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the application be approved and a license

issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, most specifically, the Board directed the inspectors to check for minimum size, adequate security, and adequate patient counseling areas. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was a petition by Ms. Jodi L. Boos, requesting that her license to practice pharmacy, which had been previously suspended by the Board, be reinstated. Ms. Boos has now completed all of the requirements for reinstatement of her license to practice pharmacy and is petitioning the Board for such reinstatement. Ms. Boos now personally appeared before the Board to discuss her request and to answer questions, posed by the Board. After thoroughly discussing the request for reinstatement with Ms. Boos, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the Board accept Ms. Boos' petition for reinstatement, that an order for reinstatement and probation be developed by Mr. Holley, in accordance with directives of the Board, and that Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature was an appearance before the Board by Mr. John P. Condon. Mr. Condon is appearing before the Board to discuss his apparently successful completion of probation with the Board. After discussing Mr. Condon's compliance with the terms of his probation, the Board acknowledged the successful completion of the terms of probation by Mr. Condon, directed Mr. Holmstrom to confirm the successful completion of probation in writing, and wished Mr. Condon continued success in the practice of pharmacy.

At this time, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek joined the meeting to make themselves available for discussions with the Board.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Joseph Miller, pharmacist-in-charge at United Pharmacy Associates, seeking a variance that would allow UPA to serve the LeSueur Community Hospital in a manner similar to the services provided to long-term care facilities, such as nursing homes. History has shown that the level and quality of pharmacy services, being provided by various local pharmacists to the LeSueur Community Hospital, has been less than adequate. While Mr. Miller admits that the proposed system is "basically a floor stock

system", his contention is that this system being proposed provides better drug security and control than has been available in the past. Mr. Miller personally appeared before the Board to discuss his variance request. After hearing from Mr. Miller and discussing the issues involved, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the Board grant Mr. Miller the requested variance for a six-month period of time, on condition that the system established provide for a pharmacist review of each order before a dose is given and, provided that Mr. Miller agree to report back to the Board at the end of the six-month time period to advise the Board on the relative successes and failures of the system, including a report on the number and type of drug errors documented at the facility. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request and a new pharmacy licensure application, submitted by Mr. John St. Peter, on behalf of the HFA Addiction Medicine Clinic, 914 South 8th Street in Minneapolis, Minnesota. HFA, (Hennepin Faculty Associates), is proposing the licensure of a Methadone Clinic and Treatment Program, which requires special action by the Board. Mr. St. Peter would be the pharmacist-in-charge at the HFA Addiction Medicine Clinic. Mr. St. Peter now personally appeared before the Board to discuss the proposed operation of HFA Addiction Medicine Clinic and the variance being requested in conjunction with the application for licensure. After hearing from Mr. St. Peter and discussing the various issues involved, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the requested size, equipment, and reference library variance requested be granted, on condition that the dispensing from HFA Addiction Medicine Clinic is limited to Methadone only and that the dispensing is done under the process described, which includes pharmacist involvement. The motion passed.

With the variances now granted, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the application for licensure of HFA Addiction Medicine Clinic be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for a variance, submitted by Mr. Ric Giese, on behalf of Abbott Northwestern Hospital Pharmacy and relating to the pharmaceutical services provided to the Transitional Care Unit (TCU) at Abbott Northwestern Hospital. Mr. Giese is requesting two variances relating to the pharmaceutical services provided to TCU. First, is a request that the Board allow Abbott Northwestern Hospital

Pharmacy to return the drugs, packaged in an ATC packaging system, to the hospital's pharmacy for return and re-use. The second waiver is a request that the hospital pharmacy be allowed to distribute controlled substance drugs in the TCU through a locked floor stock system, as is currently used in the hospital. After carefully reviewing the variances requested by Mr. Giese, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board grant the first requested variance allowing the return of ATC packaged medications to the hospital pharmacy for re-use and re-issue, on condition that the hospital pharmacy perform the USP Moisture Permeability Test on the ATC packaged material being generated at Abbott Northwestern Hospital and, on condition that the expiration date of such repackaged material be limited to 25% of the time remaining to the manufacturer's expiration date or six months, whichever is less; and that the second requested variance requesting that floor stock distribution of controlled substances be allowed on the TCU, be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request received from Lakeview Memorial Hospital in Two Harbors, Minnesota, requesting a continuation of the previously granted variance concerning preparation of out-patient IV admixtures at the hospital. After reviewing the information submitted in support of Lakeview Memorial Hospital's request, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the variance previously granted Lakeview Memorial Hospital be continued for another year, but that Board surveyors review this issue during their next inspection visit to the Lakeview Memorial Hospital Pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of the Minnesota Epilepsy Group in St. Paul, Minnesota, regarding a need to maintain emergency kits for the treatment of seizures, which may occur in an out-patient clinic, operated by the Minnesota Epilepsy Group. After reviewing the information submitted in support of this request, the Board determined that additional information was needed and directed Mr. Holmstrom to communicate that fact to Pharmacist John Patrias, the pharmacist who submitted the variance request.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Park Nicollet Medical Center by Mr. Dick Bleck, Director of Pharmacy. Mr. Bleck is requesting a variance which would allow Park Nicollet Medical Center Pharmacy to leave prescriptions, being delivered to occupants of a senior citizen highrise, next door to the clinic with the security desk at the front door in the event that the patient for whom the medication is

intended is not at home at the time of delivery. After reviewing the information submitted in support of this variance request, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the variance be approved, on condition that Park Nicollet document the identity of the individual at the security desk who receives the prescription by securing a signature of that individual. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for a variance from the minimum size requirement for a licensed pharmacy, submitted on behalf of the Neo-natal Intensive Care Unit Pharmacy, associated with the University of Minnesota Hospital and Clinics. The variance was submitted by Mr. Shabir Somani, Associate Director. After reviewing the information submitted by Mr. Somani, the Board determined that it needed additional information before a decision could be reached and directed Mr. Holmstrom contact Mr. Somani for clarification.

Mr. Holmstrom next submitted, to the Board, a variance request submitted on behalf of the University of Minnesota Duluth Health Services regarding a proposal to install a licensed pharmacy at the UMD Health Services. The variance request was submitted by Malcolm McCutcheon, MD. The variance requests that the physician, staffing the health services, be allowed to continue to dispense prepackaged medications from the pharmacy during those limited times when prescriptions are required, but the pharmacist is not on duty.

After reviewing the documentation supporting this variance request and discussing the issues involved, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the variance be granted, on condition that the operating protocols call for the physician to provide pharmacist-developed patient information sheets to patients when dispensing medications in the absence of the pharmacist. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from Pharmacist Judy Taylor-Lowery requesting a variance from the Board's requirement of a prescription number and dispensing date on the label of all prescriptions dispensed. Ms. Taylor-Lowery was requesting the variance on behalf of the St Paul Metro Treatment Center, a methadone program pharmacy in Maplewood, Minnesota. Since the unit doses of methadone are prepared off-site at Whitney Laboratories in Florida, a prescription number or dispensing date is not included on the labeling. This allows the pharmacist at St. Paul to increase or decrease doses, using proper procedure, if it becomes necessary. After reviewing the information provided by Ms. Taylor-Lowery, the Board determined that additional information is

needed. The Board directed Mr. Holmstrom to contact Ms. Taylor-Lowery, or the pharmacist-in-charge at the St. Paul Metro Treatment Center, for additional information.

Mr. Holmstrom next presented, to the Board, a request for a variance, submitted on behalf of the pharmacy at Minnesota Correctional Facility in Stillwater by Pharmacist-in-charge Richard Sprangers. Mr. Sprangers is requesting a variance which would allow non-contiguous spaces to be licensed as the pharmacy area at Stillwater. After reviewing the documentation and a diagram, submitted in support of Mr. Spranger's variance request, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that, given the unique nature of the pharmacy operation at Minnesota Correctional Facilities at Stillwater, the variance be approved. The motion passed.

At this time, the Board turned its attention to establishing a calendar of future meetings. The Board acted to adopt the following schedule of meetings:

April 19 & 20, 1994	Reciprocity Exam/Business Meeting 8:00 a.m. Discussion re: Future of Laboratory Examination
May 14-18, 1994	NABP Annual Meeting
June 28-30, 1994	Board Exam/Reciprocity Exam/Business Meeting
August 10, 1994	Business Meeting
August 18-20, 1994	NABP/AACP District V Meeting
October 4 & 5, 1994	Reciprocity Exam/Business Meeting
December 7, 1994	Business Meeting
January 24-26, 1995	Board Exam/Reciprocity Exam/Business Meeting
March 8, 1995	Business Meeting

At this time, the Board entered discussions regarding the problems associated with the distribution of sample drugs in Minnesota. Board surveyors described, for the Board, and provided photographs of a large quantity of sample drugs, mostly outdated, that, unsolicited, were dropped off at the offices of a volunteer organization in St. Paul by a physician or physicians unknown. The drugs were not usable and the volunteer organization, Global Volunteers, contacted the Board about how to properly dispose of the drugs. Board surveyors took the drugs into their possession and had them destroyed. The Board received information that sample drugs, distributed to the office of practitioners, frequently go outdated before they are used, are often misappropriated by office

staff, and are often disposed of improperly, as was the case at Global Volunteers.

The Board next heard from Pharmacy Surveyor, Leslie Kotek, regarding his efforts at getting a licensed pharmacy installed at the Kittson Memorial Hospital in Hallock, Minnesota. While the pharmacy is not yet developed, Mr. Kotek made good progress towards achieving that goal.

The Board next discussed Mr. Kotek's efforts at converting the long-standing physician dispensing operation at Paynesville Clinic to a situation where the physicians would provide their patients with written prescription orders, which the patients could then have filled at a pharmacy of their choice. While the situation is not totally resolved, Mr. Kotek was congratulated for the progress made in eliminating this long-standing pocket of physician dispensing.

Mr. Holmstrom next presented, to the Board, a question that has arisen regarding the additional quality assurance check, now required by the Board, which is aimed at preventing computer entry errors from being continued. The question raised was whether technicians are allowed to do the second quality assurance check in an alternative quality assurance program, established in place of the Board's requirement of pulling the hard copy of a prescription on the first refill. After some discussion, the Board took the position that it is not appropriate for technicians to be doing this quality assurance check, in that, these reviews often require professional judgement be exercised, and technicians are not in a position to be able to do that.

Mr. Holmstrom next presented, to the Board, information received from Ms. Susan Shortreed, who is requesting that the Board accept her hours worked as a pharmacist-intern and, later, a pharmacist in Canada in lieu of the Board's internship requirement.

After a brief discussion and a review of the documents provided by Ms. Shortreed, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board accept Ms. Shortreed's Canadian hours and, further, that she not be required to pass the Board's Internship Competency Exam before those hours are recognized. The motion passed.

The Board next began discussion of the future of the Laboratory Practical Examination, as part of the overall Board Examination process. Given the remodeling of the lab space at the College of Pharmacy, it is unclear, at this time, whether the Board

will be able to continue to administer a Laboratory Practical Examination in the same form as has been done in the past. The Board spent time discussing various options regarding the Laboratory Practical Examination and determined to meet again, beginning at 8:00 a.m., just prior to the Board meeting of April 20.

Mr. Holmstrom next brought to the Board's attention, a request that has come to him regarding the establishment of a specialty clerkship, at the Board offices, for College of Pharmacy students who might be interested in participating in such a program. The Board explored possible projects for a student, interested in a specialty clerkship at the Board office, and directed Mr. Holmstrom to pursue the issue with the College Administration.

Mr. Holmstrom next presented, to the Board, a request for an opportunity to sit for the Reciprocity Examination, submitted by Ms. Christina Chiang. Ms. Chiang has not been actively practicing pharmacy for the last two years, but has been in engineering school and, the question was raised as to whether Ms. Chiang should be required to sit for the Laboratory Practical Examination as a result of having been out of pharmacy practice for the last two years. After reviewing Ms. Chiang's credentials, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board not require Ms. Chiang to participate in the Laboratory Practical Examination and to allow her to sit for the Reciprocity Examination on April 19, 1994. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter received from Ms. Lynette Hughs, who is seeking an opportunity to sit for the Reciprocity Examination in June of 1994, even though she will not have been licensed for a full year in her state of original licensure. Her one year of licensure and practice in the profession is not up until August of 1994. After reviewing the information provided by Ms. Hughs, the Board directed Mr. Holmstrom to inform Ms. Hughs that she will not be allowed to sit for the Reciprocity Examination until the October Reciprocity Exam, but that the Board would allow her to sit for the Full Board Exam in June, should she choose to do so.

The Board next turned its attention to the recommendations, from the Continuing Education Advisory Task Force, relative to programs submitted for approval and meeting the Continuing Education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of January 4, 1994 and February 15, 1994, Ms. Wendy Simenson moved and Mr. Howard Juni

seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Carol Peterson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, an issue that has come up regarding the interpretation of the Board's new rule regarding emergency kits in long-term care facilities. Specifically, the question is "who can act as a pharmacist's agent in sealing the kits after used items have been replaced". After some discussion, the Board arrived at a consensus that a designated nurse at the nursing home can replace used drugs and reseal the kit, at the direction of the pharmacist, but a log must be kept which reveals the identity of the drugs replaced, the date they were replaced, and the identity of the nurse or pharmacist replacing the drug and resealing the kit.

The second question, addressed by the Board, is whether the emergency kit should be resealed after items from the kit have been used, but before the pharmacist has had an opportunity to restock the kit. After some discussion, the Board reached a consensus that the home should have a procedure for either sealing or not sealing the kit after an item has been used, but if an incomplete kit is resealed, it should be resealed with a different color seal or a notation should be made in the log book that the kit has been resealed but is incomplete.

Mr. Holmstrom next presented, to the Board, letters from Robert Welch, MD, Medical Director, Emergency Services, Ridgeview Medical Center in Waconia, Minnesota, and Susan Veenhuis, from the Minnesota Medical Association regarding the issue of dispensing medications from the hospital at times when the prescribing physician and a pharmacist are not on duty. After some discussion on this issue, the Board directed Mr. Holmstrom to respond to Dr. Welch and Ms. Veenhuis, indicating that they should attempt to work out an arrangement with the local pharmacist to provide dispensing services after regular hours for patients who might require medications but are not involved in an emergency-type situation. If it is an emergency situation, the Board is of the position that

the patient can be seen in the hospital emergency room by the attending physician.

Mr. Holmstrom next presented the Board with an update of the various bills, being considered by the legislature, that impact the practice the pharmacy or the Board of Pharmacy. No action on the part of the Board was called for and none was taken.

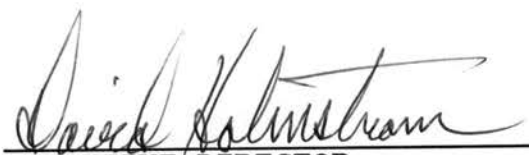
The Board next addressed the issue of attendance at the National Association of Boards of Pharmacy Annual Meeting in Portland, Oregon, scheduled for May 14-18, 1994. After discussing the many benefits of NABP membership and participation at the annual meeting, including attendance at the New Board Member's Orientation Session for new Board members, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board authorized all members of the Board to attend the NABP Annual Meeting and that the Board pay the expenses of the members, to the extent that the budget allocation allows expenses to be paid. The motion passed.

The Board also directed Mr. Holmstrom to complete the Delegate Identification Form, required by NABP, indicating that Board President, Denise Groehler, is the official delegate for the Board, while Board Vice-President, Carol Peterson, is the official alternate.

There being no further business at this time, President Groehler adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

March 9, 1994

ONE-TO-ONE RATIO:

Arlington Municipal Hospital Pharmacy - Arlington
Cannon Falls Snyder Drug - Cannon Falls
Coborn's Pharmacy - St. Cloud
Cub Pharmacy - White Bear Lake
Fairview Northland Reg. Hosp. Pharmacy - Princeton
Group Health Pharmacy - White Bear Lake
Krause Drug - Wadena
Mora Drug - Mora
Olmsted Community Hosp. Pharmacy - Rochester
Riverview Healthcare Assoc. Pharmacy - Crookston
Sherburne Drug Inc. - Sherburne
Shopko Pharmacy - Austin
Shopko Pharmacy #2017 - St. Cloud
Shopko Pharmacy #2061 - St. Cloud
Snyder Drug #1 - Richfield
Target Pharmacy - Buffalo
Target Pharmacy - Rochester
Thrifty White Drug - Forest Lake
Thrifty White Drug - Owatonna
Village Snyder Drug - Sauk Rapids
Walgreens Pharmacy #2713 - Minneapolis
Wal-Mart Pharmacy #10-1865 - Redwood Falls

TWO-TO-ONE RATIO:

Park Nicollet Pharmacy - Minnetonka

Snyder Drug Store #59 - Plymouth

Thrifty White Drug #731 - Bemidji

Thrifty White Drug #22 - Willmar

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED SEVENTY-NINTH MEETING

At approximately 8:00 a.m., April 19, 1994, the Board met at the Radisson University Hotel in Minneapolis, Minnesota for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, with the exception of Mr. Donald Gibson. Mr. Gibson was excused due to the death of his mother-in-law. Also in attendance was the Executive Director of the Board, Mr. David Holmstrom.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the oral examination in Jurisprudence and Professional Ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination, at the Radisson University Hotel, and each of the candidates is seeking licensure to Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
LINDA S KING	IA
THOMAS M CONROY, JR	PA
OLAYEMI A OLABISI	DE
JOHN A ROSS	IA
LAURA M ALAR	WI
CHRISTIE A HAWKINS	MT
CHARLES W DILLABOUGH	ND
RICHARD M ERICKSON	ND
TRACE V ROLLER	IN
CHRISTINE M ALLEN	IN
PAMELA S ROTT	IA
CHRISTINE H CHIANG	MA
JAMES A OLSON	TX
MARY K SISSEL	IA
RICHARD T MESTELLE	AZ
THERESA B FREDERICK	NM
SHARON R WATTIER	SD
SUSAN E PEROUTKY	WI
KEITH A DRAKE	MO

At approximately 8:00 a.m., April 20, 1994, the Board met in the Board of Pharmacy Conference Room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance, with the exception of Mr. Donald Gibson. Mr. Gibson was excused due to the death of his mother-in-law. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of March 9, 1994. Ms. Jean Lemberg requested that the minutes of the March 9 meeting be amended to show that she did appear at the March 9 meeting to

introduce herself to the other Board members prior to leaving for the hospital to attend to her husband. With that change being made, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the minutes of the meeting of March 9, 1994, be approved as amended. The motion passed.

At this time, Dr. Scott Glickstein and Pharmacist Dick Bleck, from Park Nicollet Medical Center, appeared before the Board to discuss a proposal for the prepackaging of generic nonsteroidal anti-inflammatory drugs (NSAIDS) by Park Nicollet Pharmacy for the Rheumatology Department, headed by Dr. Glickstein. This would allow the physicians in the Rheumatology Department to provide small quantities of several different NSAIDS to patients as samples in order to determine which drug works best with fewest side-effects for that particular patient. After discussing the proposal, presented by Dr. Glickstein and Pharmacist Bleck, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board authorize a pilot-study of six months in length, wherein the pharmacy would be allowed to prepackage not more than a 10-day supply of each generic NSAID to be used; the prepackaged drugs would be pre-labeled with all information, except patient name, date, and physician name; a system would be required to be developed whereby $\frac{1}{2}$ of the patients would be given the prepackaged starter doses, while the other $\frac{1}{2}$ of the patients would get a voucher to take to the pharmacy to receive their starter amounts directly from the pharmacist; and starter supplies, whether prepackaged for distribution by physicians or distributed directly by the pharmacist, would be provided to the patient at no charge. The motion passed with two abstentions.

The Board next turned its attention to the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval and meeting the Continuing Education requirements of Minnesota pharmacists. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of February 15, 1994 and March 15, 1994, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to

come before the Board, was a petition by Mr. Gary Wehrwein requesting that his license to practice pharmacy, which had been previously suspended by the Board, be reinstated. Mr. Wehrwein has now completed all of the requirements for reinstatement of his license to practice pharmacy and is petitioning the Board for such reinstatement. Mr. Wehrwein now personally appeared before the Board to discuss his request and to answer questions posed by the Board. After thoroughly discussing the request for reinstatement with Mr. Wehrwein; Mr. Wehrwein, Executive Director Holmstrom, Board Member Carol Peterson, and Mr. Robert Holley left the room so that the Board could deliberate the issue, with the assistance of Attorney Louis Hoffman from the Attorney General's Office. Mr. Holmstrom, Mr. Holley, and Ms. Peterson did not participate in these deliberations, in that they represented the Complaint Committee, which brought the charges, which resulted in Mr. Wehrwein's suspension. After deliberating and thoroughly discussing Mr. Wehrwein's situation, Howard Juni moved and Wendy Simenson seconded that Mr. Wehrwein's license be reinstated, subject to the Board receiving a tax clearance certificate from the Department of Revenue, and that Mr. Wehrwein be placed on probation.

The next item of a quasi-judicial nature, to be submitted to the Board, was a proposed Stipulation and Order in the matter of the pharmacist license of Mr. Timothy Snyder. The stipulation was developed subsequent to a meeting, held with Mr. Snyder on February 2, 1994, to discuss allegations that Mr. Snyder diverted, to his personal use, controlled substances from his employer without the benefit of a prescription. Mr. Snyder now personally appeared before the Board to discuss the stipulation. After thoroughly discussing the stipulation and the current status of his back trouble, which precipitated his self-medication, Ms. Carol Peterson moved and Mr. Howard Juni seconded that the Stipulation and Order, in the matter of Timothy B. Snyder, be approved and that Executive Director, Mr. David Holmstrom, sign the document on the Board's behalf. The motion passed.

There being no further quasi-judicial business to come before the Board, Mr. Holley departed from the meeting.

Mr. Holmstrom next introduced, to the Board, Pharmacists Shabir Somani and Chuck Daniels. Mr. Somani and Mr. Daniels are pharmacists at the University of Minnesota Hospitals & Clinic and asked for an opportunity to meet with the Board to answer questions regarding the Neo-natal Intensive Care Unit Pharmacy, which the University of Minnesota Hospitals & Clinic is in the process of developing, and to provide the Board with an update on the remodeling of the main pharmacy at the University of Minnesota Hospitals to accommodate the Robotic Prescription Dispensing System being installed. After hearing from Mr. Somani and Mr. Daniels

regarding the Neo-natal Intensive Care Pharmacy, which had been preliminarily reviewed by the Board at its last meeting but not approved pending receipt of additional information, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Neo-natal Intensive Care Unit Pharmacy of the University of Minnesota Hospitals & Clinic be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

After receiving information regarding the installation of their Robotic Dispensing System, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the Board authorize the University of Minnesota Hospital Pharmacy to begin operation of the Robot at its convenience. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of F & M Pharmacy in Maplewood, Minnesota by Mr. Michael Millar, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Lakes Area Pharmacy in Pine River, Minnesota by Ms. Lisa Struss, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Grand Rapids, Minnesota by Mr. Michael Funk, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Howard Juni seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of the University of Minnesota Hospitals & Clinic Discharge Pharmacy by Mr. Chuck Daniels, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Oakdale, Minnesota by Mr. Paull Rukavina, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to identifying the registration number of the second pharmacist at the pharmacy, and subject also to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to an application for the use of supportive personnel it received from Sterling Drug at the Northland Mall in Worthington, Minnesota. Mr. Timothy Ackerman, Pharmacist-in-charge, indicated their intention to utilize two technicians to one pharmacist, but has not clearly spelled out his intention to provide drug use review and patient counseling to all patients. After reviewing this application, Mr. Carl Benson moved and Ms. Carol Peterson seconded that Mr. Holmstrom write to Mr. Ackerman and clarify the issue of patient counseling for all patients, when a two-to-one technician-to-pharmacist ratio is requested. The motion passed.

The Board next reviewed a letter from Mr. Dick Bleck of Park Nicollet Medical Center regarding supportive personnel requests from the nine Park Nicollet Pharmacies. The letter was an attempt to clarify concerns, raised by the Board and by Board Surveyors during recent inspection visits to various Park Nicollet Pharmacies. After some discussion, Mr. Holmstrom was directed to respond to Mr. Bleck, indicating that the pharmacist should be the individual to review directions for use on a prescription with the patient and, if a two-to-one technician-to-pharmacist ratio is approved, drug use review and patient counseling must be provided to all patients at all times, even if only one technician is on duty.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review

of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Mr. Carl Benson seconded that, having passed the Jurisprudence Examination and an Oral Examination in Pharmacy Laws and Ethics, the following candidates, for licensure by reciprocity, be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE NUMBER</u>	<u>NAME</u>	<u>ORIGINAL STATE OF LICENSURE</u>
6269	LAURA M ALAR	WI
6270	CHRISTINA H CHIANG	MA
6271	THOMAS M CONROY, JR	PA
6272	CHARLES W DILLABOUGH	ND
6273	KEITH A DRAKE	MO
6274	RICHARD M ERICKSON	ND
6275	CHRISTIE A HAWKINS	MT
6276	LINDA S KING	IA
6277	OLAYEMI A OLABISI	DE
6278	JAMES A OLSON	TX
6279	SUSAN E PEROUTKY	WI
6280	TRACE V ROLLER	IN
6281	PAMELA S ROTT	IA
6282	MARY K SISSEL	IA
6283	SHARON R WATTIER	SD

Mr. Holmstrom next presented, to the Board, a list of pharmacists who have not paid their license renewals for three consecutive years, and who are due to be dropped from the rolls of licensed pharmacists in Minnesota. After reviewing the list of pharmacists to be dropped, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that those pharmacists, delinquent in the renewal of their license registration for the years 1992, 1993, and 1994, be dropped. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Mr. Daniel A. Asher, Pharmacist-in-charge at Chronimed Pharmacy, that the Board reconsider its denial of a variance that was acted on by the Board at its meeting of March 9, 1994. Mr. Asher is requesting that the Board reconsider its previous decision that Chronimed, providing prescription blanks that are pre-printed with the name of the pharmacy on the top, would be in violation of Board rules and, as a result, is not permitted. The Board reviewed Mr. Asher's request for reconsideration and, through a motion made by Ms. Wendy Simenson and seconded by Mr. Carl Benson, denied Mr. Asher's request for reconsideration.

Mr. Holmstrom next presented, to the Board, a second request from Mr. Daniel Asher, this one relating to the issue of whether it is permissible for a pharmacist to download a pharmacy's database into a laptop computer, which the pharmacist will take home with

him over the weekend and would, thus, be able to respond to telephone calls requesting refills or prescription transfers without having to be physically present in the pharmacy. After some discussion of this issue, the Board voted to table the issue and to reconsider it upon the receipt of additional information.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of the Park Nicollet Pharmacy in St. Louis Park by Mr. Scott Bryngelson, Pharmacist-in-charge. Mr. Bryngelson is seeking a variance that would allow Park Nicollet to reconcile the inventories and Schedule II substances on a schedule that calls for reconciliation each time a manufacturer's container of the product is emptied, rather than a fixed monthly reconciliation schedule, and only those items where a container is not emptied by the end of thirty days would a monthly reconciliation be carried out. After a brief discussion, the Board took the position that, since Mr. Bryngelson's proposal calls for reconciliation on a more frequent basis than the Board rules require, no variance is needed and directed Mr. Holmstrom to inform Mr. Bryngelson that the Board will allow his proposal to go forward.

Mr. Holmstrom next presented, to the Board, a request for a variance submitted on behalf of the Sioux Valley Hospital by Ms. Kathy Thompson, Home Care Manager. Sioux Valley Hospital, in New Ulm, Minnesota, is requesting that certain minimal quantities of drugs needed to treat emergency adverse reactions to IV drugs, administered by Home Care nurses, be allowed to be present in an emergency kit, carried by the Home Care nurse. After carefully reviewing the proposal, submitted by Ms. Thompson, and reviewing the list of drugs requested for inclusion in the kit and the protocols under which the kit will be utilized, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the Board authorize the emergency supply of medications, requested by Ms. Thompson, but that the drugs are to remain the property of the hospital pharmacy until such time as they are administered and the pharmacy is then to be provided with a prescription order to account for the use of the medication. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Snyder Drug in Hopkins, Minnesota by Mr. Charles Roberts, Pharmacist-in-charge. Mr. Roberts is requesting a variance to Minn. Rule 6800.3950, Subpart 4, Paragraphs A & B, pertaining to the Quality Assurance Program for preventing computer errors from being continued on subsequent refills of the prescription. Mr. Roberts is requesting that the pharmacy technician at Hopkins Snyder be allowed to conduct the Quality Assurance checks when on duty. It is proposed that the technician do the Quality Assurance check for the entire day, up to approximately 6:00 p.m., and the pharmacist who works the evening shift at the pharmacy would do the Quality Assurance check on any

prescriptions filled between 6:00 p.m. and closing. The pharmacist would also conduct the Quality Assurance checks on Saturday and Sunday. After discussing this issue, Ms. Jean Lemberg moved and Ms. Wendy Simenson seconded that the Board deny the variance, requested by Mr. Roberts, and that Mr. Holmstrom inform Mr. Roberts that the Board expects the pharmacist to personally perform the Quality Assurance checks, and that it is inappropriate for technicians to perform this check, in that it often requires the use of professional judgement. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request received by Mr. Bryon Opstad, Pharmacist-in-charge at the Veterans Affairs Medical Center in Minneapolis, Minnesota. Mr. Opstad described a problem that arises from time to time when a veteran, receiving services from the VA Medical Center, requires emergency refilling of the prescription by an outside pharmacy. Specifically, Mr. Opstad is requesting a waiver, which would:

- 1) Allow the local pharmacy to fill up to a 7-day supply of a non-controlled substance medication for any prescription with refills remaining, and up to one year from the date the prescription was written.
- 2) A VA pharmacist will record the emergency fill in the computerized patient profile and include the date, amount, pharmacy, pharmacist, and phone number. The prescription in the VA record would not be cancelled. The veteran would pay the local pharmacy for the service provided.
- 3) Only one emergency fill per six-month period is allowed. If a second is requested, the VA Pharmacy will treat the prescription as "transferred" and will cancel the original.

After discussing the issues involved and Mr. Opstad's request, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board grant the variance requested. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Judy Taylor-Lowery, requesting a variance on behalf of the St. Paul Metro Treatment Center Pharmacy, which would authorize the use of a licensed practical nurse on two days a week to do the Methadone dispensing. After briefly discussing the requested variance, the Board directed Mr. Holmstrom to inform Ms. Taylor-Lowery that no variance is possible in this instance, in that it is a statute, rather than a Board rule, which prohibits nurse dispensing.

Mr. Holmstrom next presented, to the Board, a variance request from Pharmacist Mike Vettel, requesting a variance to Minn. Rule

6800.7400, Subpart 3, which requires a pharmacist visit on premises every week for hospitals that do not have a licensed pharmacy. Mr. Vettel is requesting that he be required to visit the Mahnomen County and Village Hospital in Mahnomen, Minnesota on just two visits per month, rather than on a weekly basis. After reviewing Mr. Vettel's request and additional information, provided by Pharmacy Surveyor Leslie Kotek, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the Board deny the variance requested and that Mr. Holmstrom direct Mr. Vettel to make arrangements to visit the hospital every week, as is called for in the Board rules. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request received from Mr. Bruce Scott, Director of Pharmacy at United Hospital in St. Paul, Minnesota. Mr. Scott is requesting a variance for HealthSpan Home Care & Hospice, associated with United Hospital, to be allowed to keep emergency medications with the Home Care nurses for use in emergencies, and to allow the Home Care nurses to have small supplies of IV medications for teaching purposes. After thoroughly discussing this request, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the request be approved, on condition that the drugs remain the property of the pharmacy, that a physician be required to provide an affirmative authorization to administer the drugs, (not just a standing order for administration) that Mr. Scott submit a copy of the protocol controlling the use of medications to the Board for review, and that the amount of drugs be limited to those necessary for emergencies rather than including supplies used for teaching purposes, in that patient use for educational purposes can be anticipated in advance and an order, written by the physician, as the need arises. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Joseph V. Miller, Operations Manager at United Pharmacy Associates of Minnesota. Mr. Miller is writing to clarify the intent of the variance request he submitted at the Board's meeting of March 9. After reviewing Mr. Miller's letter and reviewing its action taken at the March 9 meeting, the Board, on the motion of Ms. Wendy Simenson and seconded by Mr. Carl Benson, granted the variance requesting the use of a double-lock mobile exchange cart system in place of the single-lock drug room at the Minnesota Valley Health Center in LeSueur, Minnesota. But, that Mr. Miller's request for monthly audits of the medication areas, in place of the current guidelines requiring weekly visits, be denied, in that the weekly visits are often not performed by pharmacists and do not involve all medications at the nursing stations. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Carol Houliston, Toxicology Intern Coordinator, Minnesota Regional Poison Center. Ms. Houliston

raised several questions regarding the Board's new registration requirement for pharmacist-preceptors, and how that would apply at the Minnesota Regional Poison Center. After reviewing Ms. Houliston's concerns, the Board directed Mr. Holmstrom to respond to Ms. Houliston, indicating that pharmacy residents can still teach pharmacy students without acting as preceptors for the student, in that instruction is not limited to the preceptor alone, but any pharmacist working with the student can participate in the student's learning experience.

The Board next addressed a letter received from Ms. Neeta Amin. Ms. Amin is requesting Board approval to do a non-traditional internship, doing clinical research at the University of Minnesota College of Pharmacy, under the supervision of Daniel Canafax. After reviewing Ms. Amin's request, the Board directed Mr. Holmstrom to inform Ms. Amin that a non-traditional internship, doing clinical research as she proposed, is acceptable and that Ms. Amin should prepare a written report documenting her activities at the end of summer and submit that document to the Board for a determination of internship credit.

Mr. Holmstrom next presented, to the Board, a letter he received from Kittson Memorial Hospital and Nursing Home in Hallock, Minnesota, requesting Board approval of a continuation of the current practice of dispensing medication, prepackaged by the local pharmacy at the hospital's emergency room, during non-retail business hours. After reviewing the dispensing system in place at Kittson Memorial Hospital and alternatives to that system, the Board directed Mr. Holmstrom to communicate with Mr. Failing, Administrator of Kittson Memorial Hospital, and inform him that an alternative, acceptable to the Board, is the system developed at the New Prague Hospital by Pharmacist Ken Clark at McMahon Snyder Drug in New Prague. That system was approved by the Board at a previous meeting.

The Board next turned its attention to a copy of a medication chart form, used by Geritom Pharmacy, for nursing home patients. Pharmacist Tom Smith, of Geritom Pharmacy, requested the Board's opinion as to whether such a document, if it contained the name and address of the pharmacy, would be acceptable to use or whether it would be in violation of the Board's rule regarding the providing of prescription blanks containing pharmacy advertising. After reviewing the document and the rule involved, the Board directed Mr. Holmstrom to inform Mr. Smith that it would not be permissible for Geritom Pharmacy to distribute these forms to its nursing home accounts, if the forms contained advertising for Geritom Pharmacy on them.

