



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

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# MINNESOTA BOARD OF PHARMACY

## SIX HUNDRED AND NINETY-THIRD MEETING

At approximately 8:00 a.m., January 23, 1996, 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, including Mr. Charles Cooper, who was recently appointed to replace Mr. Howard Juni. Mr. Jeffery Lindoo, who was recently appointed to replace Ms. Wendy Simenson, was not 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>
CHARLET A