Mr. Holmstrom next brought, to the Board's attention, an announcement from the National Association of Boards of Pharmacy


that the cost to the states of the NABPLEX Examination will be increasing, effective with the June 1996 Board Exam. The Board directed Mr. Holmstrom to prepare a total cost estimate, for Board Examination administration in Minnesota, for the Board to consider before it authorizes examination fee increases necessary to recover the examination costs.

The Board next reviewed several items that did not require action by the Board, regarding the American Council on Pharmaceutical Education, the location of the June Board Examination, and other items of an administrative nature.

There being no further business at this time, President Groehler adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED EIGHTIETH MEETING

June 28, 1994. At approximately 8:00 a.m., June 28, 1994, the Board of Pharmacy met at the Radisson University Hotel in Minneapolis, Minnesota for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance.

At the same time, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the full Board Examination to candidates for licensure by examination. The written portions of the full Board Examination were administered at the Minneapolis Convention Center in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the NABPLEX Examination administered as part of the full Board Examination process:

JANE M ANDERSON
KAMI D ANEZ
MICHELE R AREL
CHRISTINA L ASKEW
SARAH E BANG
CRAIG D BARON
SUSAN H BENDER
JANELLE M BERG
KENNETH R BIEGANEK
SUSAN L BIEWALD
GRETCHEN L BONIK
KELLY L BREEMEERSCH
SHAUN M BRIDGES
CAROL A CHAMBERLAIN
CATHY L CLARK
THOMAS M DAUW
JILL K DOKTOR
EMILIE L DROSTE
KRISTA L DUERKOP
MARY J DYLLA
SANDRA M EBNER
KARLA P EISCHENS
PAMELA M ELICH
SUSAN K FENNER
CHANTEL R FRANK
CLARISSA Y GAASCH
KENNETH A GAGNON
TROY R GIBSON
DARREN L GOLDEN
JOLENE M GORES
TERESA C HANSEN
AMY D HARBOUR
AME J HILLESHEIM

JULIE A HOFFER
BARBARA M HOLTZ
CATHERINE H JOHNSON
CHRISTOPHER A JOHNSON
MARIE E JORDAN
JILL L JORGENSON
DEBRA A KERR
VALERIE A KURRELMAYER
DEIDRE L LA ROCK
MARIA T LANE
HOLLY M LAURING
MARGRETA H LAWRENCE
REBECCA C LEIGHTON
KENNETH E LIND
JAMES A MAHOWALD
SUSAN M MAITROTT
RICHARD E MANN
SCOTT G MCCUTCHEON
TODD M MEIER
KEVIN N MELBY
KEITH G MIKKELSON
JULIE A MILLER
STEVEN J MILLNER
BRENDA R MOHS
CHRISTOPHER P MYHRE
CHERYL A ORTH
BETH M OTTEN
CHRISTIANA A OTUBUSHIN
BECKY J PAQUETTE
RACHELLE L PASKET
KRISTINE K PERIUS
KRISTAL M PETERSON
TAMARA M POSCH

June 29, 1994. At approximately 8:00 a.m., June 29, 1994, the Board met, at the Minneapolis Convention Center in Minneapolis, Minnesota, for the purpose of administering a written Practical Examination, in prescription compounding, errors and omissions, and patient counseling, to the candidates for licensure by examination. All of the Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and all of the Board's Surveyors.

In addition to the candidates who wrote the NABPLEX Examination on June 28, 1994, the following NABPLEX or NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

ANITA J HEILMAN
ENAS M SOUD
JANEL A VAN EDE

The following complete retake candidate was also present to write the Practical Examination:

SAFWAT FAHIM

The following practical retake candidates were also present to write the Practical Examination:

LOUISE E BROWN
MONTE K GARNANT
TERESE L MCMAHON
TARA TAJBAKSH

Beginning at approximately 1:30 p.m., all of the above candidates, with the exception of the practical retake candidates, participated in the State Jurisprudence Examination and also the Federal Jurisprudence Examination. The NABPLEX and FDLE transfer candidate, however, did not need to participate in the Federal Jurisprudence examination. Both exams were also held at the Minneapolis Convention Center.

June 30, 1994. At approximately 8:30 a.m., June 30, 1994, the Board met in the Board of Pharmacy Conference Room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of April 19 and 20, 1994. A typographical error on page 4 of the minutes was corrected, and Ms. Wendy Simenson moved and Ms. Carol Peterson

seconded that the minutes of the meeting of April 19 and 20, 1994, be approved as thus amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies that it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on behalf of Abbott Northwestern Piper Building Pharmacy, in Minneapolis, Minnesota, by Mr. Patrick Oberembt, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the application being signed by the pharmacist-in-charge and subject also to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy was submitted on behalf of Progressive Health Care, of Bemidji, Minnesota, by Mr. Paul Iverson, Chief Administrative Officer. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the naming of a permanent pharmacist-in-charge and subject also to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of UMD Health Services, in Duluth, Minnesota, by Ms. Mary Lou Erola, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Mr. Carl Benson seconded that, in recognition of the unique aspect of this pharmacy, the Board grant a variance to the minimum space requirement and the compounding equipment requirement normally applicable to community pharmacies, and that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy, located at 9272 Lake Drive, in Lexington, Minnesota, by Ms. Nancy Weirens, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's

staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy, at 850 East County Road E, in Vadnais Heights, Minnesota, by Mr. Michael Pitzl, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed with Board member Howard Juni abstaining.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Tom Gaylord regarding the remodeling of the Cook County North Shore Hospital Pharmacy. Mr. Gaylord indicates that the hospital is embarking on an extensive building and renovation project, which will provide new space for a pharmacy, but that the space being provided is less than the normally required 400 square feet, but slightly more than the 250 square feet minimum applied to small hospitals who seek exemptions from the 400 square foot requirement. After briefly discussing Mr. Gaylord's plans for the new pharmacy space, Mr. Donald Gibson moved and Mr. Carl Benson seconded that Mr. Holmstrom indicate, to Mr. Gaylord, that the Board is prepared to accept the concept of a 252 square foot pharmacy, but that plans for the actual layout of the pharmacy must be provided in accordance with Board rules. The motion passed.

The Board next addressed requests for variances that it has received. The first such request, addressed by the Board, was a letter, received by Mr. Holmstrom, from Ms. Susan Cooper, Associate Director, Geriatric Pharmacy Services, St. Paul Ramsey Medical Center. Ms. Cooper was requesting a variance that would have allowed her to be identified as the pharmacist-in-charge at the Masonic Home Care Center in Bloomington, even though she is not present on-site on a daily basis, but does have almost daily contact with staff-pharmacists by telephone, and visits and reviews the operation of the Masonic Home Care Center on a regular basis. Ms. Cooper is employed by St. Paul Ramsey Medical Center, which owns and operates the pharmacy. After discussing the request, made by Ms. Cooper, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the variance request be denied and that Mr. Holmstrom inform Ms. Cooper that she can still be the de facto supervisor of Pharmacy Services at the Masonic Home Care Center, but that a pharmacist, regularly employed at the Center, must be identified as the pharmacist-in-charge for Board of Pharmacy purposes. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request regarding pharmacy services to the Kittson Memorial Hospital and Nursing Home in Hallock, Minnesota. The Kittson Memorial Hospital and Nursing Home obtain their pharmacy services from the community pharmacy in Hallock, owned and operated by Mr. Harold Anderson. After carefully reviewing the proposal, submitted by Mr. Rick Failing, Hospital Administrator, and Mr. Harold Anderson, Community Pharmacist from Hallock, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the procedure for providing pharmacy services, proposed in the letter, be accepted by the Board on condition that the pharmacist (Mr. Anderson) contact, by telephone, each patient being dispensed drugs after-hours from the hospital emergency room. The purpose of such contact would be to discuss proper use of the medication in order to optimize therapeutic outcomes. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. James Marttila, Manager of Pharmaceutical Services for Mayo Pharmacy in Rochester, Minnesota. Mr. Marttila is requesting a variance that would allow the Mayo Pharmacy to move some non-time sensitive activities of the pharmacy into a non-patient support area within the Medical Complex without having to obtain a second license. The activities that would be transferred to the support area would be selected bulk compounding for research and regular prescriptions requiring larger equipment (e.g. three roller ointment mills, Hobart mixers, and a capsule filling machine), and assembling refill prescription for patients who are not waiting to pick the refills up. Additionally, it is proposed that this second area would provide additional storage for pharmacy records. After carefully considering Mr. Marttila's request, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the variance request be granted, on condition that Mr. Marttila understand that the proper technician-to-pharmacist ratios be maintained at all times in this secondary location. The motion passed.

The next variance request, addressed by the Board, was submitted by Pharmacist Dean Schmiedt, regarding the security of Schedule II controlled substances in emergency kits in nursing homes. Mr. Schmiedt is requesting a variance which would allow nursing homes, for which he acts as consultant pharmacist, to store Schedule II controlled substances from the emergency kits, separate from the kits, in a locked medication cabinet. After thoroughly discussing Mr. Schmiedt's request, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the requested variance be granted and that Mr. Schmiedt be informed that he may establish mechanisms by which Schedule II controlled substances, which are part of the emergency kit in a nursing home, may be stored in the regular locked narcotic cabinet, separate from the emergency kit itself. The motion passed.

Mr. Schmiedt's second issue, requiring action by the Board, had to do with the freedom of choice of pharmacy vendor for nursing home patients. Under HCFA and MDH rules, nursing homes are allowed to specify standards in packaging and labeling for provider pharmacies to meet, thus, to a certain extent, limiting the absolute freedom of choice of pharmacy vendor, that had previously been the standard. Mr. Schmiedt asked whether such limitations, by nursing homes, would be in violation of Board of Pharmacy rules on freedom of choice. After a brief discussion of this issue, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board's official position, on this issue, allows nursing homes to restrict the freedom of choice offered patients in the facility, to the extent that standards for packaging and labeling of medications, being sent to the home, require. Thus, it would be permissible for nursing homes to exclude, as providers, those pharmacies failing to meet the packaging and labeling specifications. The motion passed.

At this time, Mr. Clayton Whitehead, Manager of Pharmacy Operations for Snyders Drug Stores, appeared before the Board to discuss a variance request, submitted by the Snyders Store, in Hopkins, Minnesota, during the Board's last meeting. The variance request had been denied by the Board and Mr. Whitehead requested an opportunity to personally appear before the Board to discuss the variance request on behalf of Snyder Drug in Hopkins. The request being made would allow a specified technician at Snyders in Hopkins to perform the Quality Assurance procedures, adopted by that pharmacy in lieu of pulling the hard copy prescription on the first refill.

After thoroughly discussing the issues involved with Mr. Whitehead, the Board again declined to approve the variance, requested on behalf of Snyder Drug in Hopkins, but took the position that Mr. Whitehead would be welcome to come back before the Board with a formal presentation for a pilot program, which would involve the use of technicians in performing the Quality Assurance procedures, as requested by Mr. Whitehead, but which also provides rigorous, documentable accuracy checking of the technicians involved, much like what was done with the Tech-check-tech program, developed by the Minnesota Society of Hospital Pharmacists.

The next variance request was submitted, to the Board, by Mr. Jeffrey Dershem, President and CEO of RxReturns, Inc. of Pennsylvania. RxReturns is a licensed Pennsylvania wholesaler that provides a pharmaceutical return goods/destruction service. RxReturns does not operate a physical facility in Minnesota. Their customers (hospitals, retail pharmacies, and wholesalers) ship products directly from their licensed facility to RxReturns facility, in Pennsylvania, to perform an inventory/credit/returns service. RxReturns then reverse distributes these products back to

their manufacturer, as manufacturer's credit policy dictates, or destroys the products, as outlined by DEA and the Environmental Protection Agency. RxReturns is seeking a variance, which would allow them to market their services in Minnesota, without the need for obtaining licensure as a drug wholesaler here. After a brief discussion, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that Mr. Holmstrom contact RxReturns to determine whether they are shipping drugs back to drug manufacturers, located in Minnesota. If RxReturns is not shipping drugs back to manufacturers in Minnesota, no licensure with the Minnesota Board is needed. If RxReturns is shipping to accounts in Minnesota, licensure as a drug wholesaler will be required. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Lakeview Memorial Hospital, in Stillwater, Minnesota, by Ms. Cindy Appleseth, Director of Pharmacy. Ms. Appleseth is seeking an extension of a previously granted variance, which would allow the Lakeview Memorial Hospital to continue to serve the inmates at the Washington County Law Enforcement Center. Ms. Appleseth is now seeking a one-year extension of the previously granted variance. After a brief discussion, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board extend the variance, previously granted to Lakeview Memorial Hospital, for another year. The motion passed.

At this time, Mr. Bruce Benson, Ms. Mary Ann Tomechko, and Ms. Nina Graves, from the University of Minnesota, appeared before the Board to provide the Board with information regarding the new curriculum, which will be put in place with the entering class in the fall of 1995 and, specifically, with a new introductory pharmacy clerkship program that will be taught by Mr. Benson and Ms. Tomechko to first-year pharmacy students.

The foundation for the new clerkship experience is the College of Pharmacy Alumni Society's award winning Pharmacy Mentor Program. Since its inception in 1989, the program has successfully provided hundreds of second-year pharmacy students with a practical "real life" look at the challenges and opportunities of pharmacy careers. By expanding upon the ideas developed in the Mentor Program, first-year students, under the proposed new pharmacy clerkship program, will have the opportunity to interact with practicing pharmacists in a variety of different settings, as part of their required coursework. Student interactions with preceptors will be both professional and social, with a goal of providing a very practical and relaxed learning experience in which students are able to observe the multiple roles a pharmacist must play, relating to career, family, and community. The time requirement for the introductory clerkship is four hours per week, for seven weeks.

Questions raised, by this proposal, include the issue of whether internship credit should be granted for this experience and, if so, how the Board's rules, which presently prohibit internship experience prior to the completion of the first-year of the pharmacy school curriculum, would need to be amended; whether an individual pharmacist would be able to act as preceptor for a full-time intern or extern and a student participating in the introductory clerkship program; and to what extent will these students be actually performing pharmacy functions and to what extent they will be simply observing.

After discussing these issues with Mr. Benson, Ms. Tomechko, and Ms. Graves, the Board determined that it should support the concept of the introductory clerkship program; that internship credit will not be available for participants in this program; that an individual pharmacist may function both as a preceptor for a pharmacist-intern or extern and, at the same time, participate as a mentor in this introductory clerkship program; and that as long as the role of the student is primarily that of observer, no changes in the Board's Internship Rules are necessary to accommodate this program.

Mr. Holmstrom next presented, to the Board, the recommendations from the Continuing Education Advisory Task Force relative to programs submitted for approval and meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of March 15 and June 14, 1994, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that those programs, recommended for approval, be so approved and that those programs, for which denial of approval was recommended, be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests, recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Carl Benson moved and Ms. Carol Peterson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, the issue of how to address pharmacists, who had previously been the subject of disciplinary action by the Board, who are now applying to the Board for registration as pharmacist-preceptors. Mr. Holmstrom questioned whether the Board should deny registration as a preceptor to all pharmacists, who had previously been the subject of disciplinary action by the Board, as it appears the Board is able to do under its rules, or whether the Board should review these situations on a case-by-case basis prior to deciding whether

to accept or reject the applications for registration as preceptors. After some discussion, Mr. Holmstrom was directed to discuss this issue with Mr. Robert Holley, the Board's Legal Counsel, and report back to the Board.

The Board next addressed itself to the performance of the candidates for licensure by Reciprocity. * After a thorough review of the performance of the candidates for licensure by Reciprocity, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and ethics, the following candidates for licensure by Reciprocity be granted such licensure, based on their current license to practice in the state listed with their name:

<u>CERT. #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6284	CHRISTINE M ALLEN	IN
6285	CLARICE E BRUDVIG	IA
6286	TAMMY J BUMGARNER	WA
6287	DEANNA M COOPER	AZ
6288	SCOTT G DONELENKO	WA
6289	THERESA B FREDERICK	NM
6290	TIMOTHY J GALLAGHER	SD
6291	DENNIS D GUTHMUELLER	ND
6292	BRIAN E HOLSTINE	IN
6293	MARILYN R JESS	IL
6294	MINA A MAKAR	IA
6295	RICHARD T MESTELLE	AZ
6296	WILLIAM K PAGEL	IL
6297	LINDA C SCHRAMM	GA
6298	HAROLD J WADNIZAK	OR

The motion passed.

Mr. Holmstrom next presented the grades from the Laboratory portion of the full Board Examination for candidates, who are seeking licensure by exam and who were retaking only the Laboratory portion of the full Board Examination. In conformity with the Board's policy, established previously, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination. With the passing score thus established, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the Laboratory Practical retake candidates, achieving a score of not less than 75 on the Laboratory Practical Examination, be granted licensure as pharmacists. The motion passed.

* In conformity with the Board's policy, previously established, the Board again established a score of 75 as the minimum passing score on the Reciprocity Examination.

In accordance with these criteria, the following Practical retake candidates were granted licensure as pharmacists:

<u>CERTIFICATE #</u>	<u>NAME</u>
6300	LOUISE E BROWN
6301	MONTE K GARNANT
6303	TERESE L MCMAHON
6304	TARA TAJBAKSH

Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidate, who was seeking licensure by examination and who took only the Laboratory Practical and State Jurisprudence portions of the full Board Exam. In conformity with the Board's policy, previously established, the Board again established a score of 75 as the minimum passing score on the Laboratory Practical Examination, and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the following NABPLEX and FDLE transfer candidate, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as a pharmacist. The motion passed.

<u>CERTIFICATE #</u>	<u>NAME</u>
6302	ANITA J HEILMAN

Mr. Holmstrom next presented, to the Board, a letter from Mr. Gerald Drinane, Pharmacy Consultant with the Minnesota Department of Human Services. Mr. Drinane indicates the Department's concern over compliance with the DUR and patient counseling provisions of OBRA, and offers the Department's assistance in increasing the level of compliance. After briefly discussing the issue of compliance with the mandates of OBRA '90, the Board directed Mr. Holmstrom to prepare a letter, for mailing, to all pharmacists-in-charge, indicating the Board's expectations regarding OBRA and to also prepare an article for the Board's quarterly newsletter regarding the same topic.

The next item, to come before the Board, was the consideration of the request, made by Pharmacist Dan Asher, at Chronimed Pharmacy, regarding guidance on whether a pharmacist would be able to use a computer at home, which is connected to the pharmacy's computer, in order to answer questions and provide prescription copies during non-pharmacy hours. The Board first addressed this issue at its April 20 meeting, but was unable to come to a decision on this issue.

Upon further consideration of the issue, the Board directed Mr. Holmstrom to inform Mr. Asher that the Board will allow pharmacists to develop procedures allowing the pharmacist to access the pharmacy's computer records from an at-home computer in order to provide after-hour services, but must develop a procedure whereby only a pharmacist can access the pharmacy's database.

The next issue, to come before the Board, involved a letter from Pharmacist Marie Nguyen, from HealthEast University Park Pharmacy. Ms. Nguyen asked for the Board's acceptance of a Quality Assurance requirement, developed at HealthEast University Park Pharmacy, which would call for a double-check of all new prescriptions at the time of dispensing in lieu of the pulling of the hard copy on the first refill. After reviewing Ms. Nguyen's letter, the Board determined that it did not have enough information on which to make a judgement and directed Mr. Holmstrom to request additional information from Ms. Nguyen on this subject.

The Board next took under consideration, a letter from Pharmacist Lowell Anderson, regarding the definition of "compounding" and whether that definition includes the reconstitution of antibiotic suspensions and/or the preparation of products, such as Benzamycin Gel. After carefully considering the points made by Mr. Anderson in his letter, Ms. Carol Peterson moved and Ms. Jean Lemberg seconded that the Board accept the preparation of Benzamycin Gel as being "compounding" and thus, restricted to pharmacists or pharmacy interns only, but that the Board consider the reconstitution of oral antibiotic suspensions to not be compounding and, thus, is capable of being performed by pharmacy technicians. The motion passed.

Mr. Holmstrom next presented, to the Board, a question raised by Minnesota Department of Health Surveyors during a recent conversation he had with Surveyor Supervisors at the Minnesota Department of Health. The question raised was whether, under the Board's new rules regarding label changes for prescriptions for nursing home patients, the Board would allow nurses, at the nursing home, to write the new directions for use on the label, or whether the new rule simply allows the nurse to put an auxiliary label on the prescription container directing the reader to the patient's chart or to the MAR. After a brief discussion of this issue, the Board concluded that the new rule allows nurses to only put a supplementary label on the container, directing the reader to a change in directions indicated in the patient's chart or on the MAR. It does not allow nurses to actually do the direction changes on the label.

The Board next addressed the issue of whether or not to participate in the Health Professional Services Program, which is a newly authorized program for health licensing boards, which would

allow the boards to protect the public from licensees or registrants who are unable to practice with reasonable skill and safety, by reason of illness, use of alcohol, drugs, chemicals, or any other materials; or as a result of any mental, physical, or psychological condition. The Health Professional Services Program would allow individuals, that meet these criteria, to be handled outside of the normal disciplinary process. After some discussion of the potential benefits and drawbacks of participation in the Health Professional Services Program and the costs of such involvement, Mr. Howard Juni moved and Ms. Carol Peterson seconded that the Board of Pharmacy agree to participate, and that Mr. Holmstrom contact past Board President Henry Capiz about being the Board's representative to the Steering Committee of the HPSP. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Robert C. Johnson, Chairman and CEO of PCS Health Systems, Inc., offering to make a presentation, to the Board, regarding computer networking systems being developed by PCS. After some discussion, the Board directed Mr. Holmstrom to contact the appropriate individuals at PCS and make arrangements for such a presentation.

The Board next addressed the issue of attendance at the District V Meeting of the boards and colleges, scheduled to be held in Winnipeg, Manitoba during the month of August. After discussing the various benefits that accrue to the Board on participation in District V Meetings, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the Board authorize all Board members and the Board's Executive Director to attend the meeting at Board expense. Mr. Benson further moved and Mr. Gibson seconded that the Board not pay per diem to Board members who attend the meeting, but pay only meals, lodging, and travel expenses. The motion passed.

Mr. Holmstrom next presented, to the Board, the results of a comprehensive survey on the use of pharmacy technicians, conducted by the Iowa Board of Pharmacy. Mr. Holmstrom asked whether the Board felt that a similar type survey, not necessarily relating to pharmacy technicians, but to contemporary issues of any kind, be developed by the Minnesota Board of Pharmacy.

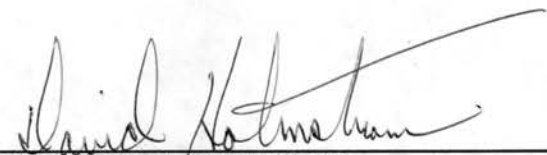
After some discussion, the Board indicated that it wished to discuss this issue further with the Iowa Board of Pharmacy Members who attend the District V meeting of the boards and colleges in August, to discuss the possibility of a joint survey, conducted with the cooperation of the Minnesota Pharmacists Association, the Minnesota Society of Hospital Pharmacists, and the College of Pharmacy at the University of Minnesota.

Mr. Holmstrom next, briefly, indicated areas where legislative activity appear to be necessary during the next legislative session. The Board briefly discussed these issues and directed Mr. Holmstrom to proceed in developing some proposed legislation and to report back to the Board.

There being no further business at this time, President Denise Frank adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY
SIX HUNDRED EIGHTY-FIRST MEETING

On August 10, 1994, at approximately 8:30 a.m., the Board of Pharmacy met in the Board of Pharmacy Conference Room, 2700 University Avenue West, Suite 107, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first item on the agenda was a review and approval of the minutes of the meeting of June 28, 29, and 30, 1994. Ms. Jean Lemberg offered a correction to the minutes, on page 10, in the second paragraph and, with that correction made, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the minutes be approved. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by examination who completed the examination process on June 28 and 29, 1994. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's practical examination portion at 20% of the total, and the average score on the Federal Drug Law examination and the Board's jurisprudence examination weighted at 15% of the total; Ms. Wendy Simenson moved and Mr. Carl Benson seconded that those candidates who received a general average of 75 or better, not less than 75 on the practical examination, not less than 75 on the Federal Drug Law examination, not less than 75 on the state jurisprudence examination, and not less than 75 on the NABPLEX examination, be granted licensure as pharmacists. The motion passed.

Candidates who passed the examination are as follows:

<u>Certificate Number</u>	<u>Name</u>	<u>Registration Number</u>
6307	JANE M ANDERSON	115819
6308	MICHELE R AREL	115820
6309	CHRISTINA L ASKEW	115821
6310	SARAH E BANG	115822
6311	CRAIG D BARON	115823
6312	SUSAN H BENDER	115824
6313	JANELLE M BERG	115825
6314	KENNETH R BIEGANER	115826
6315	SUSAN L BIEWALD	115827
6316	GRETCHEN L BONIK	115828
6317	KELLY L BREEMEERSCH	115829
6318	SHAUN M BRIDGES	115830
6319	MARK T BUNKER	115831
6320	CAROL A CHAMBERLAIN	115832
6321	CATHY L CLARK	115833
6322	THOMAS M DAUW	115834

MINNESOTA BOARD OF PHARMACY - 681 Meeting, August 10, 1994
Page 2

6323	JILL K DOKTOR	115835
6324	EMILIE L DROSTE	115836
6325	KRISTA L DUERKOP	115837
6326	MARY J DYLLA	115838
6327	SANDRA M EBNER	115839
6328	KARLA P EISCHENS	115840
6329	PAMELA M ELICH	115841
6330	SUSAN K FENNER	115842
6331	CHANTEL R FRANK	115843
6332	KENNETH A GAGNON	115844
6333	TROY R GIBSON	115845
6334	DARREN L GOLDEN	115846
6335	JOLENE M GORES	115847
6336	TERESA C HANSEN	115848
6337	AMY D HARBOUR	115849
6338	AME J HILLESHEIM	115850
6339	JULIE A HOFFER	115851
6340	BARBARA M HOLTZ	115852
6341	CHRISTOPHER A JOHNSON	115853
6342	MARIE E JORDAN	115854
6343	JILL L JORGENSEN	115855
6344	DEBRA A KERR	115856
6345	DEIDRE L LA ROCK	115857
6346	MARIA T LANE	115858
6347	HOLLY M LAURING	115859
6348	MARGRETA H LAWRENCE	115860
6349	REBECCA C LEIGHTON	115861
6350	JAMES A MAHOWALD	115862
6351	SUSAN M MAITROTT	115863
6352	RICHARD E MANN	115864
6353	SCOTT G MCCUTCHEON	115865
6354	TODD M MEIER	115866
6355	KEVIN N MELBY	115867
6356	KEITH G MIKKELSON	115868
6357	JULIE A MILLER	115869
6358	STEVEN J MILLNER	115870
6359	BRENDA R MOHS	115871
6360	CHRISTOPHER P MYHRE	115872
6361	CHERYL A ORTH	115873
6362	BETH M OTTEN	115874
6363	CHRISTIANA A OTUBUSHIN	115875
6364	BECKY J PAQUETTE	115876
6365	RACHELLE L PASKET	115877
6366	KRISTAL M PETERSON	115878
6367	TAMARA M POSCH	115879
6368	PAULA A PRAY	115880
6369	CAROL S REPP	115881
6370	WAYNE E SALVERDA	115882
6371	JODI R SCHLIMME	115883
6372	DIANE K SCHUBERT	115884

6373	JANEL R SCHUTJER	115885
6374	SUSAN M SHORTREED	115886
6375	JACQUELYN G SNYDER	115887
6376	JANET A SNYDER	115888
6377	ROBERT J STEFFL	115889
6378	KATHRYN D TEIGEN	115890
6379	LAUREL L THOMAS	115891
6380	MARY ANN M TRAN	115892
6381	JASON C TURNER	115893
6382	JANEL A VAN EDE	115894
6383	JOHN T VANDEVOORT	115895
6384	ANDREW W WANDMACHER	115896
6385	TERESA K WELCH	115897
6386	SHANE R WENDEL	115898
6387	JENNIFER L WENZEL	115899
6388	KIMBERLY K WILMESMEIER	115900
6389	MELANIE J WINKELMAN	115901
6390	THOMAS J WORRALL	115902
6391	SHOUA YANG	115903
6392	CHERYL A ZEIMETZ	115904
6393	JENNIFER A ZENKER	115905
6394	MICHAEL A ZUTTER, JR	115906

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Target Pharmacy, 125 Lincoln Southeast, St. Cloud, Minnesota, by Mr. Michael Resvick, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure and subject also to the naming of a permanent pharmacist-in-charge. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, 2021 Market Drive, Stillwater, Minnesota, by Ms. Mary Kelly, Director of Pharmacy for Target Stores, Inc. After carefully reviewing this application and the diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure and subject also to the naming of a permanent pharmacist-in-charge. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Transitional Hospitals Corporation of Minneapolis, 4101 Golden Valley Road, Minneapolis, Minnesota, by Mr. John Elgin, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of The University of Minnesota Hospitals and Clinic Neonatal Pharmacy, 2450 Riverside Avenue, Minneapolis, Minnesota, by Ms. Pamela Borchardt-Phelps, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of West Health Campus Pharmacy, 2855 Campus Drive, Plymouth, Minnesota, by Mr. Timothy Bachmeier, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next reviewed a letter it received from Mr. Don Spahn, pharmacist at Pipestone County Regional Hospital Pharmacy, regarding the desire, among physicians at Pipestone County Medical Center, to open a part-time clinic at Jasper, Minnesota, approximately 12 miles away and, as part of the clinic operation, provide pharmacy services through a licensed pharmacy, which would be staffed by a physician. It is proposed that the physician would comply with all Pharmacy Board rules and regulations, but that the pharmacy would be less than 400 square feet in space and would be open only Mondays and Fridays from 8:00 a.m. to 5:00 p.m. and Wednesdays from 8:00 a.m. until noon. Mr. Spahn's letter to the Board described the proposed operation of the Jasper Clinic and request variances relating to the size of the proposed pharmacy, the equipment stocked in the pharmacy, and the pharmacist-in-charge requirement. Mr. Spahn's letter did not, however, include a formal application for licensure.

After thoroughly discussing the issues involved here, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that Mr. Holmstrom indicate to Mr. Spahn that a formal application would be approved as long as the proposed pharmacy services are limited to those prescriptions generated at the Jasper Clinic and provided that access to the drugs stored in the licensed area is limited, through controls placed on the number of persons who have access to the key to the licensed area. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature to come before the Board was the presentation, by Mr. Holley, of a proposed Stipulation and Order, in the matter of the pharmacist license of Ms. Mary Jo Soberaski. The Stipulation was developed subsequent to a conference held with Ms. Soberaski, on July 14, 1994, to discuss allegations of unprofessional conduct, based on Ms. Soberaski's plea of guilty to violations of the state Controlled Substances Act, in the state District Court in Kittson County. The Stipulation has been agreed to and signed by Ms. Soberaski. Ms. Soberaski and her attorney now personally appeared before the Board to discuss the Stipulation and proposed Order.

After discussing the proposed Stipulation and Order with Ms. Soberaski, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that the Board accept the Stipulation and Order as proposed, and the Mr. Holmstrom be directed to sign the Stipulation and Order on the Board's behalf. The motion passed.

The next item of quasi-judicial nature to come before the Board was the presentation, by Mr. Holley, of a proposed Stipulation and Order, in the matter of the pharmacist license of Mr. Kirk H. Easton. The Stipulation was developed subsequent to a conference with Mr. Easton, on July 12, 1994, to discuss allegations of unprofessional conduct based on Mr. Easton's continuing to practice pharmacy without a current license to do so, after he failed to complete his continuing education requirements through October 1, 1992, and after his license to practice pharmacy expired March 1, 1993. The proposed Stipulation has been agreed to and signed by Mr. Easton. Mr. Easton now personally appeared before the Board to discuss the proposed Stipulation and Order. At the conclusion of the discussion, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the Stipulation and Order be accepted by the Board and that Mr. Holmstrom be directed to sign the document on the Board's behalf. The motion passed.

The final item of a quasi-judicial nature to come before the Board was a report, by Mr. Holmstrom, on the findings of inquiry, ordered by the Board, into the facts associated with pharmacists who reported to have been convicted of DWI or DUI on their most recent license renewal applications. Mr. Holmstrom reported that,

in all but one case, the pharmacists involved maintained that they had checked the wrong box on the license renewal application, in error. After discussing the one case involving a pharmacist who was convicted of DWI, the Board noted that the pharmacist involved had been ordered to undergo a chemical dependency assessment and directed Mr. Holmstrom to inquire as to what the assessment showed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for supportive personnel from St. Paul Ramsey Hospital. St. Paul Ramsey is requesting approval for the use of technicians in accordance with the Tech-Check-Tech Program guidelines, established by the Minnesota Society of Hospital Pharmacists. After discussion on this issue, Ms. Carol Peterson moved and Mr. Howard Juni seconded that the Board approve St. Paul Ramsey's request to participate in the Tech-Check-Tech Program for one year. The motion passed.

Mr. Holmstrom next presented, to the Board, letters he has received requesting extensions for the reporting of continuing education participation, which will be due October 1, 1994. After discussion was held regarding extension requests, Mr. Donald Gibson and Ms. Jean Lemberg seconded that the Board grant the extensions requested through January 1, 1995. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request, received from Health Partners Pharmacy at the Spring Lake Park Medical Center, requesting an opportunity to utilize two technicians to one pharmacist, even though counseling is performed only on new prescriptions.

After discussing this request, the Board acted to deny the variance request and directed Mr. Holmstrom to inform Ms. Jean Byun, Pharmacist-in-charge, that the Board is prepared to approved two technicians to one pharmacist ratios only when the pharmacy involved affirmatively states, to the Board, that they will provide not only the patient counseling, but the drug use review, required by OBRA for Medicaid patients, to all patients, including those receiving prescription refills.

Mr. Holmstrom next presented, to the Board, a variance request received from Mr. Dennis Hesch, Pharmacist-in-charge, Thrifty White Drug, Bemidji, Minnesota. Mr. Hesch is requesting a variance that

would allow a slight increase in the number of oral medications that can be stocked in the emergency kits at the Northome Nursing Home and the Kelliher Care Center.

After reviewing the list of medications proposed for stocking in these emergency kits, by Mr. Hesch, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board grant the variance requested by Mr. Hesch, allowing the requested medications to be contained in the respective nursing home emergency kits. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Joseph Miller, Operations Manager at United Pharmacy Associates of Minnesota. Mr. Miller is requesting a variance which would allow for the use of drugs, stocked in a hospital, for residents of a nursing home attached to the hospital. The hospital drugs would be used for residents who have experienced clinical changes demanding immediate medication administration. Mr. Miller is requesting that a system, whereby the nurse at the nursing home would review the medication order with a UPA pharmacist and, if a delay in receiving the medication would be compromising for the resident, the pharmacist could instruct the nurse to retrieve the medication from hospital stock. In turn, the pharmacist would instruct the hospital nurse as to which medication to retrieve and review with them the medication they withdrew from stock.

After discussion on this variance request was held, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board grant the variance requested by Mr. Miller on a permanent basis. The motion passed.

Mr. Holmstrom next present, to the Board, a variance request, received from Pharmacist Gary Swedberg, regarding pharmacy services to St. Peter Community Hospital and Health Care Center and the responsibilities of the pharmacist-in-charge at the St. Peter Community Health Care Center Pharmacy. St. Peter Community Health Care Center (hospital) does not currently have a regularly employed pharmacist providing pharmacy services to the hospital. For several months, the pharmacy at the hospital has been staffed by part-time pharmacists. The Hospital Administrator has approached Mr. Swedberg to oversee the pharmacy operations at the hospital as pharmacist-in-charge, even though Mr. Swedberg only works at the hospital approximately 10 hours per week, while the pharmacy is open eight hours per day. After discussion was held on Mr. Swedberg's request, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that the Board grant the variance requested, but only through October 1, 1994. The motion passed and the Board directed Mr. Holmstrom, when communicating this action to Mr. Swedberg, to

express the Board's concern regarding the pharmacist-in-charge situation at St. Peter Community Health Care Center Pharmacy.

Mr. Holmstrom next presented, to the Board, a request from Pharmacist Brian Shimley that the variance previously granted to Syncor Pharmacy, involving the placement of patient names on each non-therapeutic prescription, be extended for a two-year period of time. After a brief discussion, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the Board grant the requested extension for two years. The motion passed.

Mr. Holmstrom next presented, to the Board, the sense of frustration that exists among the Board surveyors, regarding the relative lack of compliance among Minnesota pharmacists with the Board's rules regarding drug use review and patient counseling for Medicaid patients. After some discussion of this issue, the Board directed Mr. Holmstrom to send the letter, currently under development regarding the Board's expectations in this area, to all pharmacists-in-charge and also to publish the letter in the Board's quarterly news letter. In addition, the Board directed Mr. Holmstrom to begin using the deficiency notice procedure of the Board to encourage compliance with OBRA requirements. The Board also directed Mr. Holmstrom to inform the Board surveyors that they should emphasize the need to counsel Medicaid patients on all new prescriptions and perform appropriate documentation as a starting point toward full compliance.

Mr. Holmstrom next sought guidance from the Board, regarding the need to register pharmacists acting as preceptors for Pharm D students in their Pharm D rotations. Since the college-based Pharm D rotations are not strictly designed as internship experiences, the question was raised as to whether the pharmacists, supervising Pharm D students in these rotations, should be registered as preceptors.

After some discussion, the Board indicated to Mr. Holmstrom that pharmacists engaged in supervising Pharm D students on their Pharm D rotations, should be registered with the Board as pharmacist-preceptors in that the Pharm D rotations will be used in meeting the Board's internship requirement.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Martin Possehl, Executive Director of the Epilepsy Foundation of Minnesota, regarding some confusion over the status of the State's Generic Substitution Law.

The 1994 Legislature made changes to the Minnesota Generic Substitution Law, repealing old language and requiring the Formulary Committee of the Department of Human Services to establish a list of drugs for which substitution would not be


mandatory. Through staffing difficulties at the Department of Human Services, the Formulary Committee has not yet met to work on the development of such a list, leaving a question as to whether all drugs are, as a result, mandated to be substituted or whether the previously existing language of the statute can still be considered to be in effect.

After discussion on this subject was held, Mr. Holmstrom was directed to include an article in the Board's next quarterly newsletter, indicating that it is the Board's position that the old language of the Generic Substitution Law will remain in effect until such time as the Formulary Committee completes its work on the development of a new list of drugs for inclusion in the negative formulary.

Mr. Holmstrom next presented, to the Board, information that recently came to his attention regarding a program being pursued by Walgreens pharmacies, on a nationwide basis, to provide direct physician to pharmacy computer links, by providing physicians with a disk and computer software that will provide a link directly with Walgreens Pharmacies. After some discussion, the Board directed Mr. Holmstrom to continue to monitor this issue and suggested that Walgreens be contacted to obtain additional information on this program.

Mr. Holmstrom next provided the Board with information concerning the confirmation of a meeting scheduled with department heads and other individuals from the College of Pharmacy, in conjunction with the Board's October 4th and 5th Board meeting. No action was required or taken on this issue.

There being no further business at this time, to come before the Board, President Frank adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

August 10, 1994

ONE-TO-ONE RATIO:

Arneson Snyder Drug - Montevideo
Airport Pharmacy - Minneapolis
Bergh Pharmacy - Kenyon
Cannon Falls Snyder Pharmacy - Cannon Falls
Deephaven Drug Co. - Wayzata
Drug Express - Le Center
Engen Drug, Inc. - Karlstad
F & M Distributors Pharmacy #89 - Edina
F & F Pharmacy - Minneapolis
Family Pharmacy South - Hutchinson
Family Rexall Drug - Hutchinson
Grandendale Pharmacy - St. Paul
K-Mart Pharmacy #3042 - Columbia Heights
K-Mart Pharmacy #7467 - Coon Rapids
K-Mart Pharmacy #4882 - Waite Park
Lakeville Snyder Drug - Lakeville
Our Pharmacy/Lyngblomsten - St. Paul
Our Pharmacy/Masonic Home - Minneapolis
St. Paul Ramsey Wilder Pharmacy - St. Paul
Page Snyder Drug - Olivia
Snyder Drug #72 - Apple Valley
Snyder Drug - Blaine
Snyder Drug #58 - Brooklyn Park

Snyder Drug #80 - Champlin
Snyder Drug Coon Rapids - Coon Rapids
Snyder Drug #21 - Cottage Grove
Snyder Drug #13 - Crystal
Snyder Drug #61 - Eagan
Snyder Drug #87 - Eden Prairie
Snyder Drug #53 - Faribault
Snyder's - Fridley
Snyder Drug #35 - Hopkins
Snyder Drug #50 - Mankato
Snyder Drug #7 - Minneapolis
Snyder Drug #28 - Minneapolis
Snyder Pharmacy - New Brighton
Snyder Drug #60 - Prior Lake
Snyder Drug #23 - Rochester
Snyder Drug #20 - Roseville
Snyder Drug #16 - South St. Paul
Snyder Drug #76 - St. Paul
Snyder Drug #88 - Woodbury
Target Pharmacy #904 - Grand Rapids
Target Pharmacy - St. Paul
The Medicine Shoppe - Rochester
Tri-Cty. Hospital Pharmacy - Wadena
Village Snyder Drug - Northfield
Walgreen Pharmacy - Bloomington
Walgreens Pharmacy - Oakdale
Walgreens Pharmacy - St. Paul
Wal-Mart Pharmacy #10-1657 - Faribault
Wal-Mart Pharmacy #10-1470 - Willmar

TWO-TO-ONE RATIO:

Bloomington Drug - Bloomington

K-Mart Pharmacy - Maple Grove

Northland Pharmacy - Duluth

MINNESOTA BOARD OF PHARMACY
SIX HUNDRED EIGHTY-SECOND MEETING

At approximately 8:00 a.m., October 4, 1994, the Board met at the Sheraton-Midway Hotel in St. Paul, Minnesota for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, with the exception of Ms. Jean Lemberg. Ms. Lemberg was excused due to illness. Also in attendance was the Executive Director of the Board, Mr. David Holmstrom, and Board Surveyors, Mr. Stuart Vandenberg and Mr. Leslie Kotek.

Beginning at 9:15 a.m., at the conclusion of the Written Reciprocity Examination, the Board members and staff conducted the oral examination in Jurisprudence and professional ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination at the Sheraton-Midway Hotel, and each of the candidates is seeking licensure in Minnesota on the basis of his or her license in the state indicated:

NAME	STATE OF ORIGINAL LICENSURE
MARGARET L ABRAHAM	NJ
ALLAN C ANDERSON	MT
GAIL A BREEN	NY
JOHN W CHARLES	WI
JENNIFER L CLOUS	MI
LENOARD M COHEN	WI
STEVEN T COSTANZO	CT
DONNA P DAVIS	MD
RENAE M DORN	SD
LAURI J DVORAK	NE
STEVEN R EIDE	AZ
SUE E FEHRENBACH	MI
MICHAEL C GANSKE	WI
JEFFREY F GROTHAUS	NM
REGINA M GROTHAUS	NM
BRENDA L HABEDANK	UT
GARY R HADLEY	NE
JAMES P HAUAN	AZ
CATHERINE F HOVANCSAK	NE
LYNETTE M HUGHS	NE
RONALD E MANSMITH	IA
LARRY E NEIDERKOHHR	OH
LESTER C PAULSON	ND
JAMES R PUZ	AZ
LISA M REID	WI
JOHN A ROSS	IA
KRYSTAL C SATRAN	NV
MARK V SIRACUSE	CT
JODI-RAE M SLYWKA	MI

NAME	STATE OF ORIGINAL LICENSURE
KENT G STEVENS	UT
MARK L VAN VUUREN	SD
TERRI L WANK	NY

At approximately 4:30 p.m., at the conclusion of the Reciprocity Examination, the Board met with representatives from the College of Pharmacy to discuss various issues of mutual interest. Attending on behalf of the College of Pharmacy were: Mr. Lawrence C. Weaver, Interim Dean; Ms. Nina Graves, Associate Dean; Ms. Cheryl Zimmerman, Associate Dean; Ms. Doris Calhoun, Mr. Bruce Benson, Mr. Henry Mann, Mr. Rory Remmel, Mr. Ron Sawchuk, and Mr. Robert Straka. Discussions with the College Representatives continued over dinner and were completed at approximately 7:30 p.m.

At approximately 8:30 a.m., on October 5, 1994, the Board met in the Board of Pharmacy conference room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of August 10, 1994. Mr. Donald Gibson moved and Mr. Carl Benson seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Abbey Infusion Services, 809 106th Street, Bloomington, Minnesota by Mr. Phil DeNucci, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Howard Juni moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Healtheast Pharmacy, 1690 University Avenue, St. Paul, Minnesota by Ms. Michele Okposo, pharmacist-in-charge. During deliberations on this application for licensure, Mr. Holmstrom pointed out, to the Board, correspondence from Mr. Wallace Wadd, Pharmacy Director at

Healtheast Midway Hospital, regarding the unique nature of this application. This application represents an application for a second license, this one being for a "not for profit" subsidiary of the hospital for a location that is already licensed as a "for profit" community/clinic pharmacy. After a lengthy discussion of the various issues involved in this application for licensure, the Board acted to table this application and directed Mr. Holmstrom to invite Mr. Wadd and Ms. Okposo to the Board's December meeting to discuss the application further.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Jasper Medical Clinic Pharmacy, 120 Sherman Street N., in Jasper, Minnesota by Dr. Larry L. Rentschler. The unique nature of this application, that Dr. Rentschler will act as the pharmacist-in-charge, was preliminarily discussed at the Board meeting of August 10. Formal application has now been received and is before the Board. After carefully reviewing the application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Southdale Medical Pharmacy, 6545 France Avenue S., in Edina, Minnesota by Mr. William Weiers, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy, 1911 Ferry Street, in Anoka, Minnesota by Mr. Delroy Shane, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, particularly the rules dealing with privacy for patient counseling as that relates to the proposed drive-thru window. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Gregory R. Kaasa. The stipulation was developed subsequent to a conference, held with Mr. Kaasa on September 1, 1994, to discuss allegations of unprofessional conduct based on the diversion for personal use of controlled substance drugs. The stipulation has been agreed to and signed by Mr. Kaasa. Mr. Kaasa now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Mr. Kaasa, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Robert W. Tischler. The stipulation was developed subsequent to a conference, held with Mr. Tischler on September 7, 1994, to discuss allegations of unprofessional conduct based on complaints of incompetence in the practice of pharmacy involving Mr. Tischler, received by the Board. The stipulation has been agreed to and signed by Mr. Tischler. Mr. Tischler now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Mr. Tischler, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

Upon returning to its general business meeting, the Board addressed the issue of the performance of Ms. Valerie Kurrelmeyer on the practical portion of the June Board Exam. Ms. Kurrelmeyer had requested the Board to reconsider her failing grade on the practical portion of the exam. After discussing Ms. Kurrelmeyer's performance on the examination, and reviewing the letters and petition for review, submitted by Ms. Kurrelmeyer, Mr. Howard Juni moved and Ms. Jean Lemberg seconded that Ms. Kurrelmeyer be informed that her grade will remain unchanged and that she will be expected to retake the practical portion of the examination. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and ethics, the following candidates for licensure by reciprocity be granted such licensure based on their current license to practice in the state listed with their name:

CERTIFICATE #	NAME	ORIG. STATE OF LICENSURE
6395	MARGARET L ABRAHAM	NJ
6396	ALLAN C ANDERSON	MT
6397	GAIL A BREEN	NY
6398	JOHN W CHARLES	WI
6399	JENNIFER L CLOUS	MI
6400	STEVEN T COSTANZO	CT
6401	DONNA P DAVIS	MD
6402	RENAE M DORN	SD
6403	LAURI J DVORAK	NE
6404	STEVEN R EIDE	AZ
6405	SUE E FEHRENBACH	MI
6406	MICHAEL C GANSKE	WI
6407	REGINA M GROTHAUS	NM
6408	BRENDA L HABEDANK	UT
6409	GARY R HADLEY	NE
6410	JAMES P HAUAN	AZ
6411	CATHERINE F HOVANCSAK	NE
6412	LYNETTE M HUGHS	NE
6413	RONALD E MANSMITH	IA
6414	LARRY E NIEDERKOH	OH
6415	LESTER C PAULSON	ND
6416	JAMES R PUZ	AZ
6417	LISA M REID	WI
6418	JOHN A ROSS	IA
6419	KRYSTAL C SATRAN	NV
6420	MARK V SIRACUSE	CT
6421	JODI-RAE M SLYWKA	MI
6422	KENT G STEVENS	UT
6423	TERRI L WANK	NY

At this time, Ms. Doris Calhoun and Mr. Henry Mann, from the College of Pharmacy at the University of Minnesota, joined the Board in discussing aspects of the Experiential Education Program, both currently and under the proposed new curriculum, for the University of Minnesota College of Pharmacy. At the conclusion of the presentation, by Ms.

Calhoun and Mr. Mann, the Board thanked them for their participation, and Ms. Calhoun and Mr. Mann left the meeting.

The Board next turned its attention to various requests for waivers and variances it has received. The first request for a waiver was submitted on behalf of St. Paul Ramsey Medical Center and was addressed by Mr. Darwin Zaske and Mr. Greg Schwartz, who personally appeared before the Board to discuss their request. The request being made by Mr. Zaske and Mr. Schwartz proposed that the two outpatient/clinic pharmacies, operated in the Ramsey Medical Center building, be allowed to operate as one pharmacy, even though it is located on both the first floor and second floor of the medical building. The two pharmacies currently operate on the same computer system.

The main pharmacy is open 24 hours a day, 365 days a year, and is located on the first floor. Because of its proximity to these patient care areas, this pharmacy mainly services the emergency room, Redicare, ENT Clinic, Pediatric Clinic, Dermatology Clinic, Ophthalmology Clinic, Orthopedic Clinic, the Surgery Clinic, and also fills all take home prescriptions for patients being discharged from the hospital.

The Clinic Pharmacy is located on the second floor and is open Monday through Friday, from 8:30 a.m. until 5:00 p.m. When closed, all prescriptions are transferred to the main pharmacy for patient pickup. This pharmacy mainly serves the clinics at the north end of Ramsey Medical Center, such as Adult Health Care Clinic, Seniors Clinic, OB/GYN Clinic, Medical Subspecialties Clinic, and Urology Clinic.

Patients may use one or both St. Paul Ramsey Medical Center Pharmacies, whichever they deem most convenient at the time.

After discussing the licensure issue with Mr. Zaske and Mr. Schwartz, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the requested variance be granted and that St. Paul Ramsey be allowed to license both pharmacies as a single entity. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Larry Lindberg of Crosstown Drug. Mr. Lindberg is requesting an extension to a variance, previously granted to him, which allows him to be the pharmacist-in-charge of both Crosstown Drug and Midwest IV Pharmacy, which is located adjacent to his community pharmacy. After reviewing Mr. Lindberg's submission, Mr. Donald Gibson moved and Mr. Carl Benson seconded that Mr. Lindberg's variance be continued for another year. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from United Pharmacy Associates of Minnesota. UPA is requesting that

variances, previously granted to UPA for pharmacy services being provided to the Le Seuer Minnesota Hospital, be extended also to the hospital at Pine City, Minnesota. After discussing the variance previously granted UPA for the Le Seuer Hospital Pharmacy Services, Mr. Howard Juni moved and Mr. Carl Benson seconded that UPA's request that these variances be extended similarly to the Pine City Minnesota Hospital be granted on condition that UPA come into full compliance with the variances issued for Le Seuer and remain in full compliance at the Pine City facility. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request received from Mr. Charles Cooper, Director of Pharmacy at Hennepin County Medical Center. Mr. Cooper described a Health Care for the Homeless Project, being undertaken by Hennepin County Medical Center, and described the proposed prepackaging of medications by HCMC Pharmacy for the Health Care for the Homeless Project.

After discussing the issues involved with such a project, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the Board accept Mr. Cooper's proposal and that Mr. Holmstrom inform Mr. Cooper that a manufacturing license will not be required under the circumstances described in Mr. Cooper's letter, but that the Board will want to know the specifics of the formulary developed. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of continuing education programs reviewed by the Continuing Education Advisory Task Force between June 14, 1994 and August 16, 1994. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of June 14 to August 16, 1994, Mr. Howard Juni moved and Mr. Donald Gibson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of Minnesota pharmacists who have requested extensions not exceeding three months in length. After reviewing the list of pharmacists requesting short extensions, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board grant extensions to December 31, 1994, for all of those pharmacists involved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for an extension of time in which to meet the continuing education requirements, submitted by Mr. Mark Rylander. Mr. Rylander is requesting an extension, until February 1, 1995, to complete and report the 1992 to 1994 continuing education requirements. After reviewing Mr. Rylander's request, and noting that Mr. Rylander is living and working

outside of the state of Minnesota, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the Board grant Mr. Rylander an extension to February 1, 1995. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for an extension he received from Mr. William Sievers, Jr. Mr. Sievers is also requesting an extension until February 1, 1995. Like Mr. Rylander, Mr. Sievers is also living and working outside of the state of Minnesota. Ms. Wendy Simenson then moved and Mr. Donald Gibson seconded that the Board grant Mr. Sievers an extension to February 1, 1995, in which to meet his continuing education requirements.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Carol Peterson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Mr. Rayburn Vrabel, Director of Hospital Pharmacy Services for the Mayo Medical Center, asking that the Tech-Check-Tech system, currently in place at Rochester Methodist Hospital, be expanded to include also the St. Mary's Hospital site. After reviewing the request, made by Mr. Vrabel, and noting that Mr. Vrabel commits the St. Mary's Hospital Pharmacy to the same stringent conditions applied to the Tech-Check-Tech program at Rochester Methodist Hospital, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board approve the expansion of the Tech-Check-Tech program at Rochester Methodist Hospital to St. Mary's Hospital in Rochester, as proposed by Mr. Vrabel. The motion passed.

The Board next considered a request, from Board Member Howard Juni, that it consider a proposal for a pilot project that would allow the use of a Pyxis MedStation Rx System for controlling starter doses of medications in a long-term care facility. Mr. Juni, with the assistance of Ms. Karen Nishi and Ms. Lynette Evans of the Pyxis Corporation, proceeded to describe how the Pyxis MedStation Rx System could be used in a long-term care facility. During the course of its discussions on this issue, the Board expressed concern that Pyxis Machines, in use in Minnesota whether in hospitals or long-term care facilities, not be allowed to use the so-called "Matrix Drawer", in that this drawer, which gives nurses access to multiple doses of multiple drugs, may violate the Board's rule prohibiting floor stock systems as a primary method of drug distribution. As a result, all Pyxis machines, in use in Minnesota, will need to limit each bin to a single drug and should also make every attempt to limit the number of doses of each drug accessible from each bin.

After a lengthy discussion of the issues surrounding the use of Pyxis MedStation Rx equipment in long-term care facilities, the Board informed Mr. Juni that the proposal was conceptually acceptable, but that he should prepare a specific variance request for review by the Board at its December Board meeting.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist-Intern Sonja Larson describing her National Pharmaceutical Counsel (NPC) Internship spent at Miles Pharmaceuticals during the summer of 1994. Ms. Larson is requesting 400 hours of internship experience for the completion of her NPC internship.

Ms. Carol Peterson then moved and Mr. Donald Gibson seconded that Ms. Larson be granted 400 hours of internship credit for her NPC internship at Miles Pharmaceuticals, and that the hours be included in the "400-hour pot" of internship experience composed of concurrent time internship experience, elective clerkship experience, and non-traditional internship. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist-Intern Judy Dumermuth requesting internship credit of 54 hours a week for the internship she recently completed in the state of Wisconsin. Under Wisconsin Board of Pharmacy rules, the student will only receive credit for 40 hours of internship per week, while under the Minnesota internship rules, an intern may work as many as 54 hours a week. Ms. Dumermuth is requesting that the higher figure be allowed, even though the internship hours were worked in Wisconsin, so that she will not be delayed in sitting for the Board exam upon graduation. After discussing Ms. Dumermuth's situation, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the Board grant Ms. Dumermuth credit for the hours worked, up to a maximum of 54 hours a week, and require her to file those hours using the appropriate internship forms of the Minnesota Board of Pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist-Intern Ronald Nelson. Mr. Nelson is requesting internship credit for the hours he accumulated through the COSTEP internship program, mediated through the U.S. Public Health Service. Mr. Nelson is requesting 381 hours of internship credit for his work in the COSTEP program. Ms. Wendy Simenson then moved and Ms. Carol Peterson seconded that the Board grant Mr. Nelson the 381 hours of internship credit he is requesting, and that the internship hours be categorized as falling within the "400-hour pot" of internship hours composed of concurrent time internship, elective clinical clerkships, and non-traditional internship. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist-Intern Neeta Amin. Ms. Amin is requesting internship credit for her work as a Research Assistant, with Dr. Daniel Canafax, at the University of Minnesota College of Pharmacy, investigating immunosuppressants, specifically with regard to their use in kidney transplant patients. Ms. Amin is requesting 225 hours of internship credit for her work with Dr. Canafax. Ms. Carol Peterson then moved and Mr. Howard Juni seconded that the Board grant Ms. Amin the 225 hours of internship she is requesting, and that the hours be categorized as falling within the "400-hour pot" of internship experience, which is composed of concurrent time internship, elective clerkship internships, and non-traditional internships. The motion passed.

Mr. Holmstrom next presented, to the Board, a sample of a new packaging system for medications, submitted for review by Mr. Jeff Lindoo of Thrifty White Pharmacy in Alexandria. Mr. Lindoo is requesting that the Board review the packaging system and the labeling proposed for use in the system, as submitted by Mr. Lindoo, and identify any problems.

After reviewing the packaging system, submitted by Mr. Lindoo, and the sample labeling, made a part of the system by Thrifty White Pharmacy in Alexandria, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that Mr. Lindoo be informed that the packaging system and the labeling, as presented to the Board, appear to meet all of the Board's requirements for a system of this type and is acceptable for use. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Steve Antolick, of North Memorial Medical Center, regarding the use of an "on-call controlled substances box for emergency use". The "on-call box" would be used by North Memorial Hospice nursing staff. After reviewing the information, submitted by Mr. Antolick, Mr. Holmstrom was directed to contact him, indicating that the concept may be approvable by the Board and that Mr. Antolick, if he wishes to pursue this issue, should develop a specific proposal for review by the Board.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Pamela Phelps, pharmacist-in-charge of the University of Minnesota Hospitals and Clinic Neonatal Pharmacy in Minneapolis. Ms. Phelps is requesting a determination, by the Board, as to whether a manufacturing license would be required, of the University of Minnesota Hospitals and Clinic, if the main hospital were to engage in the preparation of several oral and parenteral medications that need to be reformulated in order to be administered to the neonatal population and provide those medications to the UMHC Neonatal Pharmacy. After reviewing the information, submitted by Ms. Phelps, Ms. Carol Peterson

moved and Ms. Wendy Simenson seconded that, if the University of Minnesota Hospitals and Clinic compounds these products upon the receipt of a specific prescription order for the Neonatal Nursing Station and delivers the product directly to them, the involvement by UMHC could be considered compounding but, if UMHC prepares these products in advance of receiving a specific order for UMHC Neonatal Pharmacy and delivers the products to them, a manufacturing license would be required. The motion passed.

Mr. Holmstrom next presented, to the Board, a proposal for the minor remodeling of the office of Office Manager Patricia Eggers. It is proposed that the door to the office be relocated to an area immediately outside of the door to the Board of Pharmacy conference room. After a brief discussion, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board grant the authority to do the remodeling. The motion passed.

Mr. Holmstrom next led a discussion of staffing needs, for the Board, for fiscal years 1996 and 1997. After completing the discussions, Mr. Carl Benson moved and Mr. Donald Gibson seconded that Mr. Holmstrom consider the creation of an Assistant Director's position to be filled, either by a new hire or by re-assigning one of the existing Board surveyors but, if an existing Board surveyor is re-assigned to fill the Assistant Director position, a new surveyor be hired in order to maintain the compliment of surveyors in the field of four and, that Mr. Holmstrom review the current fee structure for pharmacists and pharmacies, and develop recommendations for the necessary fee increases to fund the position. The motion passed.

There being no further business requiring action by the Board at this time, President Denise Frank adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

October 5, 1994

ONE-TO-ONE RATIO:

Cub Pharmacy - Brooklyn Park
Divine Providence Hlth. Ctr. Pharmacy - Ivanhoe
Eddy's Pharmacies, Inc. - Hastings
Falk's Kenwood Pharmacy - Duluth
Glencoe Area Health Center Pharmacy - Glencoe
Group Health Pharmacy - Brooklyn Center
HealthEast St. John's Hospital Pharmacy - Maplewood
Jon's Drug, Eveleth
K-Mart Pharmacy #3045 - New Hope
Medicine Shoppe - Brainerd
North Ridge Pharmacy - New Hope
Osco Drug #919 - Moorhead
Shopko Pharmacy - Rochester
Snyder Drug - Buffalo
Snyder Drug - Sauk Centre
Snyder Drug #48 - Shorewood
Snyder Drug - St. Louis Park
Sterling Drug - Worthington
Target Pharmacy - Lincoln Ave., St. Cloud
Target Pharmacy - West Division St., St. Cloud
Target Pharmacy - St. Louis Park
Target Pharmacy - Stillwater

Thrifty White Drug #730 - Brainerd
Thrifty White Drug #109 - Faribault
Thrifty White Drug #734 - Fergus Falls
Thrifty White Drug - Hastings
United Pharmacy Associates Pharmacy - Minneapolis
Walgreens Pharmacy - Columbia Heights
Walgreens Pharmacy - Edina
Walgreens Pharmacy - Golden Valley
Walgreens Pharmacy #3293 - Lexington
Walgreens Pharmacy #2002 - Roseville
Wal-Mart Pharmacy #10-1722 - Marshall
Wal-Mart Pharmacy #10-0982 - Owatonna
Wal-Mart Pharmacy #10-1865 - Redwood Falls
Wal-Mart Pharmacy #10-1971 - Rochester

TWO-TO-ONE RATIO:

Chronimed Pharmacy - Minnetonka
Cub Pharmacy - White Bear Lake
Red Wing Corner Drug - Red Wing
Snyder Drug - Maple Grove
Snyder Pharmacy #83 - St. Louis Park
Thrifty White Drug #736 - Thief River Falls

MN Relay Service For Hearing/Speech Impaired Only:
Metro Area: 297-5353; Non-Metro Area: 800-627-3529

October 25, 1994

Mr. Valerie Kurrelmeyer
524 Huron Blvd., #4
Minneapolis, MN 55414

Dear Ms. Kurrelmeyer:

I'm writing to confirm what I told ^{you} in our telephone conversation shortly after the meeting of the Minnesota Board of Pharmacy, held October 5, 1994. During its October 5 meeting, the Board reviewed your request for reconsideration regarding your exam performance from the June 1994 Board exam. After discussing the issues associated with your appeal and with the June exam, in general, the Board determined that your grade will remain unchanged and that you will be expected to retake the practical portion of the examination when it is offered in January.

Please don't forget to confirm your intent to retake the practical portion of the exam by sending us a notice, in writing, sometime prior to December 15, 1994.

Very truly yours,

David E. Holmstrom
Executive Director

DEH:jmk

STATE OF MINNESOTA
Office Memorandum

DATE : August 31, 1994

TO : Board Members

FROM : David E. Holmstrom
Executive Director



PHONE : (612) 642-0541 - Hearing/Speech Relay Metro: 297-5353

FAX : (612) 643-3530 - Hearing/Speech Relay Non-Metro: 1-800-627-3529

SUBJECT : Board Candidate Valerie Kurrelmeyer

Within a few days after we mailed out the grade letters, based on the actions you took at our August 10th Board meeting, I, not unexpectedly, received a call from Valerie Kurrelmeyer. Valerie was the Board candidate who, after we acted on the grades for the practical portion of the exam, ended up with a score of 74.5.

I met with Valerie and reviewed her Board exam performance. Fortunately, it does not appear that there any errors in grading or anything like that, that resulted in her failing to obtain the minimum passing score of 75. She did, of course, find several reasons why she should be allowed to become licensed, while ignoring some of the errors she made which, had she not made them, would have resulted in a passing score.

Valerie asked if there wasn't some way to make an appeal to the Board to reconsider her exam results, so I suggested that she compose a letter, which I would mail out to each of you (since we don't meet again officially until October) and get your response. Attached is a copy of Valerie's letter together with letters of support, from John Jordahl, the Director of Pharmacy at Fairview Riverside Medical Center and Courtney Fletcher, a faculty member from the College of Pharmacy.

Please indicate on the attached sheet, how you think the situation with Ms. Kurrelmeyer should be handled and return these sheets to me. Thanks for your assistance!

DEH:ekp

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMMEYER

- ☐ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☐ Let's discuss this further at the October 5th Board meeting.

Valerie Kurrelmeyer
524 Huron Blvd. Apt. #4
Mpls, MN 55414

To Members of the Board of Pharmacy:

I am writing this letter to appeal the decision about my examination score. In the examination, I received an overall score of 92.8 %. Unfortunately I scored a 74.5% on the practical exam. Therefore, this prevented me from passing my exam. I realize I narrowly missed the required 75%. There are several reasons that contributed to this:

- (1) I felt this exam was conducted chaotically. People were walking in and out of the room. This affected my concentration. Subsequently, the added pressure and the confusing circumstances affected my performance. Given different circumstances, I am sure I will do better.
- (2) On the counseling section about Bacitracin, I received a score of 10 out of 25 points. I felt that section should be reevaluated; taking into consideration that I followed all of the necessary counseling procedures. In addition I should be given more feedback to why I only scored 10 points.
- (3) In part II of the laboratory examination there were no clear directions given. Although there were boxes in the right hand corner of each page; it did not occur to me that those were for the labels. I lost many points in that section which ultimately affected my overall score. However, under the Errors and Omissions part of the exam I received a perfect score. This section required me to check prescriptions and make sure that all the labels were correct. This shows that I know how to put the correct information on the label. If the rest of the exam had such clear direction as the Errors and Omissions part I strongly feel I would have done better. Part II of the laboratory section does not accurately reflect my ability as a pharmacist.

I would like to ask the board to seriously reconsider the decision. Please take into consideration my overall performance and the 0.5% margin on the laboratory section. By rounding the score of 74.5% to 75%, it will enable me to successfully pass the exam. This would not only qualify me as pharmacist in this state but also save money and time otherwise lost.

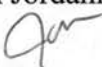
Your attention to this matter is greatly appreciated. Thank you.

Sincerely,


Valerie Kurrelmeyer

Note: See attached letter of recommendation.

To: Board of Pharmacy

From: Jon Jordahl - Director of Pharmacy
 Fairview Riverside Medical Center (FRMC)

Re: Letter of Recommendation for Valerie Kurrelmeyer

Date: 8-17-94

I have known Valerie Kurrelmeyer since June of 1992 when she started at Fairview Riverside Medical Center Pharmacy. Over the time period of her employment, she has averaged about 30 hours per payperiod. She started with no previous pharmacy experience, but has developed into a fine graduate student. Valerie has been very reliable and has demonstrated an excellent attitude to learn. Her work has always been of the highest quality. Valerie demonstrates an excellent grasp of both the dispensing as well as the clinical aspects of pharmacy practice. She has been exposed to a wide variety of experiences here at FRMC and I believe she is ready to become a pharmacist. I would highly recommend Valerie to you, as I am looking forward to hiring her as a pharmacist as soon as she is available. I think she will make a fine addition to our staff here at FRMC.

UNIVERSITY OF MINNESOTA

Twin Cities Campus

*Department of Pharmacy Practice
College of Pharmacy*

*Health Sciences Unit F, Room 7-115
308 Harvard Street S.E.
Minneapolis, MN 55455
612-624-2112
Fax: 612-625-9931*

August 23, 1994

Dave Holmstrom, R.Ph., J.D.
Executive Director
Minnesota State Board of Pharmacy
2700 University Avenue West
Room 107
St. Paul, MN 55114

RECEIVED AL

AUG 26 1994

MINNESOTA BOARD
OF PHARMACY

re: Valerie Kurrelmeyer

Dear Dave:

On the most recent pharmacy board exam, Valerie Kurrelmeyer scored a 74.5% on the practical portion and therefore did not pass the overall exam. Valerie, as you know, is writing a petition to the State Board to request reconsideration of this score and has asked me if I would write a letter of recommendation for her. As I am sure you can appreciate, this is somewhat of an awkward situation for me in that I am not in any position to comment on her performance on the practical exam. Valerie is, however, one of my advisees and I am familiar with her performance as a student in the College of Pharmacy. Therefore, I can perhaps, provide you and the members of the Board some perspectives on her as a student and to a degree, some speculation of her as a pharmacist.

As I mentioned, Valerie has been my advisee since her transfer to the University of Minnesota College of Pharmacy from the University of Wisconsin, River Falls. I would classify Valerie overall as a solid student. Early on in the curriculum she did have some coursework difficulties, but her performance in the last years has been quite good. I would note she was on the Dean's List for two of three quarters during academic year 1993/1994. I understand her overall score on the board exam was a 92% and this bears out, I believe, solid academic preparation to be a pharmacist. I would add that she performed quite well in hospital and community externship (earning an A in both courses) and in the clinical clerkship course, for which I am course director (earning a B in this class). Based on her performance in this class, I can personally affirm my conclusion of a solid academic foundation. As you know, Valerie has tracked into the Doctor of Pharmacy program beginning Fall, 1994, and this program will only serve to enhance her pharmacy knowledge base and capabilities.

My personal speculation, Dave, is that Valerie Kurrelmeyer will be a good pharmacist. I believe her academic work demonstrates she possesses the competencies required of a pharmacist. I believe it is appropriate for the Board to give her request serious consideration. If I can provide any additional information, please feel free to contact me at anytime.

Best personal regards,



Courtney V. Fletcher, Pharm.D.
Associate Professor

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMEYER

RECEIVED AT

SEP 06 1994

MINNESOTA BOARD
OF PHARMACY

- ☐ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☒ Let's discuss this further at the October 5th Board meeting.

1) For now my vote is to keep her score as is.

2) In her letter

(1) Exam conducted chaotically
Perhaps this was somewhat disruptive but
so in practice & all candidates were
in same situation.

(2) Bar-train counseling

counseling is 3% of total score
 $15\% (\text{counseling}) \times 20\% \text{ sub } \% = 3\%$

\therefore each of three counseling is 1%
Missing 15 pts would account for .6%
she would have needed 25/25 to make a
difference in overall score.

3) I will need to be convinced to change her score
& as of now her letter does not convince me

Howard Jones

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMEYER

RECEIVED AD

SEP 09 1934

MINNESOTA BOARD
OF PHARMACY

- ☐ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☒ Let's discuss this further at the October 5th Board meeting.

Don Gibson

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMMEYER

RECEIVED AL

SEP 06 1994

MINNESOTA BOARD
OF PHARMACY

- ☐ She gets what she earned (grade remains the same).
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- ☒ Let's discuss this further at the October 5th Board meeting.

Cal Benson

RECEIVED A.

SEP 06 1994

BALLOT REGARDING EXAM GRADE OF VALERIE KURREMEYER
BOARD OF PHARMACY

- ☒ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☒ Let's discuss this further at the October 5th Board meeting.

I feel that there has been enough rounding up etc. on the grades. If her grade is reconsidered, everyone that failed should be reconsidered and given a chance to write a letter of explanation plus producing a letter from a U of M Faculty member, (or other authority, I guess).

However, I think it is well worth discussing at the Oct. meeting. At the present time, I would vote to let the grade stand as it is.

Jean Benken

What kind of data does the Board have to defend a legal challenge to the grading policies? - and the test in general??

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMAYER

RECEIVED AT

SEP 07 1994

MINNESOTA BOARD
OF PHARMACY

- ☐ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☒ Let's discuss this further at the October 5th Board meeting.

Wendy

BALLOT REGARDING EXAM GRADE OF VALERIE KURRELMEYER

RECEIVED At

SEP 07 1994

MINNESOTA BOARD
OF PHARMACY

- ☐ She gets what she earned (grade remains the same).
- ☐ Change her grade to 75.0 and license her as a pharmacist.
- ☒ Let's discuss this further at the October 5th Board meeting.

*Leaning toward granting license but would
like to hear more discussion.*

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-THIRD MEETING

At approximately 8:00 a.m., December 7, 1994, the Board met, in the Board of Pharmacy Conference room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of October 5, 1994. After amending the language in the last paragraph of page 8 of the minutes of October 5, 1994, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Bethesda Home Pharmacy, by Mr. Steven K. Darnell, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy and, after reviewing Mr. Darnell's request for three variances related to the size of the pharmacy, the storage of refrigerated medications, and the pharmacist-in-charge of the pharmacy and, after thoroughly discussing the limited scope of operation, proposed for the pharmacy, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to Mr. Darnell agreeing to establish a separate prescription numbering system for Bethesda Home Pharmacy and for Bethesda Hospital Pharmacy, and subject to Mr. Darnell's understanding that the reduced space of the pharmacy will be acceptable only so long as the pharmacy is dispensing to a total of 225 nursing home patients or less, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to ensure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of St. Paul Ramsey Out-patient Pharmacy, by Mr. Greg Schwartz, pharmacist-in-charge. During deliberations on this application for licensure, Mr. Holmstrom reminded the Board that it had previously addressed the unique nature of this pharmacy and had granted variances to St. Paul Ramsey allowing a single license to cover out-patient pharmacies within the St. Paul Ramsey Medical Center. After discussing this issue and carefully reviewing the application, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of The Medicine Shoppe Pharmacy, 1678 South Robert Street in West St. Paul, Minnesota, by Mr. Daniel Koske, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy, at 715 East 78th Street in Bloomington, Minnesota, by Mr. Douglas Kaasa, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Mr. Howard Juni seconded that the application be approved and a license issued, subject to the naming of a permanent pharmacist-in-charge for the pharmacy and, subject also to an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules dealing with licensure, paying particular attention to the proposed patient counseling area. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Mark E. Hendrickson. The stipulation was developed subsequent to a conference, held with Mr. Hendrickson on October 12, 1994, to discuss allegations of unprofessional conduct based on Mr. Hendrickson's use of alcohol in a manner which could cause conduct endangering public health. The stipulation has been agreed to and signed by Mr. Hendrickson. Mr. Hendrickson now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Mr. Hendrickson, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. James J. Corrigan. The stipulation was developed subsequent to a conference, held October 4, 1994 with Mr. Corrigan, to discuss allegations of unprofessional conduct based on violations of one or more terms, conditions, or requirements of the stipulation and order of the Board, dated September 18, 1991. The stipulation has

been agreed to and signed by Mr. Corrigan. Mr. Corrigan and his attorney, Mr. David A. Jaehne, now personally appeared before the Board to discuss the proposed stipulation and order.

After discussing the proposed stipulation and order with Mr. Corrigan, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a petition from Mr. Ronald L. Schipper, that his previously suspended license to practice pharmacy be reinstated and that he be placed on probation in accordance with the terms of an order of the Board, dated October 13, 1993. Mr. Schipper now personally appeared before the Board to discuss his compliance with the Board's previous order and his request for reinstatement.

After discussing the issues, relating to the reinstatement of Mr. Schipper's license, Mr. Howard Juni moved and Ms. Carol Peterson seconded that Mr. Schipper's license to practice pharmacy be reinstated and that he be placed on probation in accordance with the terms of the order of the Board, dated October 13, 1993, and that Mr. Holmstrom be directed to sign the order of reinstatement and probation on the Board's behalf. The motion passed.

Upon returning to its general business meeting, the Board addressed the issue of the new pharmacy application for HealthEast Pharmacy, 1690 University Avenue in St. Paul, Minnesota. This application was submitted to the Board at its meeting of October 5, but the Board needed additional information before acting on the application. At this time, Mr. Wallace Wadd, Director of Pharmacy at HealthEast Midway Hospital, appeared before the Board to provide the additional information, requested by the Board, and to address Board concerns regarding the application for licensure. Upon discussing the issue of licensure with Mr. Wadd, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the development, at HealthEast Pharmacy, of prescription numbering systems and inventory systems separate from those of University Park Pharmacy, which is located at the same address, and subject also to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with Pharmacy Board rules relating to licensure. The motion passed, with Mr. Carl Benson abstaining.

The Board next welcomed, to the meeting, Mr. William Bond and Mr. Herb Whittemore, the Executive Director and current elected President, respectively, of the Minnesota Pharmacists Association. Mr. Bond and Mr. Whittemore updated the Board on current activities of MPPhA and discussed various pieces of legislation, expected to be

introduced in the 1995 legislative session. Messieurs Bond and Whittemore were thanked for their contributions to the Board's agenda and departed from the meeting.

Ms. Patricia Eggers, Office Manager for the Board, now joined the meeting and Mr. Holmstrom excused himself from the meeting. Ms. Eggers presented, to the Board, an opportunity, provided by the Department of Employee Relations, to recognize Mr. Holmstrom's contributions to the Board by providing an achievement award. After discussing the issue, the following motion was made by Mr. Carl Benson and seconded by Ms. Carol Peterson: Mr. Holmstrom has kept Minnesota in the forefront of the pharmacy profession nationwide through his efforts in this state and his leadership at the national level. We are fortunate to have a person of Mr. Holmstrom's caliber as our Executive Director. Mr. Holmstrom possess the management, leadership, and management skills, which are greatly needed in this time of health care crisis. He is an asset to our state and our profession. He should be granted the maximum achievement award authorized. The motion passed.

Mr. Holmstrom next introduced the Board to Pharmacist Jane M. Merck. Ms. Merck is appearing before the Board to acknowledge the successful completion of her period of probation with the Board. After discussing her compliance with the terms of probation, the Board acknowledged the successful completion of probation, by Ms. Merck, and wished her well.

Mr. Holmstrom next introduced, to the Board, Mr. Henry Capiz and Mr. John Loughren. Mr. Capiz is a former member of the Board, who is now serving as the Board's representative on the program committee of the Health Professional Services Program. Mr. Loughren is currently program manager for the HPSP. Mr. Capiz and Mr. Loughren described the operation of the program, to the Board, and made themselves available to answer any questions the Board might have. After hearing from Mr. Capiz and Mr. Loughren, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board of Pharmacy continue its participation in the Health Professional Services Program for the 1995-96 biennium. The motion passed.

Mr. Holmstrom next introduced, to the Board, several representatives from the Walgreens Corporation, who were appearing before the Board to discuss Walgreen's Pre-Script Program. The Walgreens representatives were Mr. Phil Burges, Mr. George Evans, Mr. Vern Kassekert, Ms. Audrey Neeley, Mr. Mike Simco, Mr. Bruce Whitehouse, and Ms. Susan Wolf. Mr. Burgess and Mr. Simco, with the assistance of Ms. Neeley and Ms. Wolf, presented, to the Board, a demonstration of the Pre-Script Program, which will allow pharmacists to request refill authorizations from physicians,

directly by computer link, and will allow physicians to transmit new prescription orders directly to pharmacies by computer link also.

After receiving the Walgreens presentation and discussing the system with the Walgreens representatives, the Board thanked them for their presentation, after which the Walgreens representatives departed from the meeting.

The Board next turned its attention to various requests for waivers and/or variances it has received since the last meeting. The first request for a variance was submitted on behalf of United Hospital Pharmacy and HealthSpan Home Care and Hospice, in St. Paul, Minnesota, by Mr. Bruce Scott, Director of Pharmacy at United Hospital. Mr. Scott is requesting that HealthSpan Home Care and Hospice be allowed to keep certain emergency medications with the home care nurses for use in emergencies, and to allow the nurses to have medications that can be used in teaching home care patients how to administer their own medications.

After carefully reviewing the policies and procedures set up for control of these medications and after noting the emergency nature of the medications proposed for inclusion, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board grant the requested variance for a period of one year. The motion passed.

The second request for a variance was also submitted by Mr. Scott on behalf of United and Children's Hospitals, and involves the use of the Pyxis MedStation Dispensing System and the expansion of the Tech-check-tech Program to include the checking of the refilling of the Pyxis medications. After recognizing that all procedures in the MSHP Tech-check-tech policy will continue to be observed and, after observing that all medication orders will continue to be reviewed for therapeutic appropriateness and will continue to be verified in the computer by a pharmacist, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the variance requested be approved for a one-year period of time. The motion passed.

The next waiver request was originally submitted to the Minnesota Department of Health, by the Administrator of the Castle Ridge Care Center in Eden Prairie, Minnesota. The Minnesota Department of Health forwarded the waiver to the Board of Pharmacy, in that it involves the packaging of medications. Castle Ridge Care Center is requesting a waiver to Board of Pharmacy Rule 6800.6500, Subpart 2, Item H regarding consulting services to nursing homes, and Minnesota Department of Health Rule 4655.7700 & 7720 regarding the administration of medications and unit-dose dispensing systems. The question is whether staff, at the facility, can repackage medications into packaging systems organized by dosage times rather than into individual containers

holding only one medication, as is currently required by these rules. They are proposing to allow medication delivery according to dosage time for: (1) in-house self-administration of medications; (2) discharge teaching of medication administration; and, (3) administration of medications for residents on a leave of absence. After a thorough discussion of the issues presented, Mr. Howard Juni moved and Mr. Donald Gibson seconded that Mr. Holmstrom be directed to inform Castle Ridge Care Center that their proposal is acceptable only for patients going on a leave of absence, and only for a maximum of a 72-hour supply of medication. If the patient will be on leave longer than 72 hours, the repackaging and relabeling must be done by a pharmacy. Further, the Board discourages putting medications in unlabeled containers for self-administration and would encourage the Castle Ridge Care Center to work with their local pharmacy for the development of unique packaging systems, appropriate to their needs. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Dr. Scott L. Glickstein, from the Park Nicollet Medical Center. Dr. Glickstein and Pharmacist Dick Bleck had previously obtained a variance, from the Board, to allow them to develop a research project regarding a generic versus brand-name study of the effectiveness of nonsteroidal therapy for rheumatology patients. They are now requesting an opportunity to expand the study to family practice patients, in that an inadequate number of patients were being seen at the Rheumatology Clinic to conduct an appropriate study. Ms. Wendy Simenson then moved and Mr. Carl Benson seconded that the Board allow the study to be expanded to family practice patients, as well as to rheumatology patients. The motion passed.

The next request for a variance was submitted on behalf of Rochester Methodist Hospital Pharmacy, by Mr. Ray Vrabel, pharmacist-in-charge. Mr. Vrabel is requesting an extension of the variance to Minn. Rule 6800.2700, Subpart 1, which was granted to Rochester Methodist Hospital approximately one year ago. The variance allows Rochester Methodist Hospital Pharmacy to accept returns, under limited circumstances, of certain very expensive fertility drug products. After a brief discussion, Mr. Howard Juni moved and Mr. Donald Gibson seconded that the Board grant an extension for a five-year period. The motion passed.

The next requested variance, to be considered by the Board, was also submitted by Mr. Vrabel and involves a request that the Mayo Medical Center Pharmacies be allowed to utilize the computerized patient address information, in the pharmacy computer system, as the "legal" documentation of the patient's address. After a brief discussion, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that the Board grant Mr. Vrabel the variance requested, with the limitation that the variance will apply only to non-controlled substance medications. Controlled substance

medications are being deleted from the approved variance due to a DEA requirement that the patient address be included on all controlled substance prescriptions. The motion passed.

The next variance, to be considered by the Board, was submitted on behalf of five different Thrifty White Pharmacies by Mr. Jeff Lindoo, Director of Long Term Care for Thrifty White Drug Stores. The variance would allow the recycling of controlled substances, dispensed in seven or fourteen day unit-dose exchange systems, whereby unused controlled substances during one cart exchange would be recycled back to the same patient during the subsequent card exchange. After thoroughly discussing the requested variance and the issue of whether such returns should be considered a "re-issuance" at all, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the Board take the position that, if such drugs are recycled back to the same patient at subsequent cart exchanges, are not credited to the patient, are not put back in stock, and are not dispensed to another patient, it is not a "return for re-use or re-issuance", as is prohibited in the rules. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Dinndorf Pharmacy in Albany, Minnesota by Mr. Kevin Dahl, pharmacist-in-charge. The variance concerns the providing of medications for emergency after-hours use by the Albany Medical Center Facilities. There are, apparently, three locations involved; the main clinic in Albany, and satellite clinics in Holdingford and Avon. The physician group is requesting access to antibiotics, as well as other "comfort medications", to be provided to patients who could not reach the pharmacy during the regular hours of operation. After some discussion of this request, the Board declined to approve it at this time and directed Mr. Holmstrom to contact Mr. Dahl to obtain additional information regarding the specific drugs and quantities, which are proposed for repackaging, and to also obtain information regarding the availabilities of other pharmacies within the service area.

Mr. Holmstrom next presented, to the Board, a list of continuing education programs reviewed by the Continuing Education Advisory Task Force between the dates of August 16, 1994 and November 15, 1994. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Donald Gibson moved and Mr. Carl Benson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for an extension of time in which to meet the continuing education requirements, submitted by Mr. Stephen D. Olson. Mr. Olson is requesting a two-year extension in which to satisfy his continuing

education requirements. After observing that Mr. Olson is requesting an extension of time longer than the Board is statutorily authorized to grant, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that Mr. Olson be granted a one-year extension of time in which to meet his continuing education requirements. The motion passed.

The Board next addressed a request for an extension of time in which to meet the continuing education requirements, submitted by Ms. Catherine Putz. After reviewing Ms. Putz's request, Mr. Donald Gibson moved and Mr. Howard Juni seconded that Ms. Putz be granted a six-month extension of time in which to meet her continuing education requirements. The motion passed.

The Board next addressed a request for an extension of time in which to meet the continuing education requirements, submitted by Ms. Kaaren Toporek. After discussing Ms. Toporek's request, Ms. Wendy Simenson moved and Mr. Howard Juni seconded that Ms. Toporek be granted an extension of time to January 31, 1995 in which to meet her continuing education requirements. The motion passed.

The Board next turned its attention to the performance of several candidates for licensure, by examination, who completed the examination process on June 28 and 29, 1994, but who were unsuccessful in passing the Federal Drug Law Examination portion. These candidates re-took the Federal Drug Law Examination in other states, during its September administration, and have now transferred those scores to Minnesota. All of the candidates involved successfully passed the Federal Drug Law Examination during its September administration. After reviewing the grades, received through the score transfer process, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the following candidates be granted licensure as pharmacists. The motion passed.

Candidates who passed the examination and are now licensed as pharmacists are as follows:

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6427	CLARISSA Y GAASCH	115936-1
6428	KENNETH E LIND	115937-4
6429	ERIC A SKIME	115938-7
6430	KURT E WALSTROM	115939-0
6432	BRADLEY J WINTERHALTER	115940-0

Mr. Holmstrom next presented the Board with information regarding the National Certified Investigator/Inspector Training Program, produced by the Council on Licensure, Enforcement, and Regulation. Mr. Holmstrom is proposing that the Board authorize Board Surveyor Leslie Kotek to attend the Level I (Basic) Training Program, scheduled for January 30 - February 2, 1995. After a

brief discussion of the program, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that Mr. Kotek be authorized to attend the training session at Board expense. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that those supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved, with the approval of the Abbott Northwestern Piper Building Pharmacy being made contingent on the findings of the recent on-site inspection, conducted by Mr. Kotek. The motion passed.

Mr. Howard Juni next led a discussion on whether Board members, representing the Board on various committees and sub-committees, of the Board, that include non-board member representatives, should be accepting per diem's and expense reimbursements for this participation. Discussions resulted in the conclusion that the Board members offer a unique perspective to deliberations of various committees and task forces, and that the participation in multi-member committees, which include non-board members, is no different than meetings that include only board members, insofar as time commitment is concerned. As a result, the Board will continue to reimburse board members for their expenses and pay per diems when individual board members represent the Board on these committees and task forces.

The Board next reviewed a submission, by Mr. Charles Cooper, Director of Pharmacy at Hennepin County Medical Center, regarding nurse practitioner/physical practice agreements and formulary for the Health Care for the Homeless Project. Mr. Cooper had previously submitted some information, to the Board, about the Health Care for the Homeless Project and, at the October meeting of the Board, the Board approved the project but requested additional information from Mr. Cooper. This information has now been submitted. No action by the Board was required or taken.

Mr. Holmstrom next presented, to the Board, an inquiry from a local pharmacist expressing concern regarding the restrictive formularies, implemented by various HMO's and pharmacy benefit managers. The pharmacist suggested that the Board of Pharmacies should, in some way, regulate these formularies. After discussing this issue, the Board concluded that there was no need to act at this time, in that there were no documented problems that have come to the Board's attention.

The Board next addressed a communication from Disetronic Medical Systems inquiring about the legality of distribution of insulin by business enterprises that are not licensed as pharmacies. After discussing the issue, including recognizing the

fact that insulin is not a prescription drug, the Board directed Mr. Holmstrom to communicate, to Disetronic, that there does not appear to be anything in Minnesota statutes or Board of Pharmacy rules that would prohibit insulin distribution by Disetronic.

Mr. Holmstrom next presented, to the Board, a communication from H.L. Moore, a division of Moore Medical Corporation, regarding the licensing of the distribution center. The question, now before the Board, was whether, under Minnesota statutes and Board of Pharmacy rules, the Board should be licensing only the parent corporation of drug distributors, such as H.L. Moore, or whether the Board should be licensing each distribution center that is shipping drugs into the state. After discussing this issue, Mr. Howard Juni moved and Ms. Wendy Simenson seconded that the Board require licensure of all distribution centers, that are shipping drugs into Minnesota, not just the corporate headquarters. The motion passed.

Mr. Holmstrom next requested guidance, from the Board, regarding the Board's position on what constitutes an "offer to discuss", as that term is used in the OBRA '90 legislation regarding the counseling of Medicaid patients under the OBRA '90 mandates. Mr. Holmstrom indicated that most pharmacies are having supportive personnel ask the patient "do you have any questions for the pharmacist?". Mr. Holmstrom was seeking guidance as to whether the Board considers this statement, or similar statements, as meeting the requirements of an "offer to discuss" drug therapy with Medicaid patients. After some discussion, the Board took the position that an "offer to discuss" must be made affirmatively and that a simple question, such as "do you have any questions for the pharmacist?" is not sufficient to meet the "offer to discuss" requirement.

Mr. Holmstrom next presented, to the Board, a draft of a letter, proposed for mailing to the pharmacist-in-charge of each pharmacy in Minnesota, regarding the Board's expectations for the implementation of the drug use review and patient counseling required by OBRA '90. After reviewing the letter, the Board directed Mr. Holmstrom to proceed with the mailing.

The Board next reviewed a letter from Pharmacist Brian Isetts, pharmacist-in-charge at Redwing Corner Drug in Redwing, Minnesota. In addition to providing the Board with information concerning a previously granted variance which allows registered nurses, acting as pharmacy technicians, to accept new prescriptions transmitted to the pharmacy, by telephone, from the office of the prescriber, Mr. Isetts requests that the Board continue that variance, approve a variance permitting pharmacy technicians to provide prescription transfer copies to other pharmacies, and provide Mr. Isetts with the Board's position relative to a Tech-check-tech Program in the ambulatory comprehensive pharmaceutical care environment.

Based on the information, provided by Mr. Isetts, the Board acted to allow the continuance of the previously granted variance which allows registered nurses, acting as pharmacy technicians, to receive new prescription orders, telephoned to the pharmacy, but took the position that pharmacy technicians, at least at this time, are not to be used to transmit copies of prescriptions to other pharmacies. The Board indicated that it will discuss the potential for a Tech-check-tech Program in the ambulatory environment at its January meeting.

During the course of * discussions, ~~** of whether technicians may give telephone copies of prescriptions to other pharmacies,~~ the issue of faxing prescription copies arose. In this regard, the Board took the position that it is acceptable for a pharmacy to transmit a copy of a prescription order, to another pharmacy, by fax communication, as long as all the required information is kept by both the transmitting and receiving pharmacies, and providing that the request for a copy was initiated by *** the pharmacy that will now be filling the prescription.

Mr. Holmstrom next requested that the Board clarify its position regarding the perpetual inventory of controlled substances, required by Board rules, and whether that perpetual inventory can be maintained on computer. Specifically, the question is whether a computerized pharmacy can do a monthly printout of the theoretical inventory totals for each drug, do a physical count of the drug and use this as the monthly reconciliation, or does the pharmacy need to print out every transaction, both receipt and distribution, in the form of a regular monthly printout as they do the monthly reconciliations of the controlled substances maintained on the perpetual inventory.

After discussing this issue, the Board took the position that, in order to maintain perpetual inventories by computer, the computer record must show the receipt and distribution of all quantities for which perpetual inventory is being maintained, but that each transaction need not be printed out on a monthly basis. A monthly printout of theoretical inventory totals, which would be matched with a physical count, is acceptable as long as the complete printout, showing each individual transaction, is available on demand.

The Board next turned its attention to the scheduling of meetings for calendar year 1995. The following schedule has been tentatively adopted.

* the above

** (language deleted)

*** a pharmacist at

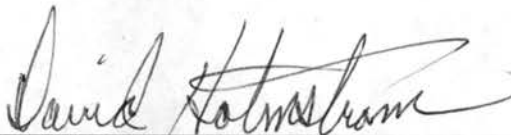
BOARD MEETING DATES FOR 1995 AND BEGINNING OF 1996

January 24, 25, & 26, 1995	Board Exam/Reciprocity Exam/Business Meeting
March 8, 1995	Business Meeting
April 11 & 12, 1995	Reciprocity Exam/Business Meeting
April 29 - May 3, 1995	NABP Annual Meeting
May 24, 1995	Business Meeting
June 27, 28, & 29, 1995	Board Exam/Reciprocity Exam/Business Meeting
August 9, 1995	Business Meeting
August 17, 18, & 19, 1995	District V NABP AACP Meeting
September 26 & 27, 1995	Reciprocity Exam/Business Meeting
October 25, 1995	Business Meeting
December 6, 1995	Business Meeting
January 23, 24, & 25, 1996	Board Exam/Reciprocity Exam/Business Meeting

There being no further business requiring Board action at this time, President Frank adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

December 7, 1994

ONE-TO-ONE RATIO:

Arlington Municipal Hospital Pharmacy - Arlington
Bober Drug - St Paul
Duluth Clinic Pharmacy - Duluth
Ericksons Valu Drug - Farmington
East Ottertail Pharmacy - Perham
F & M Pharmacy #85 - Maplewood
Fond Du Lac CAIR Pharmacy - Duluth
Frank Pharmacy - Princeton
Hanson Drug - Winthrop
Huffer's Chisholm Drug - Chisholm
International Drug, Inc. - International Falls
James Drug - Ely
K-Mart Pharmacy #3897 - Anoka
K-Mart Pharmacy #9588 - Hibbing
Kroon Community Drug - Adrian
Mesabi Regional Medical Center Pharmacy - Hibbing
MN Correctiona Facility, Stillwater - Stillwater
Min-No-Aya-Win Clinic Pharmacy - Cloquet
Pamida Pharmacy #338 - Windom
Perham Memorial Hospital Pharmacy - Perham
Progressive Health Care of Bemidji, Inc. - Bemidji
Quantum Health Resources Pharmacy - Eagan
Shopko Pharmacy #241 - Austin
Snyder Drug - Buffalo

Snyder Drug #5049 - Minneapolis
Snyder Drug #44 - Mounds View
Snyder Drug #11 - Rochester
St. Paul Ramsey Medical Center Pharmacy - St. Paul
St. Peter Community Hospital Pharmacy - St. Peter
Synacor International Corp. - St. Paul
Thrifty White Drug - Hastings
Thrifty White Drug #37 - Perham
Walgreen Drug - Blaine
Wal-Mart Pharmacy #0983 - Blue Earth
Wal-Mart Pharmacy #1786 - Eagan
Wal-Mart Pharmacy #1855 - Eden Prairie
Wal-Mart Pharmacy #1657 - Faribault
Wal-Mart Pharmacy - Owatonna
Westhealth Pharmacy - Plymouth
Zumbrota Healthcare - Zumbrota

TWO-TO-ONE RATIO:

Abbott Northwestern Piper Bldg. Pharmacy - Minneapolis
Iverson Corner Drug - Bemidji
Snyder Drug #89 - Apple Valley

THREE-TO-ONE-RATIO:

Abbey Infusion Services

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

January 26, 1995

ONE-TO-ONE RATIO:

Johnson Pharmacy - Elbow Lake

Trumm Drug #2 - Alexandria

Walgreen Drug - Anoka

Walgreen Drug - 3207 E Lake St., Minneapolis

Walgreen Drug - 4751 Hiwatha Ave., Minneapolis

Wal-Mart Pharmacy - St. Cloud

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-FOURTH MEETING

At approximately 8:00 a.m., January 24, 1995, the Board of Pharmacy met, in room 202 of the Minneapolis Convention Center in Minneapolis, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the oral examination in Jurisprudence and Professional Ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination and each of the candidates is seeking licensure in Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
SCOTT R ANDERSEN	WI
STEVEN D BOEHNING	SD
JANET C BROWN	TX
FREDERICK N CHOMILO	IA
LEONARD M COHEN	WI
ALLISON E GERMOLUS	IN
GERALD W GETTEL	ND
NANCY A GILBRIDE	WI
JEFFREY F GROTHAUS	NM
LYLE O LARSEN	ND
JEFFREY W LARSON	ND
KATHY J MAINES	OR
JOHN R MAJERLE	ME
LORI A SCHNESE	WI
DANIEL F SODERBERG	AZ
EFFIE P SPENTZOS	NV
MARK L VANVURREN	SD

At the same time the Board was giving the written examination to candidates for licensure by Reciprocity, Pharmacy Board Surveyors Lloyd Pekas, Stuart Vandenberg, and Leslie Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the Full Board Examination to candidates for licensure by examination. The written portions of the Full Board Examination were administered in room 205 of the Minneapolis Convention Center, in Minneapolis, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the NABPLEX Examination, administered as part of the Full Board Examination process:

STACEY A BANGH
MARGARET A FLORY
ANTHONY L GILLES
TRACY A HAND
JEFFREY A HAROLDSON
KURT L HENN
BRIAN L HINMAN
HEATHER J JOHNSON
DANIEL T KENNEDY
TARA L KIENITZ
CHI-YEOW S KOE
ROBERT J KONOP
SARAH E KOTEK
NAHID KOWSAR
SONJA K LARSON
MATTHEW J LEWIS

SARAH E MC GILLIS
LAURA J MILLER
VICKIANN G NELSON
MINCHAU T NGUYEN
SHANNON M O'CONNELL
STEVEN R OLSON
DAVID PARRA
MICHELE A PONGOWSKI
MARK A SCHOOLMAN
RONALD L SIMONO
EUN-JIN SUK
RANDOLPH VELASQUEZ
REBECCA A WESTPHAL
NATHANIEL B WILLGOHS
SANDY T WONG
DAWN M ZIPF

At approximately 8:00 a.m., January 25, 1995, the Board met at the Minneapolis Convention Center, in Minneapolis, Minnesota, for the purpose of administering a written Practical Examination in prescription compounding, errors and omissions, and patient counseling; and written examinations in both state and federal laws to candidates for licensure by examination. All of the Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Surveyors, Mr. Lloyd Pekas, Mr. Stuart Vandenberg, and Mr. Leslie Kotek.

In addition to the candidates who wrote the NABPLEX Examination on January 24, 1995, the following NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

KELLY M CRONIN

GRACE H LEE

The following retake candidates were also present to write the examinations:

ENAS M SOUD
KAMI D ANEZ
SAFWAT A FAHIM
CATHERINE H JOHNSON

VALERIE A KURRELMAYER
KRISTINE K PERIUS-GULLICKSON
SANDRA L SZYSKA

At approximately 7:30 a.m., January 26, 1995, Board Members Denise Frank, Carol Peterson, Carl Benson, Donald Gibson, and Howard Juni, together with Executive Director David Holmstrom, met at the University of Minnesota Hospitals and Clinic Pharmacy to

review the operation of the Automated Pharmacy System (a robotic dispensing machine at the University Hospital).

At approximately 9:00 a.m., January 26, 1995, the Board met in the Board of Pharmacy conference room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 7, 1994. After requesting clarification and amendments to the minutes on page 11, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to the election of officers for the coming year. For the Office of President: Ms. Wendy Simenson moved to nominate Mr. Howard Juni for the Office of President. Ms. Jean Lemberg seconded the nomination. There being no further nominations, the nominations were closed and Mr. Juni was elected to the Office of President by unanimous ballot.

For the Office of Vice-President: Mr. Howard Juni moved to nominate Ms. Wendy Simenson for the Office of Vice-President. Mr. Donald Gibson seconded the nomination. There being no further nominations, the nominations were closed and Ms. Simenson was elected to the Office of Vice-President by unanimous ballot.

For the Office of Executive Director: Mr. Donald Gibson moved that Mr. David Holmstrom be continued as the Executive Director of the Board of Pharmacy. Mr. Howard Juni seconded the motion. There being no further nominations, the nominations were closed and Mr. Holmstrom was elected to continue as Executive Director by unanimous ballot.

For Assistant Director for Administrative Affairs: Ms. Carol Peterson moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Mr. Carl Benson seconded the motion. There being no further nominations, the nominations were closed and Ms. Eggers was elected to the position of Assistant Director for Administrative Affairs by unanimous ballot.

At this time, 1994 Board President Denise Frank turned over the Chairmanship of the meeting to 1995 Board President Howard Juni.

President Juni now addressed committee appointments for the various standing committees of the Board. The following committee appointments were established:

- | | |
|---------------------------------|---|
| a) CEATF | Lloyd Pekas, Wendy Simenson |
| b) Internship Committee | Denise Frank, Wendy Simenson |
| c) Complaint Committee | Carol Peterson, Donald Gibson |
| d) Rules/Legislative Committee | Denise Frank, Carl Benson,
Jean Lemberg, Carol Peterson |
| e) HPSP | Henry Capiz |
| f) Practical Examination | Howard Juni, Wendy Simenson,
Denise Frank |
| g) Jurisprudence Examination | Denise Frank, Wendy Simenson,
Donald Gibson, Carl Benson |
| h) Board President's Council | Howard Juni, David Holmstrom |
| i) MN Council of Phcy. Practice | Howard Juni, David Holmstrom |

The next item to come before the Board was the issue of continued membership in the National Association of Boards of Pharmacy. After a brief review of the many benefits derived from membership in the National Association of Boards of Pharmacy, including participation in the nation-wide reciprocity system of license transfer, established through NABP, the availability of the nationally utilized NABPLEX and Federal Drug Law Examinations, and the participation in the National Disciplinary Clearinghouse, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the Board again renew its membership in the National Association of Boards of Pharmacy. The motion passed.

The Board next discussed its intention to maintain the requirement of graduation from an approved college of pharmacy, in order to qualify to take the Board's licensure examination. Ms. Wendy Simenson moved and Ms. Jean Lemberg seconded that the Board approve and adopt, as its own, the current accreditation standards of the American Council of Pharmaceutical Association as they appear in the Accreditation Manual, and that the Board adopt the list of approved colleges of pharmacy, published by ACPE, as the list of those colleges from which the Board will accept graduates as candidates for licensure. The listed colleges have proven their compliance with the above-mentioned accreditation standards. The motion passed.

The Board next discussed its intention to accept, as candidates for licensure, Foreign Pharmacy Graduates who have met the required English Proficiency Standards and Equivalency of Education Standards, as established in Minn. Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the Board approve and adopt, as its own, those standards for certification, established by the Foreign Pharmacy Graduate Examination Commission, and accept as meeting those standards, those candidates who have been properly certified by the FPGEC. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature, to come before the Board, involved the pharmacist license of Ms. Michelle Garry-Fitterer. On April 5, 1994, the Minnesota Board of Pharmacy instituted action in the matter of the pharmacist license of Ms. Fitterer, by serving upon her a document entitled "Notice of Conference with Board of Pharmacy Complaint Review Panel".

On May 4, 1994, Ms. Fitterer and representatives of the Board met to discuss the allegation set forth in the notice.

Based on the conference discussion, the parties agreed to partially resolve this matter, without the necessity and expense for contested case hearing, by entering into a stipulation regarding the facts of the case.

Ms. Fitterer and her attorney now appeared before the Board, as did the Board's Complaint Review Panel. Both sides were given an opportunity to address the Board with recommendations for a remedy.

After hearing from both the Complaint Review Panel and Ms. Fitterer, and after the individuals serving on the Complaint Review Panel and Ms. Fitterer had left the room, the Board deliberated on the case and directed its advising attorney, Mr. Louis Hoffman, to develop an order of the Board, reflecting the stipulated facts and incorporating the remedy, developed by the Board.

The next item of a quasi-judicial nature, to come before the Board, was a reinstatement request from Mr. Dean L. Johnson. Mr. Johnson's license to practice pharmacy was suspended by the Board in 1986. Mr. Johnson is seeking reinstatement of his license to practice pharmacy in Minnesota. One of the conditions for reinstatement, that Mr. Johnson must comply with, is the successful passing of the Jurisprudence Examination, given to candidates for licensure by reciprocity. Mr. Johnson participated in that examination on Tuesday, January 24, but did not receive a passing score. As a result, the Board did not consider the issue of reinstatement of Mr. Johnson's license to practice pharmacy.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Donald Gibson moved and Ms. Denise Frank seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and ethics, the following candidates, for licensure by reciprocity, be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6433	SCOTT R ANDERSEN	WI
6434	STEVEN D BOEHNING	SD
6435	JANET C BROWN	TX
6436	LEONARD M COHEN	WI
6437	GERALD W GETTEL	ND
6438	JEFFREY F GROTHAUS	NM
6439	JEFFREY W LARSON	ND
6440	KATHY J MAINES	OR
6441	JOHN R MAJERLE	ME
6442	LORI A SCHNESE	WI
6443	DANIEL F SODERBERG	AZ
6444	EFFIE P SPENTZOS	NV
6445	MARK L VANVURREN	SD

Mr. Holmstrom next presented grades from the Practical portion of the Full Board Examination for the candidates who are seeking licensure by examination and who are retaking only the Practical portion of the Full Board Examination. In conformity with the Board's policy, established previously, the Board again established a score of 75 as the minimum passing score on the Practical Examination. With the passing score thus established, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Practical Examination retake candidates, achieving a score of not less than 75 on the Practical Examination, be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, the following Practical Retake Candidates were granted licensure as pharmacists:

<u>CERTIFICATE #</u>	<u>NAME</u>
6446	KAMI D S ANEZ
6447	SAFWAT A FAHIM
6448	CATHERINE H JOHNSON
6449	VALERIE A KURRELMMEYER
6451	SANDRA L SZYSKA

Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates, who were seeking licensure by examination and who are

taking only the Practical and State Jurisprudence portion of the Full Board Examination. In conformity with the Board's policy, previously established, the Board again established a score of 75 as the minimum passing score on the Practical Examination and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the following NABPLEX and FDLE transfer candidate, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as a pharmacist. The motion passed.

CERTIFICATE #

NAME

6450

GRACE H LEE

The Board next turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on behalf of Amcare Walker Pharmacy, in Fridley, Minnesota, by Mr. Timothy Quarberg, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Coborn's Pharmacy, in Sartell, Minnesota, by Mr. Marvin Moen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy, in Crystal, Minnesota, by Mr. Michael Schwartzwald, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hennepin County

Medical Center Out-patient Pharmacy, by Mr. Charles Cooper, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Lakeview Memorial Hospital Pharmacy, in Stillwater, Minnesota, by Ms. Cindy Appleseth, pharmacist-in-charge. After carefully reviewing this application and a diagram, which showed the entire Lakeview Memorial Hospital Pharmacy and did not identify the portion intended for licensure as a community pharmacy, the Board declined to approve the application and directed Mr. Holmstrom to request additional information from Ms. Appleseth.

The sixth, and final, application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Pamida Pharmacy, in Perham, Minnesota, by Mr. Mitchell Krog, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next addressed requests for variances that it has received. The first such request was a letter, received by Mr. Holmstrom, from Ms. Marlene Breckner, Manager of the Owatonna Home Care and Hospice. Ms. Breckner is requesting authority to establish an emergency box that will meet the needs of home care nurses who may be called on to treat anaphylactic reactions in home care patients. After carefully reviewing this request, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the requested variance be approved for a one-year period of time, on condition that Ms. Breckner, in cooperation with the Owatonna Hospital pharmacist, establish procedures regarding the storage and expiration date checks on the medications involved in the emergency kit. The motion passed.

The next request for a variance was submitted on behalf of Fairview Community Pharmacies, by Mr. Robert Beacher, pharmacist-in-charge. Mr. Beacher, also, is requesting a variance that would allow the establishment of an emergency kit for home care nurses associated with Fairview Community Pharmacies. In Mr. Beacher's request, procedures regarding the storage and expiration date checks of the medication were included. As a result, Ms. Denise

Frank moved and Mr. Carl Benson seconded that the variance, requested by Mr. Beacher, be approved for a one-year period of time. The motion passed.

The next request for a variance was submitted on behalf of Abbey Infusion Services, by Ms. Yvonne Mok, pharmacist-in-charge. This variance request also involves the establishment of an emergency kit for use by home care nurses. Mr. Donald Gibson then moved and Ms. Carol Peterson seconded that the variance be approved for a one-year period of time, on condition that Ms. Mok develop policies and procedures regarding the storage and expiration date checks for the medications contained in the emergency kit. The motion passed.

The next variance request, to be submitted to the Board, was submitted on behalf of Ah-Gwah-Ching Center, by Mr. David Johnson, pharmacist-in-charge. Mr. Johnson is requesting a variance that would allow him to file the hard copy of his prescriptions by patient name, rather than by sequential prescription number. After thoroughly discussing Mr. Johnson's request and noting that the patient population at Ah-Gwah-Ching is a stable population with relatively few admissions and discharges, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the variance be approved for a period of one year. The motion passed.

The next variance request, to be reviewed by the Board, was submitted on behalf of Red Wing Corner Drug, by Mr. Brian Isetts, pharmacist-in-charge. Mr. Isetts is requesting a variance that would permit the pharmacy technicians, at Red Wing Corner Drug, to request copies of prescriptions from other pharmacies by telephone, with appropriate documentation. After carefully reviewing and discussing Mr. Isetts' proposal, Ms. Denise Frank moved and Mr. Donald Gibson seconded that Mr. Isetts' request be denied, in that it was too broadly written and would expand the duties of pharmacy technicians beyond that which the Board was prepared to accept at this time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Hennepin County Medical Center, by Mr. Charles Cooper, Director of Pharmacy. Mr. Cooper is requesting an opportunity to be listed as the pharmacist-in-charge at both the Hennepin County Medical Center In-patient Pharmacy, and the Hennepin County Medical Center Out-patient Pharmacy. After reviewing and discussing this request, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the Board deny the requested variance, and that Mr. Holmstrom be directed to contact Mr. Cooper and explain that the pharmacist-in-charge need not be an individual who is in a position superior to that of Mr. Cooper's own position, as Director of Pharmacy, but is an individual that can serve as a contact person for the Board regarding issues involving the Hennepin County Medical Center Pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Steven Ingram regarding the Internship Competency Exam and whether that exam should be required of him, in that Mr. Ingram has taken and successfully passed the NABPLEX Examination in another state, although Mr. Ingram did not successfully complete all portions of the exam in the other state and become licensed there. After a thorough discussion of the intent and usefulness of the Internship Competency Exam, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board deny Mr. Ingram's suggestion that he not be required to successfully pass the Internship Competency Exam before being able to sit for the licensing exam in Minnesota. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request received from Ms. Carol Houliston, from the Minnesota Regional Poison Center, in St. Paul. Ms. Houliston is requesting a variance to the Board rule, which requires that pharmacists, acting as preceptors for pharmacy-interns, provide at least twelve (12) hours, per calendar quarter, of scheduled, uninterrupted time, in segments of not less than thirty (30) minutes for the intern, for purposes of education and discussion.

At the Poison Center, it seems that there is very extensive training of a total of 50-60 hours for students, often in blocks of 3-4 hours, of uninterrupted time. After that initial training period, there is less scheduled time and time is not always available in 30-minute blocks. All pharmacists are involved in informal training, which takes place daily as they help interns manage cases and review their cases at the end of the shift.

After reviewing and discussing this variance request, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the variance be approved, but that Mr. Holmstrom communicate with Ms. Houliston and inform her of the Board's position that the responsibility of a preceptor is on-going communication and education with interns, and that the Board would hope that that would continue to be the case at the Minnesota Regional Poison Center. The motion passed.

Mr. Holmstrom next presented, to the Board, the recommendations from the Continuing Education Task Force relative to programs submitted for approval and meeting the continuing education requirements of Minnesota pharmacists. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of November 15, 1994 and January 10, 1995, Ms. Denise Frank moved and Ms. Carol Peterson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist William Abbott, requesting an additional extension of time in which to complete the continuing education requirements, that were due October 1, 1994. After reviewing Mr. Abbott's letter, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board grant an additional extension to Mr. Abbott, and that the extension be granted to February 28, 1995. The motion passed.

The Board next addressed a request for an extension of time in which to meet the continuing education requirements, submitted by Ms. Catherine Putz. After reviewing Ms. Putz's request, Mr. Donald Gibson moved and Mr. Howard Juni seconded that Ms. Putz be granted a six-month extension of time in which to meet her continuing education requirements. The motion passed.

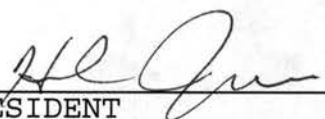
Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Bradley Stanius requesting an extension of time in which to meet the continuing education requirements that were due October 1, 1994. After reviewing Mr. Stanius' letter, Ms. Denise Frank moved and Mr. Carl Benson seconded that Mr. Stanius be granted an additional extension of time in which to complete his continuing education, and that the extension be valid through February 28, 1995. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that those supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved. The motion passed.

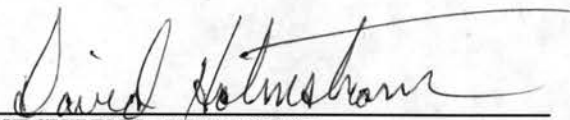
The Board next entered discussions with Board Surveyors Lloyd Pekas, Stuart Vandenberg, and Leslie Kotek regarding various issues that have come to the attention of the surveyors during their inspection visits of Minnesota pharmacies. Issues discussed involved:

- Implementation of Drug Use Review and Patient Counseling Requirements of OBRA
- Codes of Professional Ethics
- Pyxis Machine Guidelines
- Outsourcing of Compounded Drugs and IV's
- Activities of the Prescribing Committee
- Activities of the Health Professional Services Program

There being no further business at this time, President Juni
adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

January 26, 1995

ONE-TO-ONE RATIO:

Johnson Pharmacy - Elbow Lake

Trumm Drug #2 - Alexandria

Walgreens Drug - Anoka

Walgreens Drug - 4751 Hiawatha, Minneapolis

Walgreens Drug - 3207 E Lake St., Minneapolis

Wal-Mart Pharmacy - St. Cloud

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-FIFTH MEETING

At approximately 8:30 a.m., March 8, 1995, the Board of Pharmacy met, in the Pharmacy Board conference room at 2700 University Avenue West, Suite #107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of January 24, 25, and 26, 1995. After correcting a typographical error on page 3 in the third paragraph, Ms. Wendy Simenson moved and Ms. Jean Lemberg seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of New Brighton Valu-Rite Pharmacy, in New Brighton, Minnesota, by Mr. Ronald Carlblom, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that the pharmacy has already been subject to inspection by the Board's staff, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the application be approved and a license issued. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of HealthSpan Homecare and Hospice Pharmacy, 2750 Arthur Street, in Roseville, Minnesota, by Mr. Jon Richey, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Homedco Pharmacy, 3800 Annapolis Lane, in Minneapolis, Minnesota, by Ms. Michele Okposo, pharmacist-in-charge. Ms. Okposo now personally appeared before the Board to discuss this application. After reviewing this application and discussing the operation of this pharmacy with Ms. Okposo, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Vet Rx Pharmacy, 700 Division Street, in Northfield, Minnesota, by Mr. Patrick

Soderlund, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Lakeview Memorial Hospital Pharmacy, in Stillwater, Minnesota, by Ms. Cynthia Appleseth, pharmacist-in-charge. Ms. Appleseth now personally appeared before the Board to discuss this application. The application had been submitted and reviewed by the Board at the meeting of January 26, but the Board declined to approve the application at that time and requested additional information of Ms. Appleseth. After carefully reviewing and discussing the application with Ms. Appleseth, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The sixth application, to be reviewed by the Board, was submitted on behalf of Coborn's Pharmacy, 1105 Second Avenue North East, in Little Falls, Minnesota, by Mr. Glen Mitchell, pharmacist-in-charge. After reviewing this application and noting that this is, essentially, an ownership change of an existing pharmacy, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the application be approved and a license issued. The motion passed.

The final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Fairview Homecare Pharmacy, 6363 France Avenue South, in Edina, Minnesota, by Mr. Jeffrey McNamara, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Carl Benson moved and Mr. Donald Gibson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Mr. Leslie Wolff, pharmacist-in-charge, at Thelen Drug, in Pierz, Minnesota, requesting that the pharmacy be authorized for the use of technicians in a 2½:1 ratio of technicians to pharmacists. After carefully reviewing Mr. Wolff's request and thoroughly discussing the issue, Mr. Donald Gibson moved and Ms. Denise Frank seconded that Thelen Drug, in Pierz, Minnesota, be approved for a two technician to one pharmacist ratio, and that Mr. Holmstrom be directed to make clear, to Mr. Wolff, the expectations of the Board regarding the use of technicians and the limitations contained in the Board's action on Mr. Wolff's request. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Craig Hohn regarding the use of technicians at Family Drug, in Luverne, Minnesota. Mr. Hohn is proposing that technicians be allowed to discuss generic substitution issues with physicians, and that technicians determine which drug will be used in filling prescriptions. After discussing this request and noting the long-standing Board positions in opposition to the areas discussed above, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that Mr. Holmstrom be directed to inform Mr. Hohn that he will need to re-write and re-submit his technician application, and that if the re-written application conforms to the Board's position, Mr. Holmstrom be authorized to approve it. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed Stipulation and Order in the matter of the pharmacist license of Ms. Dayna E. Burns. The Stipulation was developed subsequent to a conference, held with Ms. Burns on February 15, 1995, to discuss allegations of unprofessional conduct. The Stipulation has been agreed to and signed by Ms. Burns. Ms. Burns, together with her attorney and a representative from the Minnesota Department of Economic Security, now personally appeared before the Board to discuss the Stipulation and proposed Order.

After discussing the proposed Stipulation and Order with Ms. Burns, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the Board accept the Stipulation and Order, as proposed, and that Mr. Holmstrom be directed to sign the Stipulation and Order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a petition for reinstatement of her license to practice pharmacy, submitted by Ms. Mary Jo Soberaski. Ms. Soberaski's license to practice pharmacy in Minnesota was suspended on August 10, 1994, and Ms. Soberaski, having now completed the requirements for reinstatement, is petitioning the Board for reinstatement of her license to practice. Ms. Soberaski now personally appeared before the Board to discuss her reinstatement request.

After hearing from Ms. Soberaski and reviewing the terms for reinstatement, included in the Order of the Board suspending her license, Ms. Carol Peterson moved and Ms. Jean Lemberg seconded that the license to practice pharmacy, of Ms. Mary Jo Soberaski, be reinstated and that she be placed on probation in accordance with the conditions contained in the Stipulation and Order, dated August 10, 1994. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was an appearance by Mr. Thomas O. Vegoe. Mr. Vegoe's license to practice pharmacy in Minnesota had previously been suspended, reinstated, and he had been placed on probation with the Board. Mr. Vegoe's period of probation has now ended and he appeared before the Board to discuss his compliance with the terms of probation and the successful completion thereof. After discussing his successful completion of probation with the Board, the Board thanked Mr. Vegoe for his cooperation and wished him well.

The next item of a quasi-judicial nature, to be discussed by the Board, was whether the Board wished to participate in an Amicus Brief in the matter of Ferndale Laboratories versus the Ohio Board of Pharmacy. After a brief discussion of the issues involved in the Ferndale case, the Board determined that it would not, at this time, participate in an Amicus Brief in that case.

The Board next turned its attention to the performance of the candidates for licensure by examination, who completed the examination process on January 24 and 25, 1995. Having first determined that, in grading the examination, the NABPLEX portion of the exam would be weighted at 65% of the total, the Board's own Laboratory Practical Examination at 20% of the total, and the average score on the Federal Drug Law Examination and the Board's Jurisprudence Examination weighted at 15% of the total; Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that those candidates who received a general average of 75% or better, not less than 75% on the Laboratory Practical Examination, not less than 75% on the Federal Drug Law Examination, not less than 75% on the State Jurisprudence Examination, and not less than 75% on the NABPLEX Examination, be granted licensure as pharmacists. The motion passed.

Candidates, who successfully passed the examination, are as follows:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6452	STACEY A BANGH	115960-
6453	MARGARET A FLORY	115961-
6454	ANTHONY L GILLES	115962-
6455	TRACY A HAND	115963-

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6456	JEFFREY A HAROLDSON	115964-
6457	KURT L HENN	115965-
6458	BRIAN L HINMAN	115966-
6459	HEATHER J JOHNSON	115967-
6460	TARA L KIENITZ	115968-
6461	ROBERT J KONOP	115969-
6462	SARAH E KOTEK	115970-
6463	SONJA K LARSON	115971-
6464	MATTHEW J LEWIS	115972-
6465	SARAH E MCGILLIS	115973-
6466	LAURA J MILLER	115974-
6467	VICKIANN G NELSON	115975-
6468	SHANNON M O'CONNELL	115976-
6469	STEVEN R OLSON	115977-
6470	DAVID PARRA	115978-
6471	MARK A SCHOOLMAN	115979-
6472	ENAS M SOUD	115980-
6473	DAWN M ZIPF	115981-

At this time, President Juni indicated that he has a conflict with the date previously set for the May meeting of the Board and would request that the May meeting be changed from May 24 to May 25, 1995. There being no objections, it was agreed that the May meeting of the Board would be rescheduled from Wednesday, May 24 to Thursday, May 25, 1995.

The Board next turned its attention to various requests for waivers and/or variances it has received since the last meeting. The first request, for a variance, was submitted on behalf of the University of Minnesota Hospital and Clinics, by Mr. Chuck Daniels, Associate Director of Pharmaceutical Services. Mr. Daniels is requesting an opportunity to revise the auditing time frame for the Automated Robotic Dispensing System, employed at the University of Minnesota Hospital and Clinic. Mr. Daniels is proposing that the audits be conducted on a monthly basis rather than on the currently required weekly basis. After discussing this issue, and the observations and conclusions of the members of the Board who personally observed the operation of the Robot recently, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the Board grant the requested change in audit procedures for the Robot at the University of Minnesota Hospitals and Clinic. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Kevin J. Dahl, pharmacist-in-charge at Dinndorf Pharmacy, in Albany, Minnesota. Mr. Dahl had previously submitted a request that he be allowed to prepackage medications for satellite clinics of the Albany Clinic Medical Group for dispensing, by the clinic, at nearby small communities. The Board, during its previous

deliberations of this request, was unable to make a decision based on the information provided and requested additional information from Mr. Dahl. Mr. Dahl has now provided that additional information and the Board, once again, is reviewing the request. After completing the review, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that the Board grant the variance, requested by Mr. Dahl. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Brian Isetts, pharmacist-in-charge at Redwing Corner Drug, in Redwing, Minnesota, clarifying the previously requested variance, submitted on behalf of Redwing Corner Drug. Mr. Isetts is requesting a variance which would allow technicians, at Redwing Corner Drug, to provide copies to another pharmacy requesting them by telephone. After discussing the issues raised by Mr. Isetts' request and after discussing the frequency with which copies are requested by one pharmacy from another, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board deny the variance requested by Mr. Isetts. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Good Samaritan Pharmacy by Ms. Marilyn Jess, IV Supervisor. Ms. Jess is requesting a variance which would allow homecare nursing staff to carry a minimal quantity of IV flush pre-filled syringes in their on-call bags. These pre-filled syringes would, essentially, contain various strengths and quantities of Heparin, and various strengths and quantities of Sodium Chloride. After reviewing the request, by Ms. Jess, and a pharmacy medication log, which each nurse would carry along with the on-call bag to record the use of these medications, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the request be granted. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of North Memorial Medical Center Pharmacy, by Mr. Wayne Wandmacher, Director of Pharmacy. Mr. Wandmacher is also requesting authority to allow homecare nurses to carry specific drugs to be used in emergency situations, or in instances where patient supplies may have been depleted. Mr. Wandmacher is requesting authority for nurses, associated with North Memorial Homecare, to carry such items as Lidocaine injection, Urokinase, Heparin flush, Saline flush, and Anaphylactic reaction drugs. After thoroughly discussing Mr. Wandmacher's request, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the Board grant the variance requested. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Pharmacist Robert Ries, on behalf of Bemidji Clinic Pharmacy in Bemidji, Minnesota. Mr. Ries is requesting approval for licensure of a space, separated from the main pharmacy, which is proposed for use in the mixing of chemotherapy medications and

the storage of certain clinic supplies. After carefully reviewing Mr. Ries' submission and discussing the issue, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the Board approve the variance requested, but that Mr. Holmstrom communicate the Board's position that no pharmacy technicians will be allowed to work in either of the two areas, unless a pharmacist is present and on duty with them. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Joseph Kostick, Coordinator for Education and Training at St. Mary's Hospital, in Rochester, Minnesota. Mr. Kostick is requesting that the Board allow Pharmacist Kent Johnson to serve as a preceptor for Pharmacy-intern Mitchell Oyen, even though Mr. Johnson does not meet the Board's requirements for registration as a preceptor, in that he has not yet accumulated 4,000 hours of practice as a pharmacist himself. After a thorough discussion of the issues involved, and after noting that Mr. Johnson has worked, as a pharmacist, 3,500 hours at St. Mary's Hospital and served previously as an intern at St. Mary's Hospital, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board accept Mr. Johnson as a preceptor and process his preceptor application. The motion passed.

Mr. Holmstrom next presented, to the Board, the list of continuing education programs reviewed by the Continuing Education Task Force between the dates of January 10, 1995 and February 1, 1995. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Donald Gibson moved and Ms. Denise Frank seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist David Angaran, requesting an extension of time in which to report his continuing education participation, which were due October 1, 1994. After briefly discussing Mr. Angaran's situation, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board grant Mr. Angaran an extension to June 1, 1995, in which to complete his continuing education requirements. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Raymond Rantala, requesting an extension of time in which to report his continuing education participation, which were due October 1, 1994. After briefly discussing Mr. Rantala's situation, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board grant Mr. Rantala an extension to June 1, 1995, in which to complete his continuing education requirements. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Paul Hanson, requesting an extension of time in which to report his continuing education participation, which were due October 1, 1994. After briefly discussing Mr. Hanson's situation, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board grant Mr. Hanson an extension to June 1, 1995, in which to complete his continuing education requirements. The motion passed.

The Board next addressed the issue of attendance at the Annual Meeting of the National Association of Boards of Pharmacy, scheduled for Dallas, Texas on April 29 to May 3, 1995. After discussing the advantages of membership in NABP, the invaluable contributions of understanding the operations of Boards of Pharmacy, and the issues facing Boards of Pharmacy, afforded by NABP, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that all members of the Minnesota Board of Pharmacy and the Board's Executive Director attend the Annual Meeting of the National Association of Boards of Pharmacy, at Board expense. The motion passed.

The Board also directed Mr. Holmstrom to completed the Delegate Identification Form, required by NABP, indicating that Board President Howard Juni is the official delegate for the Board, and that Board Vice President Wendy Simenson the official alternate.

Mr. Holmstrom next presented, to the Board, a letter from the Arizona Board of Pharmacy listing three resolutions it plans to submit to NABP at the Annual Meeting. The Arizona Board of Pharmacy is requesting that the Minnesota Board of Pharmacy review these resolutions and is looking for support at the Annual Meeting. Upon reviewing the resolutions, submitted by the Arizona Board of Pharmacy, the members of the Minnesota Board directed Mr. Holmstrom to inform the Arizona Board of Pharmacy that it would be prepared to support Resolutions One and Three, but that more information was need regarding Resolution Two.

Mr. Holmstrom next presented, to the Board, a list of pharmacists who have not paid their license renewals for three consecutive years, and who are due to be dropped from the rolls of licensed pharmacists in Minnesota. After reviewing the list of pharmacists to be dropped, Ms. Denise Frank moved and Mr. Donald Gibson seconded that those pharmacists, delinquent in the renewal of their license registration for the years 1993, 1994, and 1995, be dropped. The motion passed.

At this time, Mr. Jeff Black, Senior Account Manager for MediTrol Automation Systems, Mr. Robert Duke, District Manager for Owen Healthcare, and Mr. Steve Palazarri, Pharmacist-in-charge at Virginia Regional Medical Center, joined the meeting. Mr. Black, Mr. Duke, and Mr. Palazarri presented information regarding the

MediTrol Automated Dispensing System and its proposed application in the hospital setting, specifically, at Virginia Regional Medical Center. After receiving the information, regarding the MediTrol Automated Dispensing System, and participating in a thorough discussion of the System, the Board determined that it will put off making a decision, regarding the acceptability of using such a system in the hospital setting, until it has had an opportunity to participate in the discussion regarding pharmacy technology, that is scheduled to take place at the NABP Annual Meeting in April.

Mr. Holmstrom next presented, to the Board a letter he received from Ms. Lynn Estes, chairperson of the MPhA Policy Committee on Professional Affairs. Ms. Estes is seeking Board input on a "Pharmacists' Conscience Clause" proposal, which is currently being reviewed by the MPhA Policy Committee on Professional Affairs. This proposal concerns the alleged rights of a pharmacist to refuse to dispense a medication on the basis of moral, religious, ethical, or other personal grounds. After a brief discussion of the issues involved, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that Mr. Holmstrom inform Ms. Estes that the Board is not prepared to make a decision on this issue at this time, but that Board Member Denise Frank will meet with the Policy Committee on Professional Affairs to discuss the issue and bring information, from the Policy Committee, back to the Board of Pharmacy. The motion passed.

President Juni next presented, to the Board, his concerns regarding Medicaid reimbursement to pharmacists, and its impact on patient care and compliance with the Board's patient counseling and drug use review requirements. Mr. Juni's concern involves the possibility that Medicaid reimbursement to pharmacists will be decreased, due to budget constraints, at a time when the Board and the federal government are requiring more services by pharmacists who accept medical assistance patients as clients. President Juni's concern is, if reimbursement is decreased, pharmacists will be less apt to be able to implement the required patient care service, which will result in a decrease in the quality of pharmaceutical care provided to these patients, as well as potential violations of Board rules by the pharmacists who cut back on mandated services. After some discussion on the issue, the Board determined that Mr. Juni and Mr. Holmstrom should meet to develop a position statement that can be presented to and adopted by the Board as a whole.

There being no further business to come before the Board at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

March 8, 1995

ONE-TO-ONE RATIO:

Brooklyn Park Pharmacy - Brooklyn Park
Cedar Mall Drug - Owatonna
Centennial Lakes Pharmacy - Edina
Cub Pharmacy - Burnsville
Cub Pharmacy - Eden Prairie
Cub Pharmacy - Plymouth
Family Pharmacy South - Hutchinson
Festival Family Pharmacy - Hutchinson
Glencoe Area Health Center Pharmacy - Glencoe
Hy-Vee Pharmacy - Rochester
Itasca Medical Center Pharmacy - Itasca
Martinetto Drug Inc. - Ely
Medicine Shoppe Pharmacy - Bemidji
Menahga Drug - Menahga
Mesaba Drug - Hoyt Lakes
Pamida Pharmacy - Mora
Park Pharmacy - Park Rapids
Pelican Drug - Pelican Rapids
Range Drug - Crosby
Ridge Point Pharmacy - Burnsville
Ruffalo Drug Northgate - Rochester
Snyder Drug #5 - Minneapolis
Snyder Drug - Brooklyn Park
Snyder Drug #31 - Bloomington
Snyder Drug #41 - Inver Grove Heights
Snyder Drug #67 - Maple Grove

Spring Valley Health Mart - Spring Valley
St. Theresa Pharmacy - Minneapolis
Target Pharmacy - Edina
Target Pharmacy - 701 W Broadway, Minneapolis
Target Pharmacy - St. Louis Park
Thrifty White Drug - Hastings
Thrifty White Drug - Owatonna
United Hospital Pharmacy - Blue Earth
University Park Pharmacy - St. Paul
White Community Hospital - Aurora
Walgreen Drug - 5415 Lyndale Ave., Minneapolis
Walgreen Drug - Plymouth
Walgreen Drug #2142 - St. Paul
Wal-Mart Pharmacy - Brooklyn Park
Wal-Mart - Buffalo
Wal-Mart - Cloquet
Wal-Mart - Mankato
Wal-Mart - Rochester
Weber and Judd - Rochester
Wells Drug - Wells
White Mart - Cloquet

TWO-TO-ONE RATIO:

Snyder Drug - Pipestone
Snyder Drug #81 - Shoreview
Target Pharmacy - 2700, University Ave., St. Paul

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-SIXTH MEETING

At approximately 8:00 a.m., April 11, 1995, the Board of Pharmacy met, at the Sheraton-Midway Hotel, in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance with the exception of Ms. Denise Frank. Ms. Frank was excused due to her father having had open-heart surgery. Also in attendance was the Executive Director of the Board, Mr. David Holmstrom.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the oral examination in Jurisprudence and professional ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination, at the Sheraton-Midway Hotel, and each of the candidates is seeking licensure to Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
FREDERICK N CHOMILO	IA
LYLE D FRITZ	ND
ALLISON E GERMOLUS	IN
SHEILA D GRANTHAM	KS
IGNATIAL HENRY	TX
ILA M KOOL	IA
SCOTT B KOSEL	OR
JONATHAN R KUCKHAHN	NV
LYLE O LARSEN	ND
DANIEL D MAYER	IN
CHET A MESSMER	MT
ELLEN M NIGG	AZ
GRAZIELLA ROSENBERG	NJ
STANLEY R ROTH	SD
HAROLD A SHEPARD	IL
THOMAS A WOFFORD	AR

At approximately 8:30 a.m., April 12, 1995, the Board of Pharmacy met, in the Board of Pharmacy conference room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of March 8, 1995. After pointing out a typographical error in the second full paragraph of page 8, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its

last meeting. Only one such application has been received. It was submitted on behalf of Cub Pharmacy, 5937 Nicollet Avenue South, in Minneapolis, Minnesota, by Mr. Glen Pierskalla, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to various requests for waivers and/or variances it has received since the last meeting. The first request, for a variance, was submitted on behalf of the Lake Region Hospital Pharmacy, in Fergus Falls, Minnesota, by Mr. Gerald J. Peterson, pharmacist-in-charge. Mr. Peterson is requesting a variance to dispense certain controlled substance drugs, in prepackaged form, from the emergency room at Lake Region Hospital. In addition, Mr. Peterson is requesting an opportunity to dispense certain antibiotics and ophthalmic preparations, from the emergency room, in quantities exceeding a 72-hour supply.

After reviewing Mr. Peterson's request, the Board declined to take action on it, at this time, and directed Mr. Holmstrom to contact Mr. Peterson, requesting additional information regarding the identity of all drugs proposed for dispensing out of the emergency room; the hours of proposed use for this emergency room dispensing system; the procedure for follow-up for patients receiving drugs from the emergency room; and the mechanisms which will be used to notify the patient's normal pharmacy, of medications dispensed for that patient from the emergency room. Upon receiving this information, the Board will, again, consider Mr. Peterson's variance request.

Mr. Holmstrom next presented a variance request, to be addressed by the Board, submitted on behalf of Geritom Pharmacy, by Mr. Jerry Hillius. This request involves the Board's interpretation of whether the inclusion of a pharmacy name on a medication chart, printed for a nursing home by Geritom Pharmacy, would be in violation of the Board's rules. After a brief discussion of the issues involved here, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that Mr. Holmstrom inform Geritom Pharmacy it is acceptable to print the identity of the patient's choice of provider pharmacy on medication charts, printed for long-term care facilities in Minnesota. The Board concurs with the notion that printing the pharmacy name on the form simply informs the reader of the form, which pharmacy is responsible for dispensing prescriptions to that patient.

The next request for a variance was also submitted on behalf of Geritom Pharmacy and involves the ratio of technicians-to-

pharmacists. Geritom Pharmacy is requesting authority to utilize technicians-to-pharmacists in a ratio of 3:1, when some of the functions, being performed by technicians, are of a nature which would normally require a 1:1 technician-to-pharmacist ratio. After a thorough discussion of this variance request, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the requested variance be denied, on the grounds that Geritom Pharmacy did not demonstrate that the public health would not be adversely affected by the utilization of technicians in excess of the allowed ratio. The motion passed.

The next variance request, to be addressed by the Board, was submitted on behalf of Chronimed Pharmacy, by Mr. Larry Niederkohr, pharmacist-in-charge. Chronimed finds itself in a position where it needs to expand the staff of its pharmacy and, because of the physical layout of the facility in which the pharmacy is housed, such expansion can only occur if the Board allows pharmacists and technicians to "practice pharmacy" outside of the current licensed pharmacy area; or if the currently licensed area is expanded and non-pharmacists are given access to the expanded area after regular pharmacy hours. Mr. Niederkohr joined the Board for its discussion regarding his request. After thoroughly discussing the issues involved with Mr. Niederkohr, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that Chronimed be authorized to license only Area A, as indicated on the submitted blueprints, as the licensed pharmacy area, and that pharmacists and technicians be allowed to "practice pharmacy" outside of the licensed area during normal pharmacy hours, but that the Board must first receive a written protocol on how and where pharmacy-related activities will be conducted outside of the licensed area, including security issues, and that any expansion of pharmacy-related activities beyond Areas B, C, D, and E, as shown on the submitted blueprint, must be approved by the Board prior to implementation. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for a variance from Walgreens Advance Care Pharmacy, relating to the ratio of technicians to pharmacists. Walgreens is requesting a ratio of three technicians to one pharmacist, even though some of the functions, proposed for use by the technicians, do not fall within the allowable 3:1 ratio. After reviewing this technician request and reviewing the position just taken regarding the variance request from Geritom Pharmacy, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board deny the request from

Walgreens Advance Care Pharmacy, in that they did not demonstrate that the protection of the public would be adequately maintained during the use of technicians in a ratio of three technicians to one pharmacist. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and professional ethics, the following candidates for licensure, by reciprocity, be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6480	FREDERICK N CHOMILO	IA
6481	LYLE D FRITZ	ND
6482	ALLISON E GERMOLUS	IN
6483	SHEILA D GRANTHAM	KS
6484	ILA M KOOL	IA
6485	SCOTT B KOSEL	OR
6486	CHET A MESSMER	MT
6487	ELLEN M NIGG	AZ
6488	GRAZIELLA ROSENBERG	NJ
6489	STANLEY R ROTH	SD
6490	HAROLD A SHEPARD	IL
6491	THOMAS A WOFFORD	AR

Mr. Holmstrom next presented, to the Board, a letter from Mr. Douglas Danielson, who graduated with a bachelor of science in pharmacy from the University of Minnesota in 1974, but who went directly on to graduate school and never became licensed as a pharmacist. Mr. Danielson, who has spent his career in research in the pharmaceutical industry, now seeks registration as a pharmacist-intern and is requesting internship credit for his work in the pharmaceutical industry over the past 15 years. After reviewing Mr. Danielson's case, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board grant 400 hours for non-traditional internship experience to Mr. Danielson for his work in the pharmaceutical industry. The Board further directed Mr. Holmstrom to inform Mr. Danielson that the Board encourages him to obtain the rest of his internship hours in a traditional compounding and dispensing setting. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Nancy Ebner, Director of Pharmacy Services for Medica Health Plans in Minnesota. Ms. Ebner indicates that Medica's current formulary compliance programs permit them (Medica's staff) the ability to supply each prescribing physician with a list of their patients on a particular medication. Some physicians

receiving this information have indicated they would be more than willing to change a particular prescription to a more appropriate or more cost-effective medication, but do not have the staff or time to do so and have requested that Medica's staff call the dispensing pharmacy, on behalf of the prescribing physician. Ms. Ebner is seeking input, from the Board, regarding any legal issues associated with physicians delegating this authority to a third party.

After thoroughly discussing this issue, the Board directed Mr. Holmstrom to contact Ms. Ebner, and indicated it is the Board's position that it is important to review the entire patient profile before switching medications, in that there may be non-formulary or over-the-counter items on the patient profile. Therefore, the Board is concerned that delegation, such as that described, may jeopardize patient safety. The Board would prefer that there be direct pharmacist-to-physician communication prior to any medication switching.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Lynn Wiegand, Nurse Consultant at United Pharmacy Associates, in Minneapolis. Ms. Wiegand's letter indicates that today's long-term care facilities are admitting and caring for an acutely ill population in many instances. Many nursing homes in this area have developed sub-acute units, rehabilitation units, and/or transitional care units. These patients require a higher level of service in all areas. Of particular concern is the need for STAT pharmacy services, much like a hospital would provide. The financial reality of the situation, however, is that nursing homes can't afford, as a general rule, an on-site pharmacy. Long-term care pharmacy providers work diligently to provide two-hour service but, at times, this falls short. It would be of great benefit to the ever changing long-term care industry in Minnesota, in the opinion of Ms. Wiegand, if the emergency drug kit parameters, set forth by the Board of Pharmacy, could be expanded. Ms. Wiegand encourages the Board to discuss and address this issue. After a brief discussion of the points raised by Ms. Wiegand, the Board directed Mr. Holmstrom to refer this issue to the Academy of Long-term Care, within the Minnesota Pharmacists Association, and ask for a recommendation from that group.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Darryll Hotvedt, describing the difficulty he encounters in keeping his asthma inhaler clean, in that the glue used to affix the prescription to the inhaler causes dirt and other debris to stick to the inhaler. Mr. Hotvedt is requesting that the Board consider a rule change, or other mechanism, for assisting him in dealing with this problem. After discussing Mr. Hotvedt's letter, the Board directed Mr. Holmstrom to contact Mr. Hotvedt and suggest that he keep his inhaler clean by putting it in a zip-lock bag, rather than just loose in his pockets, and to encourage Mr. Hotvedt

to discuss labeling options with his pharmacist. The Board felt that it cannot advocate the dispensing of unlabeled drugs to patients, as suggested by Mr. Hotvedt.

Mr. Holmstrom next presented, to the Board, two license renewal applications from pharmacists who are renewing as "inactive status" pharmacists. The issue posed by these individuals and Mr. Holmstrom is whether the Board should require late fees for inactive status pharmacists who do not renew within the time-frame indicated in the rules.

After discussing this issue, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the Board accept these two renewal applications without the required late fee, but that the late fee, normally imposed through Board rules, will remain in effect. The motion further directed the Board's Legislative Committee to take under consideration the possibility of a reduced fee for inactive status licensure. The motion passed.

At this time, Mr. Henry Capiz, previously a member of the Board and currently the Board's delegate to the Health Professional Services Program, addressed the assembled Board Members. Mr. Capiz provided the Board with an update on the operations of the Health Professional Services Program and the involvement of pharmacists on both the Program Committee and Advisory Committee to the Health Professional Services Program. After hearing Mr. Capiz's report, the Board thanked him for his contributions and for his dedicated work in acting as the Board's representative on the HPSP Program Committee. Mr. Capiz then departed from the meeting.

Mr. Holmstrom next described, for the Board, the biennial budget request, submitted to the Legislature, and the possible need for increasing the NABPLEX Examination fee, in Board rules, should the Legislature not accept the drawdown of previous surpluses from the 17 Fund to cover the additional expenses associated with the increase in NABPLEX fees from NABP, beginning January 1, 1996. At the conclusion of a lengthy discussion of this issue, the Board moved to table the issue of a NABPLEX fee increase until the May meeting, when additional information may be available regarding the action of the Legislature on the Board's budget request.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist John C. Peterson, President of PCA Minnesota. Mr. Peterson expressed his concern that there is nothing in the statutes or Board rules that limits the provision of Comprehensive Pharmaceutical Care to pharmacists only, and suggests that the Board consider legislation limiting the provision of Comprehensive Pharmaceutical Care to pharmacists. After discussing this issue, the Board directed Mr. Holmstrom to communicate with Mr. Peterson and inform him that, while the Board fully supports the concept of Comprehensive Pharmaceutical Care as an important public protection

issue, the Board believes limiting the provision of Comprehensive Pharmaceutical Care to pharmacists only is a professional protection issue, which is more appropriately addressed through the Minnesota Pharmacists Association. The Board further directed Mr. Holmstrom to inform Mr. Peterson that, should MPhA decide to pursue a legislative initiative regarding Comprehensive Pharmaceutical Care, the Board would be pleased to review the proposal and work with MPhA on that issue.

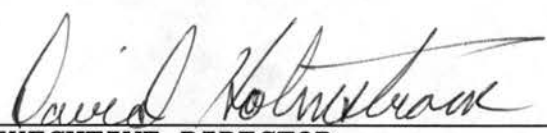
Mr. Holmstrom next presented, to the Board, copies of the changes, proposed to the NABP Constitution and Bylaws, which will be discussed at the NABP Annual Meeting at the end of April, and on which the Board will need to have developed a position. After reviewing the proposed changes, the Board determined that its official voting delegate at the NABP Annual Meeting should support the proposed changes.

Mr. Holmstrom next described, for the Board, the developments surrounding the negotiations between the Real Estate Management Division of the Department of Administration and the owners of the Colonial Office Park Building regarding a new lease for the Board of Pharmacy and the other health-related licensing boards. Mr. Holmstrom indicated he would keep the Board informed of future developments in this area as they occur.

There being no further business to come before the Board at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

April 12, 1995

ONE-TO-ONE RATIO:

Chaska Snyder Drug - Chaska
Fromm Drug - Granite Falls
Good Samaritan Pharmacy - Apple Valley
K-Mart Pharmacy - Forest Lake
Medicine Shoppe - St. Paul
Osco Drug - Albert Lea
Pamida Pharmacy - Fergus Falls
Pamida Pharmacy - Perham
Sansby Drug - St. Paul
Shopko Pharmacy - Winona
Snyder Drug - Blaine
Wal-Mart Pharmacy - Eagan
Wal-Mart Pharmacy - Marshall
Weber and Judd Khaler Plaza - Rochester
White Bear Drug - White Bear Lake

TWO-TO-ONE RATIO:

Abbey Infusion Services - Bloomington
Park Nicollet Pharmacy - Brooklyn Center
Park Nicollet Pharmacy - Eagan
Park Nicollet Pharmacy - St. Louis Park
Snyder Drug - St. Louis Park
St. Olaf Pharmacy - Austin

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-SEVENTH MEETING

At approximately 8:30 a.m., May 25, 1995, the Board of Pharmacy met in the Pharmacy Board conference room, at the Colonial Office Park Building, 2700 University Avenue West, Suite #107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of April 11 and 12, 1995. After pointing out a typographical error in the second full paragraph of page 5, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Duluth Clinic, Hermantown Pharmacy, 4855 West Arrowhead Road, Hermantown, Minnesota 55811, Ms. Karen Schramm, pharmacist-in-charge, by Ms. Thurza Roberts, Director of Pharmacy for the Duluth Clinic. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that the overall size of the pharmacy, the type of security surrounding the pharmacy area, and arrangements for a patient counseling area were not included on the diagram, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, with special emphasis being paid to the overall size, security, and patient counseling aspects of the proposed operation. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy, 19146 Freeport Avenue, Elk River, Minnesota 55330, David Hewitt, pharmacist-in-charge, by Ms. Mary Kelly, Pharmacy Director for Target Stores Incorporated. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that security of the pharmacy area and provisions for a patient counseling area in the pharmacy were not clearly identified on the submitted blueprints, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, paying specific attention to the security and patient counseling issues. The motion passed.

Mr. Holmstrom next presented, to the Board, the list of continuing education programs reviewed by the Continuing Education Advisory Task Force between the dates of February 21, 1995 and May 16, 1995. After reviewing the list of programs, submitted to and

reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Donald Gibson seconded that those programs recommended for approval, be so approved; and that those programs for which denial of approval was recommended, be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Carol Peterson moved and Mr. Carl Benson seconded that those supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a submission from Walgreens Advance Care Pharmacy, relating to the ratio of technicians to pharmacists. This application was first addressed by the Board during its meeting of April 12. The Board did not, at that time, approve the application, submitted by Walgreens Advance Care Pharmacy. Walgreens has now provided additional information to the Board regarding its proposal.

After carefully reviewing the proposal, submitted by Walgreens Advance Care Pharmacy, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the application be approved and that Board of Pharmacy surveyors make an effort to regularly monitor the ratios and functions of pharmacy technicians in use at Walgreens Advance Care Pharmacy. The motion passed.

The Board next turned its attention to various requests for waivers and/or variances that it has received since the last meeting. The first request for a variance was submitted on behalf of Goodrich Pharmacy in Anoka, Minnesota, by Mr. Steven T. Simenson, pharmacist-in-charge. Mr. Simenson is requesting an extension of a previously granted variance relating to the return of blister-card packaged medications from the Anoka County Correctional Facility, and an extension of that return allowance using the same packaging system to nursing homes served by Goodrich Pharmacy. After a brief discussion of this request, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the Board grant an extension of the previously issued variance, allowing Goodrich Pharmacy to take returns from the Anoka County Correctional Facility for a five-year period of time, and further, that Goodrich Pharmacy be authorized to accept returns from nursing homes utilizing the same packaging system and procedures established for the handling of returns from the Anoka County Correctional Facility. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Homedco Pharmacy, by Ms. Michele Okposo. Ms. Okposo is requesting a variance from the Board that would allow

her to establish anaphylaxis kits for home care nurses, employed by Homedco. After reviewing the request, submitted by Ms. Okposo, and after reviewing the policy and procedures for the use and control of anaphylaxis kits, developed by Ms. Okposo, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the requested variance be approved for a one-year period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Johnson Memorial Hospital, in Dawson, Minnesota, by Mr. Greg Nelson, pharmacist-in-charge. Mr. Nelson is requesting a variance that would allow the pharmacy technician, at the hospital pharmacy, to work in the pharmacy area, unsupervised, and at times when Mr. Nelson was not present. The request indicated that the technician would perform delegated pharmacy tasks; such as making a drug order to the wholesaler, stocking, checking-in drug orders from the wholesaler, checking for outdates, Quality Assurance, filling out patient profile forms, etc. No drug dispensing or narcotic handling would be done during the time of Mr. Nelson's absence. After thoroughly discussing this request and, after learning that Board of Pharmacy Surveyor Lloyd Pekas was currently conducting a routine inspection visit at Dawson, the Board deferred action on this request and directed Mr. Holmstrom to obtain information, from Mr. Pekas, regarding the situation in Dawson, and to communicate various alternatives to the variance with Mr. Nelson. If necessary, the Board would address the issue further at its next meeting.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Caremark Therapeutic Services, by Ms. Debra Millard Robison, pharmacist-in-charge. Ms. Millard Robison is requesting a variance from Minn. Rule 6800.1050, Subp. 2(D) relating to the requirement that each licensed pharmacy maintain certain pieces of hardware and equipment in the licensed area. Ms. Millard Robison indicates, since Caremark does not compound medications other than IV infusions for home care patients, the pharmacy should not be required to maintain the various mortars, pestles, spatulas, etc., called for in the rules. After reviewing Ms. Millard Robison's request, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the requested variance be approved for a one-year period of time, on condition that Caremark Pharmacy continue to limit its dispensing to home IV therapy. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Duluth Clinic Pharmacy, by Mr. Donald Gibson, pharmacist-in-charge. Mr. Gibson is requesting a variance to Minn. Rule 6800.2700, Subp. 1 relating to the return of drugs and devices, which would allow patients to return unused drugs to the pharmacy, if certain specified conditions are met. The drugs involved are three very expensive fertility drugs, which are usually prescribed and dispensed in substantial quantities to

the patients involved. In many instances, the patient manages to become pregnant before using the entire quantity of the drug provided and is, thus, left with a quantity of drug that is extremely expensive. Mr. Gibson is seeking authority to accept a return of these drugs for credit, when certain safeguards and procedures have been complied with relating to storage and record keeping of the drugs involved. After a brief discussion of this issue, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the requested variance be approved for a one-year period of time. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Lake Region Hospital in Fergus Falls, Minnesota, by Mr. Gerald Peterson, Director of Pharmacy. This request, regarding the dispensing of certain drugs from the emergency room at Lake Region Hospital, was first addressed by the Board at its meeting of April 12. The Board did not take action at that time and requested additional information from Mr. Peterson. Mr. Peterson has now submitted the additional information and the issue is once again before the Board.

After discussing the mechanism, proposed by Mr. Peterson for the dispensing of drugs from the hospital emergency room after regular pharmacy hours, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the requested variance be approved for a one-year period of time. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed Stipulation and Order in the matter of the pharmacist license of Mr. Thomas D. Smith. The Stipulation was developed subsequent to a conference, held April 18, 1995, with Mr. Smith, to discuss allegations of unprofessional conduct. The Stipulation has been agreed to and signed by Mr. Smith. Mr. Smith now personally appeared before the Board to discuss the Stipulation and Proposed Order.

After discussing the Stipulation and Order with Mr. Smith, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board accept the Stipulation and Order, as proposed, and that Mr. Holmstrom be directed to sign the Stipulation and Order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was an allegation, made by Mr. Holmstrom, that Pharmacist Timothy B. Snyder is in violation of his conditions of probation, established through a Stipulation and Order of the Board dated April 20, 1994. Attorney Natalie Hudson served as advising attorney to the Board. Based on the information before it, the Board determined that Mr. Snyder was indeed in violation of the

terms of his probation, by virtue of his diversion of controlled substances from his employer and his personal ingestion of these drugs without a prescription. Based on this determination, the Board adopted the proposed order, resulting in the suspension of Mr. Snyder's license to practice pharmacy.

At this time, Mr. Clayton Whitehead, Director of Pharmacy for Snyder Drug Stores in Minnesota, appeared before the Board to discuss issues relating to the use of technicians in pharmacies; and issues relating to certain functions performed by personnel within a pharmacy setting, and whether those functions should be considered technician functions or clerical functions. After receiving Mr. Whitehead's presentation, and after discussing technician issues with Mr. Whitehead and among themselves, the Board Members tabled further discussion and action on the technician issues until the next meeting.

At this time, Pharmacist-intern Stacey Swanson appeared before the Board to discuss issues relating to the late filing of forms and reports of certain portions of her internship experience. After hearing from Ms. Swanson and discussing the necessity for the timely filing of internship Notices of Employment and Progress Report Affidavits, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the Board accept the hours, reported by Ms. Swanson, that were turned in later than the required reporting date. The motion passed.

Mr. Holmstrom next presented, to the Board, an issue relating to the licensure of drug wholesalers and drug manufacturers. It seems that drug wholesalers and drug manufacturers have, over the past few years, begun opening distribution centers from which drug products are distributed to accounts in the state of Minnesota. In some cases, these distribution centers are wholly owned by a drug manufacturer and distribute only products from the manufacturer/owner of the distribution center. In other cases, a drug manufacturer may utilize a commercial distribution center to distribute its product. In some cases, several drug companies will jointly establish a distribution center from which product of all of the joint venturers is distributed. The issue, before the Board, is whether licensure should be required of the corporate office of the drug manufacturer, each individual distribution center, or both. After a lengthy discussion of these issues, the Board directed Mr. Holmstrom to place the issue before the Board's Rules and Legislation Committee, with an eye toward the development of clarifying rules and, in the meantime, to establish, as Board policy, licensure of the corporate headquarters of drug manufacturers, but require them to, in turn, list the names and addresses of all the distribution centers from which their product is distributed into Minnesota.

Mr. Holmstrom next presented, to the Board, a letter he received from the St. Paul Metro Treatment Center, proposing to establish a procedure whereby, in the case of emergencies when pharmacist coverage of the St. Paul Metro Treatment Center Pharmacy is not available, nurses would be able to enter the licensed area and administer/distribute daily doses of methadone to Treatment Center clients. After a brief discussion of the issues involved here, the Board directed Mr. Holmstrom to send Board surveyors to the St. Paul Metro Treatment Center to discuss the proposals with the Program Director and to check with Pharmacy Temporary Services, in the twin cities area, regarding the general availability of pharmacists to cover the needs of St. Paul Metro Treatment Center Pharmacy on an emergency basis.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Scott Schleifstein regarding the acceptability/legality of an advertizing program being developed for a client who operates pharmacies in Minnesota. The promotion is a sweepstakes, designed to celebrate the grand opening of new stores in Minnesota. Persons can enter the sweepstakes without payment of any kind. Among the sweepstakes prizes will be free prescriptions. The prizes could range from one prescription to free prescriptions for life.

Mr. Schleifstein is requesting that the Board advise him whether the promotion is permissible under the Pharmacy laws of Minnesota. After discussing the issue at some length, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that Mr. Holmstrom inform Mr. Schleifstein that it does not appear that the proposed promotion violates laws or rules relating to pharmacy practice in Minnesota. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Philip Graves, President of Hutchinson Community Hospital, requesting an extension of time in which to name a new pharmacist-in-charge at the Hutchinson Community Hospital Pharmacy. Mr. Graves indicated that, while the hospital is looking for a full-time pharmacist, they will be using a pharmacist staffing service to cover the immediate needs of the hospital. Until a full-time pharmacist is found, however, they will not be able to identify a specific pharmacist as being "pharmacist-in-charge". After briefly discussing this issue, Ms. Denise Frank moved and Ms. Carol Peterson that the Hutchinson Community Hospital be granted the 30-day extension of time, requested by Mr. Graves, in which to name a new pharmacist-in-charge. The motion passed.

Board Member Jean Lemberg now led the discussion of issues associated with the NABP Annual Meeting, which the Board recently attended. During the course of discussions, the Board directed Mr. Holmstrom to write to NABP, indicating that, in general, the meeting was well done and well received, but that additional time

needs to be set aside for question and answer periods associated with the various speakers.

The Board also directed Mr. Holmstrom to suggest, to NABP, that it consider putting together round table discussions of topics of interest, submitted by various boards. Examples of topics that could be addressed during round table discussions include:

- a) Licensure of wholesalers and manufacturers/distribution centers.
- b) What functions are identified as technician duties versus clerical duties.
- c) Can pharmacy services be provided from unlicensed areas.

Mr. Holmstrom next presented, to the Board, a letter from the Virginia Board of Pharmacy seeking information from other states who have had any experience with centralized pharmacy services; whereby one pharmacist acts as an admissions center, where verbal orders for prescription drugs and devices for new patients are accepted. The pharmacist then prepares the chart, entering information directly into a computer, which then transmits the information to a different pharmacy, which fills and dispenses the drug. In this set-up, the accepting of orders, communications with the patient and practitioner, counseling, and computer data entry are all handled from one location, but the prescriptions are filled and dispensed from a different location.

Since the Minnesota Board has not had any experience with this type of operation being established within our state, we are unable to response to the state of Virginia. However, the Board indicated it will take such matters under consideration, if and when a scenario of this type is proposed for Minnesota.

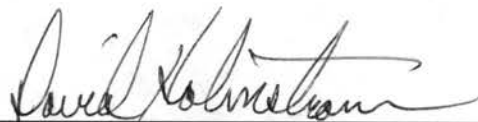
Mr. Holmstrom next presented, to the Board, a copy of a letter from the Office of the Legislative Auditor, indicating that the regular periodic audit of the operations of the Board is scheduled for the next few months. No action, by the Board, was required or taken.

Mr. Holmstrom next presented, to the Board, a tentative list of places and dates for the Board's Continuing Education Program for pharmacist preceptors. No Board action was required or taken.

There being no further business to come before the Board at this time, the meeting was adjourned.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

May 25, 1995

ONE-TO-ONE RATIO:

Brix Family Pharmacy - Redwood Falls
Brownell Drug - St. Charles
Coborn's Pharmacy - Little Falls
Coborn's Pharmacy - Sartell
Dayton's Pharmacy - Minneapolis
Delano Snyder Drug - Delano
Geritom Med. Inc. Pharmacy - Bloomington
Health Partners (Group Health) Pharmacy - Bloomington
Holy Trinity Hospital Pharmacy - Graceville
Menahga Snyder Drug - Menahga
Nelson Drug - Winnebago
Pamida Pharmacy - Elk River
Paul's Pharmacy - St. James
Peters Snyder Drug - Wadena
Reed Drug - White Bear Lake
Schneider Drug - Comfrey
Snyder Drug #15 - St. Paul
Snyder Drug #37 - West St. Paul
St. Mary's Regional Hlth. Ctr. Pharmacy - Detroit Lakes
Syncor International - St. Paul
Target Pharmacy - Coon Rapids
Target Pharmacy - Shoreview
Thelen Drug - Mahnomen
Walgreens Pharmacy - Golden Valley
Walgreens Pharmacy - 5415 Lyndale Ave S, Minneapolis
Walgreen Pharmacy #831 - St. Cloud
Wal-Mart Pharmacy - Owatonna
Wal-Mart Pharmacy - Rochester

TWO-TO-ONE RATIO:

Setzer Pharmacy - St. Paul

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-EIGHTH MEETING

At approximately 8:00 a.m., June 27, 1995, the Board of Pharmacy met, at the Sheraton Midway Hotel in St. Paul, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, except for Howard Juni.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members conducted the oral examination in Jurisprudence and Professional Ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination and each of the candidates is seeking licensure in Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
RENITA H BOETTNER	CO
MARIA A BURKHARDT	IA
SANDRA L CHRISTENSEN	CO
DENICE DAVIS	IL
LINDA S HUGHES	IA
MASOUD R JAFARI	MS
WENDY S JENSEN	SD
JONATHAN R KUCKHAHN	NV
LYLE O LARSEN	ND
JENNIFER S LILL	MI
DANIEL D MAYER	IN
KELLY J MYRDAL	AZ
JOHN G O'MEARA	IA
BRAD S ONARHEIM	AZ
CYNTHIA R PLETCHER	IL
BRADLEY D ROESLER	IN
SUE E ROLFE	NE
JOHN P ROMANO	IA
CATHY J SEGAL	PA

In addition to the candidates for licensure by Reciprocity, the following candidates, seeking reinstatement of their license to practice in Minnesota, participated in the Jurisprudence Examination:

DEAN L JOHNSON

THOMAS P JOHNSTON

Also participating in the Jurisprudence Examination were **Mr. Thomas D. Smith** and **Mr. James J. Pettit**, who were participating in the Jurisprudence Examination as a result of disciplinary action taken by the Board.

At the same time the Board was giving the written examination to candidates for licensure by Reciprocity, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, and Leslie Kotek, together with the Board's Executive Director, Mr. David Holmstrom, administered the NABPLEX portion of the Full Board Examination to candidates for licensure by examination. The written portions of the Full Board Examination were administered at the Northwest Inn Hotel, in Brooklyn Park, Minnesota.

The following candidates, who have met all of the required prerequisites and who have presented properly executed applications, were present to write the NABPLEX Examination, administered as part of the Full Board Examination process:

BIREN S AMIN
ROBERT J AYSHFORD
HOLLY B BAUER
DEBBIE A BOEHMER
ERIKA L BREUER
JENNIFER BROWER
KIMBERLY L BROWN
WILLIAM F BUNZLI
LAURA A BURR
MELANIE S CAIRNS
DEBORAH M CASHBAUGH
WASSIM R CHAAR
MICHELE S CHEN
JAMES A COX
MARLO M CROSBY
KEVIN A DOCKENDORF
GEORGE A DOKOS
JUDY L DUMERMUTH
HODA M FAHIM
AMY E FRANSEN
KAREN M GAST
CHAD D GEDNALSKE
SANDRA J GEORGESON
ANGIE L GERDS
BRIAN T GIBSON
DAVID L GILLES
KRISTA R GOODMAN
JAMES E GRAPENTINE
ANGELA M HALL
SUSAN L HALLORAN
ELROY A HERBEL
ANDREW J HEUER
REBECCA HINSPERGER
BRYCE H HINTZE
VICTORIA R HOFFMAN
BRADLEY J HREN
JANET K HUGHES
KRISTA M JACOBSON
KEVIN M JARVIS
LANA L KIRSCHENMANN
SHANNON M KLOCKE
PATRICIA L KRUMM

BRENDA M LAMBRECHT
KELLI J LARSON
ROBERTA J LAWLER
BAO H LE
TAMMY K LEACH-GEORGE
RYAN M LEE
CHRISTINE A LESCH
AIMEE N LILLO
JODIE L LITTLE
KATHRYN S MERRIMAN
JULIE A ORTIZ
MITCHELL L OYEN
LISA M PANEK
LUKE H PONDER
KIMBERLY K REISHUS
STEPHANIE J RICE
LAURIE A SATTER
AMY L SCHEIDECKER
DAWN M SCHELLACK
MARK A SCHMIT
TARA M SCHMITZ
HOLLY N SENN
GREGORY W SMITH
TERESA D SMITH
AUDREY J STALLER
SARA J STROBEL
JACALYN R SWANSON
STACEY N SWANSON
JONATHAN N THACKER
KRISHNA S VAIDYA
KRISTI J VIZENOR
OANH N VO
REBECCA L WATTS
BEE L WEE
DEANNA M WIDMARK
HENRY J WIELAND
JACQUELINE M WILT
AMY L WITKOP
KING-FAI L WONG
LINDA D WUTZKE
KWONG-LUN YIM
GREGORY P ZARAMBO

At approximately 8:00 a.m., June 28, 1995, the Board met at the Northwest Inn, in Brooklyn Park, Minnesota, for the purpose of administering a written Practical Examination in prescription compounding, errors and omissions, and patient counseling; and written examinations in both state and federal laws to candidates for licensure by examination. All of the Board members were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Surveyors, Mr. Lloyd Pekas, Ms. Patricia Bellino, Mr. Stuart Vandenberg, and Mr. Leslie Kotek.

In addition to the candidates who wrote the NABPLEX Examination on June 27, 1995, the following NABPLEX score transfer candidate, and NABPLEX and FDLE score transfer candidate participated in the Laboratory Practical Examination:

STEVEN A INGRAM

MANI R PERI

The following retake candidates were present to write the FDLE Examination:

CRAIG A NYBAKKEN

NAHID KOWSAR

The following retake candidates were also present to write the Practical Examination:

KELLY M CRONIN

CHI-YEOW S KOE

NAHID KOWSAR

KRISTINE K PERIUS-GULLICKSON

RONALD L SIMONO

At approximately 8:30 a.m., June 29, 1995, the Board met in the Board of Pharmacy conference room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of May 25, 1995. After pointing out an error on page 2 of the minutes, Ms. Denise Frank moved and Mr. Carl Benson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies it has received since the last meeting. The first, and only, such application was submitted on behalf of Wal-Mart Pharmacy, in Forest Lake, Minnesota, by Mr. Douglas Kaasa, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure and, in particular, to the requirement for a patient counseling area. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a supportive personnel request submitted on behalf of Chaska Snyder Drug, in Chaska, Minnesota, by Ms. Connie Book, pharmacist-in-charge. Ms. Book is requesting an opportunity to utilize a ratio of two technicians to one pharmacist at Chaska Snyder Drug. After reviewing this application, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that Chaska Snyder Drug be approved for a two-to-one technician-to-pharmacist ratio, but that Ms. Book be required to fill out the standard supportive personnel request form for the pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a supportive personnel request from the pharmacy at the Minnesota Correctional Facility at Stillwater. Mr. Arvid Nielsen, pharmacist-in-charge, submitted a request for a two-to-one ratio, which was reviewed by the Board at the meeting of May 25, 1995. At that time, the Board determined that additional information was needed in order to make an informed decision. Pharmacy Board Surveyor Lloyd Pekas visited the facility and provided the Board with additional information in the form of a report. After reviewing the original request, submitted by Mr. Nielsen, and the additional information, provided by Mr. Pekas, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the pharmacy at the Minnesota Correctional Facility in Stillwater be approved for a two technician to one pharmacist ratio, on condition that the pharmacist initial each prescription, as was recommended by Mr. Pekas. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to be addressed by the Board, was a discussion, led by Mr. Juni, regarding the investigation and handling of investigations involving apparent PDMA violations in the future. The Board has devoted substantial resources to the investigation of several complaints alleging PDMA violations and, while the investigations were extensive and time-consuming, the outcome of the associated disciplinary conferences, in those cases, did not seem to warrant the expenditure of the manpower. After a wide-ranging discussion, Mr. Holmstrom was directed to see if the National Association of Boards of Pharmacy has any data on what other states may be doing in this regard. Once additional information is available, the Board will again address this issue.

The second issue of a quasi-judicial nature, to be addressed by the Board, was the reinstatement of the pharmacist's license of Mr. James J. Pettit. Mr. Pettit participated in the written examination in Jurisprudence on June 27 and was now scheduled to appear before the Board to discuss his reinstatement. Unfortunately, Mr. Pettit failed to successfully pass the Jurisprudence Examination and, as a result, withdrew his application for reinstatement at this time.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist's license of Mr. Gerald A. Gallob. The stipulation was developed subsequent to a conference held on May 17, 1995, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Gallob. Mr. Gallob now personally appeared before the Board to discuss the stipulation and order.

After discussing the proposed stipulation and order with Mr. Gallob, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of proposed stipulations and orders in the matter of the pharmacists' licenses of Laura E. Marcaccini and Jon E. Marcaccini. The stipulations were developed subsequent to conferences held May 9, 1995, with Laura Marcaccini and Jon Marcaccini to discuss allegations of unprofessional conduct. The stipulations have been agreed to and signed by Laura Marcaccini and Jon Marcaccini respectively. Both Laura and Jon Marcaccini now personally appeared before the Board to discuss the proposed stipulations and orders.

After discussing the proposed stipulations and orders with Mr. and Mrs. Marcaccini, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the Board accept the stipulations and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulations and orders on the Board's behalf. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Mr. Carl Benson seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and ethics, the following candidates, for licensure by reciprocity, be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6494	RENITA H BOETTNER	CO
6495	MARIA A BURKHARDT	IA
6496	SANDRA L CHRISTENSEN	CO
6497	DENICE DAVIS	IL
6498	LINDA S HUGHES	IA
6499	MASOUD R JAFARI	MS
6500	JONATHAN R KUCKHAHN	NV
6501	LYLE O LARSEN	ND
6502	KELLY J MYRDAL	AZ
6503	JOHN G O'MEARA	IA
6504	BRAD S ONARHEIM	AZ
6505	SUE E ROLFE	NE

Mr. Holmstrom next presented grades from the Practical portion of the Full Board Examination for the candidates who are seeking licensure by examination and who are retaking only the Practical portion of the Full Board Examination. In conformity with the Board's policy, established previously, the Board again established a score of 75 as the minimum passing score on the Practical Examination. With the passing score thus established, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the Practical Examination retake candidates, achieving a score of not less than 75 on the Practical Examination, be granted licensure as pharmacists. The motion passed.

In accordance with these criteria, the following Practical Retake Candidates were granted licensure as pharmacists:

<u>CERTIFICATE #</u>	<u>NAME</u>
6506	CHI-YEOW S KOE
6508	KRISTINE K PERIUS-GULLICKSON
6509	RONALD L SIMONO

Mr. Holmstrom next presented the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidate, who was seeking licensure by examination and who was taking only the Practical and State Jurisprudence portion of the Full Board Examination. In conformity with the Board's policy, previously established, the Board again established a score of 75 as the minimum passing score on the Practical Examination and a score of 75 as the minimum passing score on the State Jurisprudence Examination. With these passing scores thus established, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the following NABPLEX and FDLE transfer candidate, having achieved a score of not less than 75 on each of the above portions of the examination, be granted licensure as a pharmacist. The motion passed.

<u>CERTIFICATE #</u>	<u>NAME</u>
6507	MANI R PERI

At this time, Mr. John Loch appeared before the Board to discuss issues relating to the implementation of pharmaceutical care and the use of pharmacy technicians, in general; and to request authorization to utilize technicians in a ratio of three technicians to one pharmacist for brief periods of time at his pharmacy.

After discussing the various issues involved in the implementation of comprehensive pharmaceutical care and the use of technicians at Loch Pharmacy, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the Board approve Mr. Loch's request for a three-to-one ratio of technicians-to-pharmacist for a period of six months, and that Mr. Loch should report back to the Board at the end of that time period regarding the extent to which a three-to-one ratio was actually used, and the extent to which errors in the preparation of prescriptions by technicians were caught by pharmacists during the final check and/or patient counseling. The motion passed.

At this time, the Board welcomed Pharmacists Susan Biewald, from Good Samaritan Pharmacy, Karen Nishi, a District Manager for the Pyxis Corporation, Tammy Nielsen, also from Good Samaritan Pharmacy, and Terry Pearson, a sales representative with the Pyxis Corporation. These individuals appeared in order to provide a report, to the Board, on a pilot project which involved the placement of one Pyxis machine in a long-term care facility as a replacement for the traditional emergency kit. After introductions were made, Board President Howard Juni turned over the chairing of the meeting to Vice President Wendy Simenson. Mr. Juni, also being employed by Good Samaritan Pharmacy, did not want to give the perception of a conflict of interest during any deliberations by the Board.

The four pharmacists involved in the pilot project described how the Pyxis machine is used in a long-term care facility and identified goals for future expanded use of Pyxis machines in the nursing home environment. The identified goals were:

- 1) To increase pharmacists involvement in the review of all medication orders before any drug is removed from the Pyxis machine. This would be done through the use of lap top computers and having pharmacists on call 24 hours a day, seven days a week. Any time that a new or emergency medication is needed, the pharmacist will be called and will do the appropriate drug use review, using the lap top computer. Upon completion of the DUR, the pharmacist will authorize the nurse to remove the medication from the Pyxis machine.
- 2) Expand the range of medications in Pyxis machines to include starter doses of certain identified medications.

After thoroughly discussing the issues surrounding the use of Pyxis machines in the nursing home environment, Ms. Denise Frank moved and Mr. Donald Gibson seconded that Good Samaritan Pharmacy be allowed to continue the pilot project and to expand the range of drugs stored in the Pyxis machines, on condition that the procedure for the use of lap top computers is implemented and, on condition that, once a week, an audit of the Pyxis machine is conducted. Further, the Board requires that a list of the drugs, to be used in the Pyxis machine, be filed with the Board and that Good Samaritan Pharmacy should report back to the Board six months after the expanded system is operational. The motion passed.

At this time, Pharmacist Charles Cooper, Director of Pharmacy at Hennepin County Medical Center, together with Mr. Charles Richards, Hospital Administrator at HCMC, and Mr. Larry Weaver, Acting Dean at the College of Pharmacy at the University of Minnesota appeared before the Board to discuss a variance request, submitted by Mr. Cooper, regarding the appointment of separate individuals as pharmacists-in-charge of the HCMC In-patient and HCMC Out-patient Pharmacies. At its meeting of May 25, 1995, the Board acted to deny the request, by Mr. Cooper, that he be allowed to be on record with the Board as the pharmacist-in-charge at both pharmacies. He is now appearing before the Board to request reconsideration of that decision.

Mr. Cooper and Mr. Richards provided the Board with a detailed analysis of job functions and responsibilities within the Pharmacy Department at HCMC, all of which placed responsibility on Mr. Cooper for pharmacy department activities, both in the In-patient and the Out-patient setting. After hearing from Mr. Cooper, Mr. Richards, and Mr. Weaver, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board grant the variance requested by Mr. Cooper, and allow him to be designated as the pharmacist-in-charge for both the In-patient and the Out-patient Pharmacy at HCMC for a period of one year. If Mr. Cooper desires this arrangement to continue beyond the end of June 1996, it will be necessary for him to request an extension of this variance. The motion passed with three members voting in favor of the motion, two voting in opposition to the motion, and one abstention.

At this time, Mr. Robert Beacher, Retail Pharmacy Director, Fairview Community Pharmacies, appeared before the Board to discuss an innovative program he is proposing to implement, which would place pharmacists in a close working relationship with physicians in one of Fairview's primary care clinics. Mr. Beacher is attempting to quantify the potential cost savings, that could be realized, by having a pharmacist involved in the prescribing, dosing, patient education, and management of medications at the site where the patient's primary medical care is delivered. Mr. Beacher's plan is to demonstrate reductions in medication-related hospital admissions and unscheduled clinic visits. Among the functions proposed for the pharmacist, by Mr. Beacher, would be the responsibility for stocking, controlling, dispensing, and labeling of medication samples by the pharmacist at the clinic. The Board requested additional information from Mr. Beacher on exactly how this would work. Another area of pharmacist involvement is in drug dosing. Here, the pharmacist would be responsible for dosing medication, similar to what is being done in teaching hospitals. In this aspect of Mr. Beacher's proposal, the Board determined that the proposal is acceptable as presented. The third area of pharmacist involvement would be that of providing medication-related information and pharmaceutical care on site. The patient education process would be formatted to comply with OBRA, and written information would be distributed at the clinic by the pharmacist. All medication-related telephone calls, to the clinic, would be routed to the pharmacist. Medication-related interventions would be documented in the patient's medical record. On this issue, the Board applauded Mr. Beacher's efforts, but indicated that they would still expect appropriate counseling to take place at the pharmacy at the time the patient received their prescriptions.

Mr. Holmstrom next presented, to the Board, a list of the continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force between the dates of May 16, 1995 and June 20, 1995. After reviewing the list of programs, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the Board approve the programs, recommended by approval by the Continuing Education Advisory Task Force, and further, that they be approved for the number of hours recommended by the CEATF. The motion passed.

President Juni now described, for the Board, circumstances in which Board candidate Kelli Larson did not complete Part II of the written portion of the Practical Examination, claiming to have misunderstood the directions. After a brief discussion of the fact that there have been over three administrations of the Written Practical Examination and Ms. Larson is the only student who claims to have misunderstood the directions, Mr. Carl Benson moved and Mr. Donald Gibson seconded that Ms. Larson be given no credit for Part II of the Practical Examination. The motion passed.

Mr. Holmstrom next requested input from the Board regarding the site at which the September 1995 and January 1996 Reciprocity Exams should be held, in that the Sheraton Midway Hotel is not available for those time periods. After a brief discussion, the Board directed Mr. Holmstrom to schedule the September Reciprocity Examination for the Radisson University Hotel and the January 1996 Reciprocity Examination for the Minneapolis Convention Center.

Mr. Holmstrom next described, for the Board, the options available for the Preceptor Continuing Education Program to be developed by the Board. After discussing the options available, the Board directed Mr. Holmstrom to attempt to provide live presentations at geographically diverse locations around the state, and to recover the Board's costs in room rentals, etc., authorizing a charge of up to \$25.00 per pharmacist. There would be no charge for pharmacists choosing to participate in the Continuing Education Program though home study correspondence.

At this time, President Howard Juni was required to leave the meeting and, as a result, relinquished the chair to Ms. Wendy Simenson, who conducted the remainder of the meeting.

Mr. Holmstrom next presented, to the Board, the variance requests received since the Board's last meeting. The first such variance request involved a request from Pharmacist Greg Nelson, pharmacist-in-charge at Johnson Memorial Hospital Pharmacy in Dawson, Minnesota, that a nurse-technician be allowed to perform certain, limited non-dispensing duties in the pharmacy area at times when the pharmacist was not present and on duty. The Board first addressed this variance request at its May 25, 1995 meeting and requested additional information from Board of Pharmacy Surveyors. Pharmacy Board Surveyor Lloyd Pekas has now provided that additional information. After reviewing, again, Mr. Nelson's request and reviewing the additional information provided by Mr. Pekas, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the Board grant the requested variance for a period of one year, on condition that only the one specified nurse-technician be allowed to work in the licensed area at the time the pharmacist was not present, and that the door to the pharmacy be kept locked at all times. The motion passed.

The Board next addressed a letter from Pharmacist Harvey Kack, at Kack Drug in Cross Lake, Minnesota, regarding the requirement for a prescription balance. After reviewing Mr. Kack's letter, it appears that Mr. Kack is misinterpreting the Board's rule requirement for prescription balances and directed Mr. Holmstrom to discuss the issue with Mr. Kack.

The third request for a variance, to be considered by the Board, was submitted by Ms. Lisa Reid, Supervisor, Ambulatory Pharmacy Services, University of Minnesota Hospitals and Clinic. Ms. Reid is requesting that she be allowed to assume the role of pharmacist-in-charge at the main Ambulatory Clinic Pharmacy, as well as the Discharge Pharmacy at the University of Minnesota Hospitals. In discussing this request, the Board noted that it is virtually identical to the request made previously by Mr. Charles Cooper. As a result, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the Board grant the requested variance for a period of one year, as was done in the case of Mr. Cooper's request for Hennepin County Medical Center. The motion passed.

The Board next addressed the variance request received from Pharmacist Jackie Rehm, from Park Pharmacy in Park Rapids, Minnesota. Ms. Rehm is requesting the authority to provide an emergency kit of medications to a summer camp, operated by the Courage Center. The medical supervisor of the camp requested an emergency stock of medications involving two antibiotic ointments, two anti-inflammatory creams, two otic products, and three bee sting kits and syringes. Ms. Rehm indicates that it would be their intent to maintain these medications in the same manner and under the same requirements as would be the case for an emergency kit in a long-term care facility. After discussing this request, Ms. Denise Frank moved and Ms. Jean Lemberg seconded that the Board approve the request as it relates to the bee sting kits, so long as a protocol is in place regarding the use of these kits, but that the request be denied as to the other medications and that the pharmacist be encouraged to provide over-the-counter drug equivalents to the other medications proposed for inclusion into the kit.

The Board next addressed a variance request from Mr. Gary Winter, who is requesting that he be allowed to operate a mail order pharmacy out of the area currently licensed as his community pharmacy (Winter's Main Street Drug), and that the mail order pharmacy (Rx Express) be allowed to operate under the same license, but as a different entity.

After a brief discussion, Ms. Denise Frank moved and Mr. Donald Gibson seconded that Mr. Winter's request be denied and that Mr. Winter be informed that he must either obtain a separate license for the mail order pharmacy, or operate it under the same name as the entity currently holding a license at that location. The motion passed.

The Board next addressed a letter it received from Mr. Dale Otto, at Drug Express in New Prague, objecting to a variance previously granted to Queen of Peace Hospital, Urgent Care Facility, in New Prague. After reviewing Mr. Otto's letter, the Board directed Mr. Holmstrom to have Board Surveyors check the situation involved here and report back to the Board with unbiased information.

The Board next addressed the recommendations made by NABP, subsequent to the review conducted of the Board's procedures in administering the NABPLEX Examination. The Board indicated that it would do its best to implement all of the recommendations made.

Mr. Holmstrom next presented, to the Board, a letter and internship materials, submitted by Ms. Melinda Neuhauser, requesting, after the fact, internship credit for work she did as a pharmacy technician in the state of Illinois during the summer of 1994. After a brief discussion, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board deny internship credit for this experience, in that:

- 1) the experience does not appear to meet the objectives of an internship, established by the Board,
- 2) Ms. Neuhauser was not registered as an intern with the Minnesota Board at the time of her work as a technician in Illinois, and
- 3) application for credit for the work as a technician was not received until a year after the fact.

The motion passed.

Mr. Holmstrom next presented the Board with a letter from Ms. Shau-Chan, a reciprocity candidate from the state of Massachusetts who is planning to reciprocate to Minnesota during the September of 1995 Reciprocity Examination. Ms. Chan is requesting an opportunity to reciprocate without having to take the Practical Examination, which is generally required of candidates who have not been in active pharmacy practice during the two years immediately preceding reciprocity. After reviewing Ms. Chan's situation, Mr. Carl Benson moved and Ms. Carol Peterson seconded that Ms. Chan be allowed to sit for the Reciprocity Examination in September of 1995, without having to participate in the Practical Examination also. The motion passed.

Mr. Holmstrom next indicated, to the Board, the necessity of establishing a Personnel Committee that will participate, with Mr. Holmstrom, in the interview process for applicants for the new Board Surveyor position, authorized by the 1995 legislature. Mr. Carl Benson and Ms. Denise Frank were identified as Board Members who will work with Mr. Holmstrom on the Personnel Committee.

Mr. Holmstrom next described, for the Board, the need to engage in rule making and/or legislation, to be acted on by the legislature during the 1996 legislative session. A number of different issues are in need of being addressed through the rule making or legislative procedures. In response to this, the Board called a meeting of the Rules and Legislation Committee for 3:00 p.m., Tuesday, August 8, at the Board of Pharmacy conference rooms.

Mr. Holmstrom next presented, to the Board, the additional information requested by the Board at its May 25 meeting, relating to the St. Paul Metro Treatment Center Pharmacy and the proposal, by St. Paul Metro Treatment Center, that nurses be allowed to distribute the doses of medication to St. Paul Metro Treatment Center patients in limited circumstances when pharmacists were not available to provide pharmacy coverage due to accident or illness. After reviewing the additional information provided by Pharmacy Surveyor Lloyd Pekas, Ms. Denise Frank moved and Mr. Donald Gibson seconded

that the request, by St. Paul Metro Treatment Center, to utilize nurses under limited circumstances be denied, in that physicians, physician assistants, and nurse practitioners, who already have dispensing authority, could be utilized to dispense the required doses to St. Paul Metro Treatment Center patients. The motion did not pass.

After additional discussion, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the Board authorize a six-month trial period for the policy, established by St. Paul Metro Treatment Center, but require notification of the Board on each occasion that the policy might be implemented, and require St. Paul Metro Treatment Center to provide documentation of its attempts to find pharmacists to staff the facility prior to resorting to the procedures to utilize nurses. The motion passed, with one member voting "nay".

Mr. Holmstrom next presented information on the current status of the lease negotiations for the Board of Pharmacy and the other health-related licensing boards. No action was required by the Board at this time.

Mr. Holmstrom next provided, to the Board, information regarding the next meeting of the Boards and Colleges of District V. The next meeting of the Boards and Colleges of District V is scheduled to be held in Rapid City, South Dakota, August 17, 18, and 19, 1995. After discussing the various benefits that accrue to the Board from participation in District V meetings, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the Board authorize all Board members and the Board's Executive Director to attend the meeting at Board expense. Ms. Frank further moved and Ms. Peterson seconded that the Board not pay per diem to Board members who attend the meeting, but pay only meals, lodging, and travel expenses. The motion passed.

There being no further business at this time, Vice President Wendy Simenson adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

June 29, 1995

ONE-TO-ONE RATIO:

Benson Snyder Drug - Morris
Cub Pharmacy #674 - Crystal
Cub Pharmacy - 5937 Nicollet, Minneapolis
Goodrich Pharmacy - Anoka
Granit Falls Hospital Pharmacy - Granite Falls
HMI Pharmaceutical Services - Arden Hills
Johnson Street Pharmacy - Minneapolis
Kasson Drug - Kasson
K-Mart Pharmacy #9659 - Hutchinson
Liebe Drug - Ortonville
Lindstrom Snyder Drug - Lindstrom
Litchfield Healthmart Pharmacy - Litchfield
Mike's Snyder Drug - Roseau
NMC Homecare Pharmacy - Plymouth
Option Care Pharmacy - St. Cloud
Ortonville, Area Hlth. Svcs. Pharmacy - Ortonville
Pamida Pharmacy - Pine City
Pro Pharmacy - So. St. Paul
Snyder Pharmacy - Bloomington
Snyder Drug #66 - Minnetonka
St. Elizabeth's Hosp. Pharmacy - Wabasha
Sundberg Pharmacy - St. Paul
Target Pharmacy - Minneapolis
Thelen Drug - Mahanomen
Thrifty White Drug - Hastings
Walgreens Pharmacy - Eagan
Walgreens Pharmacy - 621 W Broadway, Minneapolis
Walgreen Pharmacy - 4323 Chicago, Minneapolis
Walgreens Pharmacy - West St. Paul
Walker Drug - Walker

TWO-TO-ONE RATIO:

Cub Pharmacy - Cottage Grove

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND EIGHTY-NINTH MEETING

At approximately 8:30 a.m., August 9, 1995, the Board of Pharmacy met, in the Board of Pharmacy conference room, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were present, with the exception of Mr. Donald Gibson who was absent due to illness. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel's, Mr. Robert Holley and Mr. David Flowers.

The first item on the agenda was the review and approval of the minutes of the meeting of June 27, 28, and 29, 1995. After making corrections on pages 1, 9, and 12 of the minutes of the six hundred and eighty-eighth meeting, Ms. Denise Frank moved and Mr. Carl Benson seconded that the minutes be approved as amended. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. James J. Pettit. Mr. Pettit is the holder of a suspended license to practice pharmacy, who is seeking reinstatement of that license. As a condition for reinstatement, Mr. Pettit is required to take and pass the Board's Jurisprudence Examination. Mr. Pettit took the Jurisprudence Exam, offered by the Board in June, but did not successfully pass the examination. Mr. Pettit is now requesting that the Board allow him to take the Minnesota Jurisprudence Exam through the Idaho Board of Pharmacy, so that he does not have to undergo the expense of flying to Minnesota again to retake the examination. After some discussion, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that Mr. Holmstrom inform Mr. Pettit that, if he makes arrangements with the Idaho Board of Pharmacy to monitor his taking of the Minnesota Jurisprudence Examination, he may take it on or about September 26 in Idaho, but would still be expected to appear before the Minnesota Board of Pharmacy to further discuss reinstatement of his license. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first and only such application, to be considered by the Board, was submitted on behalf of St. Mary's Medical Center Out-patient Pharmacy, in Duluth, Minnesota, by Mr. William Reay, Director of Pharmacy. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of pharmacies who have submitted requests for the use of supportive personnel, in accordance with Board rules. After reviewing the list of pharmacies requesting authority to utilize supportive personnel, Ms. Carol Peterson moved and Mr. Carl Benson seconded

that the Board approve the use of supportive personnel for those pharmacies, recommended for approval by Mr. Holmstrom. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first matter of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Roscoe D. Heim. The stipulation was developed subsequent to a conference, held with Mr. Heim on June 8, 1995, to discuss allegations of unprofessional conduct, based on Mr. Heim's plea of guilty to violations of the Federal Food, Drug, and Cosmetic Act in the U.S. District Court. The stipulation has been agreed to and signed by Mr. Heim. Mr. Heim and his attorney now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Mr. Heim, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

At this time, Ms. Jean Lemberg moved to reconsider the Board's decision regarding Mr. James Pettit. Mr. Carl Benson seconded that motion. The motion passed and the Pettit matter was open for further discussion. After some additional discussion with Counsel regarding Pettit, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that Mr. Holmstrom inform Mr. Pettit that the Board will not allow him to participate in the Minnesota Jurisprudence Examination in Idaho and that, if he wants his license reinstated, he must come here to take the examination at the regularly scheduled time, in that he must appear before the Board to discuss his reinstatement in any event. The motion passed, with Member Denise Frank voting in opposition.

The next item of a quasi-judicial nature, to come before the Board, was a the presentation, by Mr. David Flowers, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Virgil H. Lee. The stipulation was developed subsequent to a conference, with Mr. Lee on January 4, 1995, to discuss allegations of unprofessional conduct, based on Mr. Lee's criminal conviction in U.S. District Court of violations of the Prescription Drug Marketing Act of 1987. The proposed stipulation has been agreed to and signed by Mr. Lee. Neither Mr. Lee, nor his attorney, Mr. Marc Kurzman, were present to discuss the stipulation and order. At the conclusion of the Board's discussion of the proposed stipulation and order, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the stipulation and order be accepted by the Board, and that Mr. Holmstrom be directed to sign the document on the Board's behalf. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by examination, who completed the examination process on June 27 and 28, 1995. Having first determined that, in grading the examination, the NABPLEX portion of the exam should be weighted at 65% of the total, the Board's Practical Examination portion at 20% of the total, and the average score on the Federal Drug Law Examination and the Board's Jurisprudence Examination weighted at 15% of the total, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that those candidates who received a general average of 75% or better, not less than 75% on the Practical Examination, not less than 75% on the Federal Drug Law Examination, not less than 75% on the State Jurisprudence Examination, and not less than 75% on the NABPLEX Examination, be granted licensure as pharmacists. The motion passed.

Candidates who passed the examination are as follows:

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6510	ROBERT JAMES AYSHFORD	116016-
6511	DEBBIE ANN BOEHMER	116017-
6512	ERIKA L BREUER	116018-
6513	WILLIAM F BUNZLI	116019-
6514	MELANIE S CAIRNS	116020-
6515	DEBORAH MARIE CASHBAUGH	116021-
6516	WASSIM R CHAAR	116022-
6517	MICHELE S CHEN	116023-
6518	KELLY M CRONIN	116024-
6519	MARLO MARIE CROSBY	116025-
6520	KEVIN A DOCKENDORF	116026-
6521	GEORGE ANASTASIOS DOKOS	116027-
6522	JUDY L DUMERMUTH	116028-
6523	HODA M FAHIM	116029-
6524	AMY E FRANSEN	116030-
6525	KAREN M GAST	116031-
6526	CHAD D GEDNALSKE	116032-
6527	SANDRA J GEORGESON	116033-
6528	ANGIE L GERDS	116034-
6529	BRIAN T GIBSON	116035-
6530	DAVID L GILLES	116036-
6531	KRISTA R GOODMAN	116037-
6532	SUSAN LYNN NODINE HALLORAN	116038-
6533	REBECCA HINSPERGER	116039-
6534	BRYCE H HINTZE	116040-
6535	VICTORIA R HOFFMAN	116041-
6536	BRADLEY JOHN HREN	116042-
6537	JANET K HUGHES	116043-
6538	KRISTA M JACOBSON	116044-
6539	LANA L KIRSCHENMANN	116045-
6540	SHANNON M KLOCKE	116046-

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6541	NAHID KOWSAR	116047-
6542	PATRICIA LYNN KRUMM	116048-
6543	BRENDA M LAMBRECHT	116049-
6544	ROBERTA J LAWLER	116050-
6545	TAMMY K LEACH-GEORGE	116051-
6546	RYAN MICHAEL LEE	116052-
6547	CHRISTINE A LESCH	116053-
6548	AIMEE N LILLO	116054-
6549	JODIE L LITTLE	116055-
6550	JULIE ANN ORTIZ	116056-
6551	MITCHELL L OYEN	116057-
6552	LISA M PANEK	116058-
6553	LUKE H PONDER	116059-
6554	KIMBERLY K REISHUS	116060-
6555	STEPHANIE J RICE	116061-
6556	LAURIE ANN SATTER	116062-
6557	DAWN M SCHELLACK	116063-
6558	MARK A SCHMIT	116064-
6559	HOLLY N SENN	116065-
6560	TERESA D SMITH	116066-
6561	AUDREY J STALLER	116067-
6562	SARA J STROBEL	116068-
6563	JACALYN R SWANSON	116069-
6564	STACEY N SWANSON	116070-
6565	REBECCA LYNNA WATTS	116071-
6566	HENRY J WIELAND	116072-
6567	AMY L WITKOP	116073-
6568	LINDA D WUTZKE	116074-
6569	GREGORY P ZARAMBO	116075-

Mr. Holmstrom next presented, to the Board, a variance request received from Integrated Home Care, in St. Paul, Minnesota. Ms. Marie Joran, Home Infusion Therapy Program Manager, requests authority to obtain an emergency kit for home care nurses, which would include normal saline, Heparin, and urokinase. After some discussion, Ms. Carol Peterson moved and Ms. Wendy Simenson seconded that the Board approve the request in concept, but that Mr. Holmstrom inform Ms. Joran that requests for a variance must come from the pharmacy associated with Integrated Home Care and who would be supplying the emergency kit. The motion passed.

The next variance request, submitted to the Board, was submitted on behalf of St. Paul Metro Treatment Center, by Ms. Jeannie Jorissen, pharmacist-in-charge. St. Paul Metro Treatment Center is requesting a variance to the regulation requiring the pharmacist to do a drug use review for each patient, each time they receive a refill. Due to the nature of St. Paul Metro Treatment Center's treatment modality, patients receive a dose of medication

on a daily basis. The pharmacist is requesting that the requirement for a drug use review be interpreted in such a manner that drug use review not be required to be done every day when the patient comes for their daily dose.

The Board, after discussing the issue, agreed, in concept, that drug use review is not needed on a daily basis for each patient, and directed Mr. Holmstrom to contact St. Paul Metro Treatment Center, requesting them to prepare an alternative proposal.

The next variance request, to be considered by the Board, was submitted on behalf of United Pharmacy Associates, in Minneapolis, Minnesota. United Pharmacy Associated (UPA) currently services two rural hospitals. UPA currently has a variance to provide pharmacy services to these facilities with an exchange medication cart system. At the time of the granting of that variance, the Board required UPA to do a weekly check of the system at the hospitals, checking narcotic proof-of-use sheets, medication storage, refrigeration, etc. After servicing these facilities and doing weekly checks, UPA feels that changing to a bi-weekly or a monthly check would still maintain pharmacy control, and not put patients or nursing staff at risk. UPA is, thus, requesting a change in the frequency of pharmacist checks at the rural hospitals they service. After discussing this request, Mr. Carl Benson moved and Ms. Denise Frank seconded that the previously granted variance be amended to require bi-weekly checks, rather than weekly checks by pharmacists. The motion passed.

The next request for a variance, to be reviewed by the Board, was also submitted by United Pharmacy Associated. UPA, apparently, serves a number of "alternate care facilities." These include assisted living, intermediate care facilities, and detox centers. A concern, of these facilities, is the ability to return and receive credit for unused medications. Return and reuse of medications is currently allowed for nursing homes, provided the criteria in Board of Pharmacy Rule 6800.2700 are met. UPA is requesting a variance that would allow the return of medications from other "alternate care facilities." After discussing this request and observing that these "alternate care facilities" are not as closely regulated as nursing homes are, Mr. Carl Benson moved and Mr. Carol Peterson seconded that the Board deny the requested variance. The motion passed.

The Board next addressed itself to a letter from Pharmacist Robert Beacher, who is providing the Board with additional information on his proposal to involve pharmacists in controlling the receipt and distribution of legend drug samples at Fairview Southdale Clinic. The issue was originally discussed by the Board at its meeting of June 29, and additional information was requested from Mr. Beacher. Mr. Beacher has now provided the Board with that

additional information. After reviewing the additional information provided, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board approve the proposal, submitted by Mr. Beacher, which would put pharmacists in charge of the receipt and distribution of drug samples at the Fairview Southdale Medical Clinic. The motion passed.

The Board next addressed itself to a letter it received from Pharmacist Bruce Thompson, at the Cambridge Medical Center, in Cambridge, Minnesota. Mr. Thompson is requesting authorization to stock certain limited controlled substances in the hospital's attached urgent care area, as they currently do for the emergency department and other nursing areas. The limited narcotic supply would be stored in a double-locked area, require a narcotic sign-out log, daily reconciliation, and physician's signature for each medication used. Urgent Care would document administration of each drug in the patient chart, complete a prescription to be returned to the pharmacy, and document use on the sign-out log. The pharmacy would be responsible for reconciliation and documentation. After discussing Mr. Thompson's proposal, Ms. Denise Frank moved and Ms. Jean Lemberg seconded that Mr. Holmstrom inform Mr. Thompson that his proposal is approved in theory, but that he should provide the Board with a specific list of drugs and quantities proposed for stocking in the urgent care area, establish a policy that would limit the use of these drugs to injection or ingestion at the clinic, and that dispensing of multiple doses of the drug would not be permitted. The motion passed.

The Board next discussed a letter it received from Mr. Jim Stuart, Assistant Director of the Department of Pharmacy, at the University of Minnesota Hospitals and Clinic. Mr. Stuart is requesting that the Board authorize technicians to physically place doses of medications into the medication drawers on medcarts being prepared for delivery to nursing units. The current procedure is that this step is done by pharmacists.

After reviewing the procedure, described by Mr. Stuart in its entirety, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that Mr. Holmstrom inform Mr. Stuart that the proposed use of technicians to perform the dose picking step, described in his procedure, would be authorized if it is subsequently checked by another technician or pharmacist. The motion passed.

The Board next addressed itself to a letter it received from Mr. John Neveaux. Mr. Neveaux is a licensed pharmacist who is conducting a consulting business from his home, following his retirement as a Regulatory Affairs Specialist for a local drug company. The extent of Mr. Neveaux's practice is to offer local firms in the pharmaceutical, medical device cosmetics business his services as a Regulatory Affairs Specialist. The question raised, by Mr. Neveaux, is whether his activities are included in the broad

definition of the practice of pharmacy, as defined by the Board. After discussion of this issue, the Board directed Mr. Holmstrom to inform Mr. Neveaux, by letter, that his work as a Regulatory Affairs Specialist does fall within the broad definition of practice of pharmacy.

The Board next addressed itself to a letter, received from Pharmacist Michele Eichhorst, regarding the procedure that should be followed in the labeling of prescription refills when the refill was authorized by a prescriber other than the original prescriber of the drug order. After a brief discussion, the Board determined that the original prescriber's name should be left on the label of the refill, even when the refill has been authorized by another prescriber. The refill authorization under the name of a different prescriber, however, is good for the immediate refill only and, if additional refills are authorized, a new prescription should be generated, recognizing the new prescriber.


Board Member Denise Frank next gave the Board a summary of the decisions and recommendations, arrived at by the Board's Rules and Legislation Committee which met on Tuesday, August 8. Among the recommendations, made by the Rules and Legislation Committee, was a Board rule change which would act to reschedule the drug Methcathinone and other controlled substance drugs in order to bring state law into conformity with federal law. Toward that end, the following resolution was moved by Ms. Denise Frank, seconded by Ms. Carol Peterson, and unanimously approved by the Board.

"Resolved, that David E. Holmstrom, the Executive Director of the Minnesota Board of Pharmacy, is hereby granted the authority and is directed to sign the statement of need and reasonableness, and sign and give the notice of the Board's intent to adopt the rule without a public hearing, governing the scheduling of controlled substance drugs to all persons who have registered their names with the Board for that purpose, and to publish the notice and rule in the State Register, and to perform any necessary acts to initiate the rule-making comment."

There being no further business at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

August 9, 1995

ONE-TO-ONE RATIO:

Coram Alternate Site Services - Mendota Heights

Cub Pharmacy #653 - Duluth

Cub Pharmacy - Plymouth

Fairview Home Care Pharmacy - Edina

Howard Lake Healthmart Drug - Howard Lake

John's Rx Drug - Tracy

K-Mart Pharmacy #7214 - Winona

Litchfield Healthmart Pharmacy - Litchfield

Quantum Health Resources - Eagan

Target Pharmacy #956 - Elk River

Target Pharmacy #68 - St. Paul

Thrifty White Drug - Winona

Walgreens Pharmacy - 3207 E Lake, Minneapolis

Walgreens Pharmacy - 522 Snelling, St. Paul

Wal-Mart Pharmacy #1952 - Fridley

TWO-TO-ONE RATIO:

St. Mary's Regional Hlth. Ctr. Pharmacy - Detroit Lakes

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETIETH MEETING

At approximately 8:00 a.m., September 26, 1995, the Board of Pharmacy met, at the Radisson University Hotel, in Minneapolis, Minnesota, for the purpose of administering a written examination to candidates for licensure by reciprocity. All members of the Board were in attendance, with the exception of Ms. Wendy Simenson. Also in attendance was the Executive Director of the Board, Mr. David Holmstrom.

Beginning at 9:15 a.m., at the conclusion of the written Reciprocity Examination, the Board members and Mr. Holmstrom conducted the oral examination in Jurisprudence and professional ethics, required of the reciprocity candidates. Each of the following candidates appeared for the oral examination at the Radisson University Hotel, and each of the candidates is seeking licensure in Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
STEPHANIE J CAMARATO	IL
SHAU K CHAN	MA
LISA D EHRIG	VA
BRIAN J FOSSUM	WI
SUNG W HWANG	IL
WENDY S JENSEN	SD
HOWARD J KENNA	ND
WILLIAM F KORTUM	IL
PAUL R KOWAL	WI
JULIANNE M KROGSTAD	MI
MARIA LENIS	NY
JENNIFER S LILL	MI
MELISSA J LIND-HIGHNESS	ND
DANIEL D MAYER	IN
IGNATIAL MOSES	TX
KRISTEN D OHLROGGE	WI
KIMBERLY L PALMER	ND
JOHN P ROMANO	IA
NORBERT M SALAMONSKI	IL
MARGARET T SCHMIDT	ME
DAVID C SCHREINER	WI
CATHY J SEGAL	PA
NANCY R SEMCO	RI

Also taking the written examination in Jurisprudence was Mr. Thomas P. Johnston, who was taking the examination as part of the requirements for reinstatement of his license to practice pharmacy in Minnesota, which he had previously allowed to lapse.

Also taking the written Jurisprudence Examination as part of a stipulation and order of the Board, due to disciplinary action, were Mr. Dean Johnson, Mr. Virgil Lee, and Mr. Thomas Smith.

At approximately 8:30 a.m. on September 27, 1995, the Board of Pharmacy met, in the Board of Pharmacy conference room, at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of August 9, 1995. After making a change in the language on page two of the minutes, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the minutes be approved as amended. The motion passed.

The Board next addressed itself to a letter it received from Ms. Kelli Larson, appealing the decision made previously by the Board regarding her performance on the practical portion of the examination, administered on June 27 and 28, 1995. Ms. Larson, apparently, misunderstood the directions given at the beginning of the practical examination and, as a result, did not complete all portions of the practical examination. Ms. Larson was the only candidate to misunderstand the directions. Ms. Larson was requesting that the Board disregard the unfinished section of the examination and grant her licensure based on her performance on the three sections of the practical examination that she did complete. After discussing Ms. Larson's plight, the decision made by the Board in grading the examinations prior to the August 9 meeting and legal issues surrounding exam administration, Mr. Carl Benson moved and Ms. Denise Frank seconded that Ms. Larson's request be denied and that she be required to retake the practical portion of the examination at its January administration. The motion passed.

The Board next turned its attention to a letter it received from Board candidate Amy Scheidecker, indicating that she felt the score she received on the patient counseling segment of the practical examination did not accurately reflect her knowledge and performance, and that the Board should grant her a passing score. The Board reviewed Ms. Scheidecker's score sheet from the practical examination and discussed her performance with the Board member who graded the patient counseling segment. Upon completion of the review, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the Board deny Ms. Scheidecker's request for licensure, and that Mr. Holmstrom indicate, to Ms. Scheidecker, that her score sheet was reviewed again by the Board and the grade she received will stand. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first issue of a quasi-judicial nature to come before the Board was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Bruce G. Paddock. The stipulation was developed

subsequent to a conference, held with Mr. Paddock on June 22, 1995, to discuss allegations of unprofessional conduct based on a conviction in U.S. District Court of the importation of pharmaceutical drugs from Canada by false statements. The stipulation has been agreed to and signed by Mr. Paddock. Mr. Paddock and his legal counsel now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Mr. Paddock, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board accept the stipulation and order, as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Ms. Lois A. Sperl and Mr. Grant A. Sperl. The stipulations were developed subsequent to conferences, held with Mr. and Mrs. Sperl on August 23, 1995, to discuss allegations of unprofessional conduct based on a conviction in U.S. District Court, of Mrs. Sperl, of a violation of the Prescription Drug Marketing Act and, based upon an allegation of unprofessional conduct, on the part of Mr. Sperl, relating to the purchasing, for resale in his pharmacy, of drugs which were originally purchased under a preferred pricing discount, by Mrs. Sperl, while employed at St. Elizabeth's Hospital in Wabasha. Mr. and Mrs. Sperl now personally appeared before the Board to discuss the proposed stipulations and orders.

After discussing the proposed stipulations and orders with Mr. and Mrs. Sperl, Mr. Carl Benson moved and Ms. Wendy Simenson seconded that the stipulation and order in the case of Mr. Sperl, and the stipulation and order in the case of Mrs. Sperl, be accepted by the Board, and that Mr. Holmstrom be directed to sign the documents on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the request for reinstatement of his license to practice pharmacy, made by Mr. Dean Johnson. Mr. Johnson was required, as a condition for consideration by the Board of the reinstatement of his license, to successfully pass the Jurisprudence Examination, given by the Board. Mr. Johnson has now successfully passed that examination and appeared before the Board to discuss his reinstatement. After determining that Mr. Johnson has not submitted any continuing education during the time of his suspension, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that Mr. Johnson be required to complete 30 hours of continuing education, and to submit evidence of such completion to the Board, after which, the Board will conduct a conference with Mr. Johnson to develop the terms of probation to which Mr. Johnson will be subjected. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the request for reinstatement of his license to practice pharmacy, made by Mr. Virgil Lee. Mr. Lee's license to practice has been under suspension, by the Board, and Mr. Lee was required, as a condition for reinstatement, to successfully pass the Jurisprudence Examination. Mr. Lee has now successfully passed the examination and appeared before the Board to discuss his reinstatement. After discussing various issues surrounding his reinstatement with Mr. Lee, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board reinstate Mr. Lee's license to practice pharmacy effective immediately, and that he be placed on probation in accordance with the previously issued stipulation and order. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a request for reinstatement of his license to practice pharmacy, made by Mr. Thomas Smith. Mr. Smith was required to successfully pass the Jurisprudence Examination, administered by the Board as part of a stipulation and order, developed by the Board, relating to a disciplinary action involving Mr. Smith. Mr. Smith has now successfully passed the Jurisprudence Examination and seeks reinstatement of his license to practice pharmacy. After discussions with Mr. Smith, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that Mr. Smith's license to practice pharmacy be reinstated, effective immediately. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a request for reinstatement of his license to practice pharmacy, made by Mr. Mark Morseth. Mr. Morseth's license to practice pharmacy was suspended by a stipulation and order of the Board, dated September 14, 1993. Mr. Morseth is now requesting reinstatement of his license to practice pharmacy.

Mr. Morseth, now, personally appeared before the Board to discuss his reinstatement request. After determining that Mr. Morseth has not been doing any continuing education during the time of his suspension, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the Board reinstate Mr. Morseth's license to practice pharmacy when he has completed the 30 hours of continuing education, which was required of all Minnesota pharmacists on October 1, 1994. And further, that Mr. Holmstrom inform Mr. Morseth that Mr. Holley will prepare an order of reinstatement and probation, reinstating his license to practice only after he completes his required continuing education. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the appearance, before the Board, of Mr. Galen Schultz. Mr. Schultz appeared before the Board to discuss his compliance with the terms of his probation, the successful completion of which the Board acknowledged.

At this time, Pharmacist Scott Andersen appeared before the Board to discuss a proposal for a technician-checking-technician project he would like to undertake at the Regional Kidney Dialysis Program Pharmacy in Minneapolis. The RKDP Pharmacy supplies five different medications for patients undergoing kidney dialysis at ten different dialysis centers in the twin cities area. RKDP Pharmacy dispenses approximately 18,000 to 20,000 prepared syringes per month. Mr. Andersen would like to develop a program, whereby specially trained technicians would check the filling of these syringes done by other technicians. After providing an outline of his proposed study to the Board, the Board accepted Mr. Andersen's project, in concept, and requested that he develop the details of the program and submit it to the Board for formal consideration.

The Board next turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first such application was submitted on behalf of Cub Pharmacy, 1440 University Avenue West, in St. Paul, Minnesota, by Mr. Robert Whyte, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy, in Cambridge, Minnesota, by Mr. Douglas Kaasa, Wal-Mart District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of WJ Nursing Care Rx, in Rochester, Minnesota, by Mr. C. Dennis McDonough, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The final request, to be reviewed by the Board, was submitted on behalf of Stevens Community Medical Center, in Morris, Minnesota

by Mr. Scott Crouse, pharmacist-in-charge. Mr. Crouse is requesting a separate license for a parenteral and enteral pharmacy, to be located at Stevens Community Medical Center. The Board did not act to approve Mr. Crouse's request at this time, but directed Mr. Holmstrom to obtain additional information, from Mr. Crouse, regarding staffing and purchasing issues.

Mr. Holmstrom next presented, to the Board, a list of continuing education programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of June 20, 1995, and August 8, 1995. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Denise Frank moved and Mr. Carl Benson seconded that, having passed the Jurisprudence Examination and an oral examination in pharmacy laws and professional ethics, the following candidates for licensure, by reciprocity, be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6570	STEPHANIE J CAMARATO	IL
6571	SHAU K CHAN	MA
6572	LISA D EHRIG	VA
6573	BRIAN J FOSSUM	WI
6574	SUNG W HWANG	IL
6575	WENDY S JENSEN	SD
6576	HOWARD J KENNA	ND
6577	WILLIAM F KORTUM	IL
6578	PAUL R KOWAL	WI
6579	JULIANNE M KROGSTAD	MI
6580	MARIA LENIS	NY
6581	JENNIFER S LILL	MI
6582	MELISSA J LIND-HIGHNESS	ND
6583	DANIEL D MAYER	IN
6584	IGNATIAL MOSES	TX
6585	KRISTEN D OHLROGGE	WI
6586	KIMBERLY L PALMER	ND
6587	JOHN P ROMANO	IA
6588	NORBERT M SALAMONSKI	IL
6589	MARGARET T SCHMIDT	ME
6590	DAVID C SCHREINER	WI
6591	CATHY J SEGAL	PA
6592	NANCY R SEMCO	RI

Mr. Holmstrom next presented, to the Board, a set of "guidelines" for afterhours dispensing at hospitals, developed by Board of Pharmacy surveyors at the request of the Board. After reviewing these set of guidelines, developed by the surveyors, and making minor modifications in the language, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the Board approve these guidelines, and that Board staff be directed to provide them to interested pharmacists as a reflection of the Board's interpretation of the statutes and rules relating to dispensing from hospital emergency rooms. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Pharmacist Joanne Schneider, at Methodist Hospital Cancer Center Pharmacy. Ms. Schneider is requesting a variance which would allow home care nurses to carry four medications as emergency supplies. The four medications are: (1) epinephrine 1:1000 1 ml ampules, (2) heparin 100 units/ml, (3) bacteriostatic normal saline, and (4) urokinase 5000 units/ml. After discussing Ms. Schneider's request, Mr. Donald Gibson moved and Ms. Wendy Simenson seconded that the variance be approved for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from the nurses at Community Health Services, regarding the handling of medications in the public schools. Specifically, the nurses were seeking guidance on how to handle the medication needs of students when they are being taken out of school for a field trip. After a lengthy discussion of these issues, the Board directed Mr. Holmstrom to inform the nurses at Community Health Services that, in its view, the most practical solution would be to place not more than a one-day supply of medications in an envelope, properly labeled by the school nurse, and to provide the envelope containing the medication to the teacher who would be accompanying the student on the field trip and would be responsible for administering the medication to the student.

The second question, raised by the nurses at Community Health Services, involved the best mechanism for dealing with the labeling of medications where the dosage is changed. After discussing this issue as well, the Board directed Mr. Holmstrom to inform the nurses, at Community Health Services, that the most practical way of dealing with this situation would be to place a distinctive sticker on the prescription container indicating "direction change - see chart". Then, a correctly labeled container can be obtained at the time that the prescription is next refilled.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Denise Frank moved and Ms. Carol Peterson seconded that those supportive personnel requests,

recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Park Nicollet Pharmacies for a 2:1 ratio of technicians-to-pharmacists. In addition to Park Nicollet's request, Mr. Holmstrom also presented, to the Board, information from Board Surveyor Patricia Bellino regarding this issue. After reviewing all of the information available, the Board declined to approve the 2:1 ratio, requested by Park Nicollet Pharmacies, but directed that Ms. Bellino continue to work with them to find a solution acceptable to both Park Nicollet Pharmacies and the Board.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Peter Metcalf, Director of Pharmacy at Weiner Memorial Medical Center, in Marshall, Minnesota. Mr. Metcalf is requesting permission to staff the main pharmacy, at Weiner Memorial, with supportive personnel as long as a pharmacist is available somewhere in the facility (eg. staffing the satellite pharmacy). At times when a pharmacist is not present in the main pharmacy, the technician would work behind closed doors during clerical work and respond to specific requests of the satellite pharmacist. Mr. Metcalf assures the Board that the technician would not deliver any out-patient prescriptions or send any in-patient medications out of the pharmacy, except as requested by the pharmacist in the satellite pharmacy, and then only in packages specifically addressed to the satellite pharmacist. The Board declined to make a final decision on Mr. Metcalf's request and tabled the issue until its October meeting. The Board further directed the Board surveyors to look into this issue and obtain additional information for the Board.

Mr. Holmstrom next presented, to the Board, a request he received from Walgreens Advance Care Pharmacy for approval to use a Tech-check-tech System for checking unit-dose cassettes, which are filled every two weeks to be exchanged at the nursing home for current prescription orders. Kathryn Christianson, pharmacist-in-charge at Walgreens Advance Care, is proposing that the unit-dose cassettes be filled by a technician under a 1:1 technician-to-pharmacist ratio, and the checking be performed by another technician, who would also be under the direct supervision of a pharmacist. After briefly discussing Ms. Christianson's request, the Board declined to approve it in its present form and directed Mr. Holmstrom to inform Ms. Christianson that they will need substantially more information regarding her request, specifically in the area of quality assurance.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Yaw O. Appiah. Mr. Appiah is a foreign pharmacy graduate who has obtained licensure in the state of New York and is now seeking internship credit for his work as a New York pharmacist

so that he would be eligible to sit for the Board exam in Minnesota in January of 1996. After reviewing Mr. Appiah's letter, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board recognize Mr. Appiah's work as a pharmacist in New York as meeting the Board's internship requirement, upon appropriate verification from his supervisors in pharmacy in New York. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter sent to Pharmacy Surveyor Stuart Vandenberg by Pharmacist Rick Mueller at Wells Drug and other interested individuals in the Kiester and Wells area regarding pharmacy services to patients of the Kiester Clinic. The letter raises two issues. First, is whether Mr. Mueller can deliver prescriptions, filled for patients in Kiester, to the Kiester Clinic where they will be held for pick-up by the appropriate individuals. After discussing this issue, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the proposal be accepted upon a commitment, by Mr. Mueller, to accept responsibility for proper patient counseling on all prescriptions dispensed, by Mr. Mueller at Wells, for patients in Kiester.

The second issue, raised in the letter, involves having a small quantity of prepackaged prescriptions on site at the Kiester Clinic, which could be dispensed by a nurse practitioner for their patient's acute care needs. Pharmacist Mueller would prepackage these medications and would also assist the Kiester Clinic staff in maintaining the log of these prescriptions, as well as their expirations dates, lot numbers, manufacturers, and the like. After reviewing Mr. Mueller's proposal and referring, again, to the guidelines developed by Board of Pharmacy surveyors for pharmacy-based pre-script systems/services, the Board directed Mr. Holmstrom to recommend these guidelines to Mr. Mueller for use in providing medications to the Kiester Clinic.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist William Appel, requesting a variance to Minn. Rule 6800.6700 regarding emergency kits in long-term care facilities. Specifically, the rule requires that "the supply shall be checked and inventoried monthly by the pharmacist who is responsible for control of the kit." Mr. Appel is requesting a variance from that segment of the rule and the Board's permission to utilize licensed nursing staff, employed by the pharmacy, in performing this function, on condition that such activity is under the supervision of a pharmacist. After a brief discussion, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board grant Mr. Appel the variance he requested for a period of one year, and that Mr. Holmstrom inform Mr. Appel that this issue will be taken under consideration by the Board's Rules and Legislation Committee during its rule review, and that Mr. Appel's input on this issue would be welcome. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Robert Foster regarding the use of prepackaged prescriptions for the Student Health Service at Concordia College, which is just across the street from Mr. Foster's pharmacy in Moorhead. After noting the similarity of Mr. Foster's request to that of the Kiester Clinic, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that Mr. Foster's proposal be approved and that Mr. Holmstrom recommend that Mr. Foster consider using the guidelines for a pre-script program, developed by Board surveyors. The motion passed.

The Board next considered a request received from Pharmacist Gary Winter, at Winter's Main Street Drug, in Sauk Center, that he be allowed to be on record as the pharmacist-in-charge of both Winter's Main Street Drug and Winter's Mail Service Pharmacy, located at the same location. After a brief discussion, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that Mr. Winter be authorized to be on record as the pharmacist-in-charge at both pharmacies. The motion passed.

Mr. Holmstrom next presented, to the Board, information received regarding a variance, previously granted to McMahon Snyder Drug, of New Prague, Minnesota, regarding the providing of prepackaged medications for dispensing in the emergency room of Queen of Peace Hospital in New Prague. After some discussion of the numerous issues involved here, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the Board extend the previously granted variance for six months, at which time the Board will evaluate the extent of compliance by McMahon Snyder Drug with the recommendations, made by Board of Pharmacy Surveyor Lloyd Pekas during his recent visit to the pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, the issue of the fact that the Pharmaceutical Care Project pharmacies were given a blanket 2:1 technician-to-pharmacist ratio, by virtue of participating in the Pharmaceutical Care Project. Now that the project is completed, what happens to the 2:1 ratio these pharmacists were given? After some discussion, the Board determined that all pharmacies, involved in the Pharmaceutical Care Project and given the blanket 2:1 technician-to-pharmacist ratio, must individually apply in order to keep the 2:1 ratio.

Mr. Holmstrom next presented, to the Board, the issue of whether and to what extent the Board desires representation, by Board staff, at in-state meetings of various pharmacy organizations. After some discussion, the Board indicated that attempts should be made to provide for Board representation at all in-state meetings of the major pharmacy organizations, and that the Board reimburse staff members, attending such meetings, at the "member" registration fee rate; and that attendance at in-state functions, at Board expense, be limited to two staff members,

unless otherwise specifically approved by the Board.

The Board next established a calendar of future meetings of the Board.

BOARD MEETING DATES AND EXAMS FOR 1996


January 23, 24, & 25, 1996	Board Exam/Reciprocity Exam/Business Meeting
March 6, 1996	Business Meeting
April 10 & 11, 1996	Reciprocity Exam/Business Meeting
May 8, 1996	Business Meeting
May 19 - 22, 1996	NABP Annual Meeting
June 25, 26, & 27 1996	Board Exam/Reciprocity Exam/Business Meeting
August 1, 1996	Business Meeting

In addition, the Board determined the need for a special meeting of the Board for long-range and strategic planning, indicating that this meeting be held on February 9, 1996, in Duluth.

There being no further business to come before the Board at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETY-FIRST MEETING

At approximately 8:30 a.m., October 25, 1995, the Board of Pharmacy met in the Pharmacy Board conference room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of September 26 and 27, 1995. Mr. Carl Benson moved and Ms. Wendy Simenson seconded the approval of the minutes of September 26 and 27, 1995. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Fairview Northland Pharmacy in Elk River, Minnesota, by Mr. Mike Reinke, pharmacist-in-charge. After carefully reviewing this application and the diagram of the proposed pharmacy, and noting that the security of the pharmacy area and provisions for a patient counseling area, in the pharmacy, were not clearly identified on the submitted blueprints, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, paying specific attention to the security and patient counseling issues. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Pamida Pharmacy in Glencoe, Minnesota, by Mr. Kenneth Johnson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests submitted since the last meeting of the Board, Ms. Denise Frank moved and Mr. Donald Gibson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

The Board next turned its attention to various requests for waivers and/or variances that it has received since the last meeting of the Board. The first request for a variance was

submitted on behalf of Thrifty White Drug in Mound, Minnesota, by Mr. Jon Holcomb, pharmacist-in-charge. Mr. Holcomb is requesting authority to utilize pharmacy technicians in a ratio of two technicians to one pharmacist, with the second technician being assigned to work on unit-dose medications for nursing home patients, even though Thrifty White Drug does not qualify for a 2:1 technician ratio, through the provision of drug use review and patient counseling for all patients. Mr. Holcomb, as part of his request, did provide the Board with his DUR and patient counseling policies and procedures, along with other information. After discussing Mr. Holcomb's request, Ms. Denise Frank moved and Ms. Wendy Simenson seconded that the Board grant the variance requested for a one-year period of time, but that Mr. Holmstrom, in communicating this action to Mr. Holcomb, reiterate that the second technician is not to be used as an assistant to pharmacists engaged in dispensing activities for ambulatory patients, but is to be used strictly in setting up unit-dose carts for nursing home patients. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in Alexandria, Minnesota, by Mr. Kenneth Lundblad, pharmacist-in-charge. Mr. Lundblad is requesting an extension of a variance, which was granted for a one-year period of time back in September of 1993. Mr. Lundblad was negligent in not requesting an extension of that variance in September of 1994 and simply continued to operate as if the variance continued in place during the time period September 1994 through the present day. After reviewing the information, submitted by Mr. Lundblad, the Board denied his request for a variance, and directed Mr. Holmstrom to inform Mr. Lundblad that the Board was not prepared to renew the variance at this time, but that Mr. Lundblad can continue to use the two technician to one pharmacist ratio, authorized by the September 1993 variance, until December 6, 1995. In the meantime, Mr. Lundblad must prepare a new variance request and submit it to the Board, with all the information on the reason why the variance should be granted, and also should include, with this request, a copy of the OBRA Patient Counseling and DUR policies and procedures in place at Thrifty White Drug in Alexandria. The Board will then review this new variance request at its meeting of December 6, 1995.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacies on Franklin Avenue and on West Broadway Avenue, in Minneapolis, Minnesota, by Mr. Bruce Whitehouse, Walgreens Pharmacy Supervisor. Mr. Whitehouse is requesting a variance allowing the two Walgreens pharmacies to close the prescription department on Thanksgiving Day, Christmas Day, and close earlier on Saturdays and Sundays year around. Board rules do allow pharmacies to be secured and closed while the remainder of the facility stays open for business, if the pharmacy department contains 400 square feet of space or more, and is

licensed separately from the rest of the facility. In the two pharmacies in question, the size of the prescription department does not meet the 400 square foot requirement. Mr. Whitehouse indicates that both pharmacies are surrounded by a continuous wall, extending from the floor to the roof, and have doors and windows which can be locked when the pharmacy is closed. After discussing the variance, requested by Mr. Whitehouse, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board deny the request, and that Mr. Holmstrom inform Mr. Whitehouse that an opportunity is available for Walgreens to close the prescription departments, at these pharmacies, by remodeling and re-licensing to meet the 400 square foot requirement, or the entire retail facility can be closed on Thanksgiving Day and Christmas Day. The motion passed.

The final request for a variance, to be reviewed by the Board, was submitted on behalf of Weiner Memorial Hospital Pharmacy, by Mr. Peter Metcalf, pharmacist-in-charge. Mr. Metcalf, who operates a main pharmacy and is proposing to operate a satellite pharmacy at Weiner Memorial Hospital, is requesting a variance which would allow pharmacy technicians to work unsupervised in the main pharmacy, for 1½ hours on every Monday and Friday morning, while the pharmacist is working in the satellite pharmacy. During this time, the technician would be doing clerical duties, such as charging floor stock, preparing floor stock, and responding to the pharmacist at the satellite pharmacy when needed. The only time a drug would be selected or taken from the pharmacy is when it is requested by the pharmacist at the satellite pharmacy. After carefully reviewing Mr. Metcalf's request, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the Board deny the requested variance, and that Mr. Holmstrom inform Mr. Metcalf that pharmacy technicians are not allowed to work unsupervised, in any pharmacy, on a scheduled basis. The motion passed.

Mr. Holmstrom next presented, to the Board, the list of continuing education programs, reviewed by the Continuing Education Advisory Task Force between the dates of August 8, 1995, and September 19, 1995. After reviewing the list of programs, submitted to and considered by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Ms. Carol Peterson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The next item, to be considered by the Board, was a letter from Mr. Steve Carlson, Staff Pharmacist, and Mr. Jim Galloway, Director of Pharmacy, at North Country Regional Hospital in Bemidji. Mr. Carlson and Mr. Galloway are requesting the Board's opinion as to whether a pharmacist may administer medications during an emergency, when acting as part of a multi-disciplinary team designed to respond to emergencies in the hospital setting. After deliberation on this issue, Mr. Holmstrom was directed to

inform Mr. Carlson and Mr. Galloway that, while the Board supports the concept of pharmacist administration of drugs as a delegated medication function while acting as part of a code team during emergencies in the institutional setting, the statutes addressing administration of drugs do not specifically name pharmacists among those that may do so.

The Board next turned its attention to a Progress Report of Internship Training it has received from Ms. Soudabeh Pessian, reporting internship experience obtained as part of the Pharm D clinical rotations at a hospital in Bonn, Germany. The Board has a long standing position of requiring all internship training to be done in the United States, in that the practice of pharmacy in Europe, Asia, Africa, and elsewhere in the world, is substantially different from pharmacy practice in the United States, and the purpose of practical training as a pharmacist-intern is to obtain experience in real life pharmacy in preparation for licensure in Minnesota. After discussing this issue, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board deny credit for Ms. Pessian's Pharm D rotations obtained outside of the United States, and that Mr. Holmstrom send a carbon copy of the letter he sends to Ms. Pessian to Dr. Raquel Rodriguez, Director of Practical Experience Programs at the University of Minnesota College of Pharmacy. The motion passed.

The Board next turned its attention to a Progress Report of Internship Training it has received from Ms. Neeta Amin, requesting internship credit for a Pharm D rotation conducted by non-pharmacist Peter Morley, in the Department of Pharmacy Practice at the University of Minnesota. Since the Board's internship rules require that all internships, participated in in Minnesota, be conducted under the supervision of a Minnesota licensed pharmacist who is properly registered as a pharmacist-preceptor, the Board has some serious concerns regarding the granting of internship credit for this Pharm D rotation. The Board declined to act on Ms. Amin's Progress Report of Internship Training at this time, and directed Mr. Holmstrom to attempt to obtain more information about this rotation and report back to the Board at its December meeting.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the appearance before the Board of Pharmacist David Giorgi. Mr. Giorgi was the subject of disciplinary action, by the Board, in October of 1992, and now appeared before the Board to discuss the successful completion of his period of probation with the Board. After hearing from Mr. Giorgi and confirming that he has met all of the conditions of his probation with the Board, the Board wished Mr. Giorgi continued success in the profession, and directed Mr. Holmstrom to write to Mr. Giorgi, confirming the successful completion of his probation.

The Board next reviewed a letter it received from Midwest IV and Home Care Pharmacy in Ham Lake, Minnesota. Midwest IV and Home Care Pharmacy is requesting a variance that would allow it to provide a limited emergency kit to home care nurses visiting patients serviced by Midwest.

In addition to medical supplies, the kit would contain two 30 cc vials of normal saline, two 30 cc vials of Heparin 100 units per ml, and one 1 cc vial of urokinase 5000 units per cc. After reviewing the request, and the policies and procedures developed for the use of these medications by home care nurses, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the variance requested be granted for a one-year period of time. The motion passed.

President Juni next led a discussion of potential topics to be addressed in the long-range and strategic planning retreat, proposed by the Board at its last meeting. After several issues had been identified, President Juni indicated that he and Mr. Holmstrom would meet to attempt to prioritize these issues, and prepare a potential agenda for the retreat, which will be distributed to Board members at the December 6 Board meeting.

Mr. Donald Gibson next distributed, to the Board, a list of possible meeting sites in Duluth for the long-range and strategic planning retreat. After determining that all Board members and Board surveyors would be invited to participate in the retreat, Mr. Gibson was requested to contact the Radisson Hotel in Duluth and hold 13 rooms for the nights of Thursday, February 8 and Friday, February 9, 1996.

There being no further business at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

October 25, 1995

ONE-TO-ONE RATIO:

City Drug - International Falls
HealthPartners (Skyway) Pharmacy - Minneapolis
HealthPartners Physicians Clinic Pharmacy - St. Paul
HyVee Pharmacy - New Ulm
Jackson Drug - Jackson
Medicine Shoppe - Rochester
Midwest IV Pharmacy - Ham Lake
Pamida Pharmacy #307 - Elk River
Snyder Drug #43 - Burnsville
Symphony Alliance Pharmacy Svc. - Fridley
Walgreens Pharmacy - Burnsville
Wal-Mart Pharmacy #1786 - Eagan

TWO-TO-ONE RATIO:

Cub Pharmacy #672 - St. Paul
Cub Pharmacy - White Bear Lake

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETY-SECOND MEETING

At approximately 8:30 a.m., December 6, 1995, the Board of Pharmacy met in the Pharmacy Board conference room at the Colonial Office Park Building, 2700 University Avenue West, Suite 107, St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of October 25, 1995. Ms. Carol Peterson moved and Mr. Carl Benson seconded the approval of the minutes of October 25, 1995. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which have been submitted to the Board since its last meeting. The first such application was submitted on behalf of Northern Itasca Hospital Pharmacy in Big Fork, Minnesota. After carefully reviewing this application and the diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Park Nicollet Pharmacy, 1415 St. Francis Avenue, Shakopee, Minnesota, by Mr. Peter Olive, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that an on-site inspection has already been completed by Board of Pharmacy staff, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the application be approved and a license issued. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Senior Dimensions Pharmacy, 5301 East River Road #101, Minneapolis, Minnesota, by Mr. Richard Zunker, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and after noting that this pharmacy is proposed to be located at the same site as two other licensed pharmacies, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, and with special attention being payed for the mechanisms by which separation of stock and records will be maintained at the various pharmacies at this same site. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Thronset Pharmacy, 313 Second Street, Jackson, Minnesota, by Mr. Jerry Thronset, pharmacist-in-charge. Upon reviewing this application and the diagram of the proposed pharmacy, the Board noted that Mr. Thronset is requesting licensure for non-contiguous spaces within his facility. After discussing this issue, Ms. Carol Peterson moved and Mr. Carl Benson seconded that Mr. Holmstrom contact Mr. Thronset to inform him that the Board will not approve non-contiguous spaces for licensure, and that Mr. Thronset will need to decide whether to license the entire space or identify a contiguous space that meets the Board's licensure requirement. Whichever of those options Mr. Thronset chooses would be acceptable to the Board, and the application could be approved and a license issued, by Mr. Holmstrom, upon a decision from Mr. Thronset regarding space. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Stevens Community Homecare Pharmacy, 400 East First Street, Morris, Minnesota, by Mr. Scott Crouse, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, and with particular attention being payed to the use of technicians at the Stevens Community Homecare Pharmacy and the Stevens Community Medical Center Pharmacy. The motion passed.

The sixth, and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy, 1075 Highway 96 East, White Bear Lake, Minnesota, by Mr. Brent Millard, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist's license of Mr. Robert H. Bentz. The stipulation was developed subsequent to a conference, held with Mr. Bentz on October 19, 1995, to discuss allegations of unprofessional conduct, based on the conviction of Mr. Bentz in St. Louis County District Court, of a controlled substance crime in the fifth degree, a felony. The conviction was based on Mr. Bentz's admission that he stole various

drugs from his employer and engaged in the unauthorized personal use of those drugs. Mr. Bentz now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Bentz, and reaching an agreement with Mr. Bentz for a slight modification relating to his job as pharmacist-in-charge at K-Mart Pharmacy in Duluth, Ms. Wendy Simenson moved and Mr. Donald Gibson seconded that the stipulation and order, in the case of Mr. Bentz, be accepted by the Board, and that Mr. Holmstrom be directed to sign the documents on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was the presentation, by Mr. Holley, of a proposed order of reinstatement and probation in the matter of Mr. Dean L. Johnson. Mr. Johnson, together with his attorney, Mr. Alan Kaplan, appeared before the Board to discuss the terms of his probation. After a brief discussion of the proposed order of reinstatement and probation with Mr. Johnson, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the proposed stipulation and order be accepted by the Board, and that Mr. Holmstrom be directed to sign the documents on the Board's behalf. The motion passed with one abstention.

Mr. Holmstrom next presented, to the Board, the list of continuing education programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of September 19, 1995, and October 31, 1995. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Donald Gibson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests recommended for approval. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Ms. Wendy Simenson moved and Ms. Carol Peterson seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from St. Peter Regional Treatment Center Pharmacy, for a declaratory judgement of sorts, by the Board, allowing technicians to continue to work in the pharmacy, at St. Peter Regional Treatment Center, when all pharmacists are out of the pharmacy attending committee meetings or continuing education programs. After discussing the issues involved here, Ms. Wendy Simenson moved and Ms. Denise Frank seconded that the Board deny the request, and that Mr. Holmstrom inform Mr. Melvin Craig, who is the Director of Pharmacy at St. Peter Regional Treatment Center, that technicians are not allowed

to work unsupervised in the pharmacy under any circumstance, and that arrangements should be made to rotate the pharmacists who would attend the various committee meetings and continuing education seminars so that at least one pharmacist is on duty with the technicians at all times. The motion passed.

Mr. Holmstrom next presented, to the Board, the scores of several candidates, for licensure by examination, who failed the Federal Drug Law Examination during its June 1995 administration, but who, subsequently, retook the exam in other states and transferred the score to Minnesota through the NABP score transfer mechanism.

After reviewing the scores and the files of the candidates involved, and after having determined that the Federal Drug Law Examination was the only exam that needed to be retaken and, having determined that the candidates received a score of at least 75% on the Federal Drug Law Exam, Ms. Wendy Simenson moved and Mr. Carl Benson seconded that the following candidates be declared to have successfully passed the licensure examination and be granted licensure as pharmacists. The motion passed.

The candidates involved are as follows:

CERTIFICATE #	NAME	REGISTRATION #
6598	JAMES EDWARD GRAPENTINE	116099
6599	TARA MAE SCHMITZ	116100
6600	BEE L WEE	116101
6601	DEANNA MARIE WIDMARK	116102

Mr. Holmstrom next presented, to the Board, a variance request from Thrifty White Drug in Alexandria, Minnesota, submitted by Mr. Kenneth Lundblad, pharmacist-in-charge. Mr. Lundblad is requesting Board approval for a rather complicated scenario for the use of technicians at Thrifty White Drug. After a lengthy discussion of Mr. Lundblad's proposal, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board accept Mr. Lundblad's proposal to use technicians in a ratio of three technicians to one pharmacist for the unit-dose and prepackaging operation of the pharmacy, provided that all technicians are involved in unit-dose and prepackaging all the time, and that the pharmacist, involved in the supervision of those technicians, is not supervising any other technicians. The Board accepted this part of the proposal for an indefinite period of time. Ms. Denise Frank and Mr. Carl Benson further moved that the Board deny Mr. Lundblad's proposal to use two technicians to one pharmacist "out front", in that the Board's rule, allowing two technicians to one pharmacist ratios for ambulatory patients, is based on the pharmacy providing the drug use review and patient counseling, required for Medicaid patients, to all patients, and that the commitment to the providing of this service, by Thrifty

White Drug, was not conclusively demonstrated by Mr. Lundblad. The motion passed.

At this time, Mr. Merle D. Mattson appeared before the Board to provide the Board with information regarding the pharmacy access network and the related program, which provides a mechanism for Minnesota residents to obtain prescription medications from Mexico. After a lengthy conversation with Mr. Mattson, during which the Board expressed its concerns regarding the procedures by which prescriptions are transferred to an unlicensed location enroute to the pharmacy in Mexico, the liability that local pharmacists are assuming when they participate in the program, and issues relating to patient confidentiality, the Board thanked Mr. Mattson for coming to provide the Board with better insight into how this program operates. Mr. Mattson then departed from the meeting.

President Juni next called for brief reports from the Rules and Legislation Committee, the Internship Advisory Committee, and the Exam Committee. Ms. Denise Frank provided information regarding the recent meeting of the Rules and Legislation Committee, Ms. Wendy Simenson provided information on the recent meetings of the Internship Committee, and Ms. Denise Frank and Mr. Howard Juni provided information on the recent meeting of the Exam Committee. No action was requested or taken by the Board on these committee reports.

Mr. Howard Juni then presented, to the members of the Board, information regarding the topics proposed for discussion at the Board's long-range planning retreat scheduled for February 9, and Mr. Donald Gibson reported on the status of room reservations and meal reservations.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Steven Hansen, pharmacist-in-charge at Shopko Pharmacy in Worthington, Minnesota, regarding a proposal Mr. Hansen has developed for a foreign-trained physician in the Worthington area to have prescriptions faxed to the pharmacy, by the physician, in order to avoid mis-communications due to language barriers. After reviewing Mr. Hansen's proposal, the Board directed Mr. Holmstrom to inform Mr. Hansen that his proposal appears to be acceptable to the Board, but that Mr. Hansen should be reminded not to rely too heavily on the return phone numbers, printed on the top of faxes received at the pharmacy, as accurately identifying the sender.

The Board next received and reviewed, without comment, the financial audit of the Board of Pharmacy records for the five years ending June 30, 1995, recently performed by the Office of the Legislative Auditor.

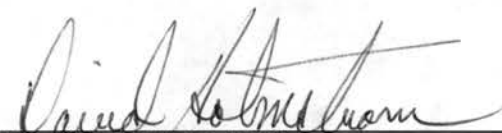
Mr. Holmstrom next presented, to the Board, a letter from Mr. Robert Dufour, Director of Professional Services at Wal-Mart Pharmacies, regarding a software enhancement, recently made available to Wal-Mart pharmacists, which will allow computer-to-computer prescription transfers among Wal-Mart Pharmacies. Mr. Dufour is requesting the Board's opinion on this new system. After thoroughly discussing this issue, Ms. Denise Frank moved and Mr. Donald Gibson seconded that Mr. Holmstrom indicate, to Mr. Dufour, that the Board will approve the Auto Prescription Transfer system under certain circumstances, and on condition that Wal-Mart Pharmacies implement procedures which call for the de-activation of the hard copy at the first pharmacy, produce a hard copy record of the prescription which will be kept on file at the second pharmacy, and will consider mechanisms by which patient profile information and pharmacist's comments regarding counseling and DUR, performed for the patient whose prescription is being transferred, be also made available to the pharmacist at the second pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, the documents received from the National Association of Boards of Pharmacy on the proposed Electronic Licensure Transfer Program, being implemented by NABP. After discussing this program, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board participate in this Electronic Licensure Transfer Program, and that Mr. Holmstrom sign the necessary documents, on behalf of the Board, and send them to NABP. The motion passed.

There being no further business at this time, President Juni adjourned the meeting.



PRESIDENT



EXECUTIVE DIRECTOR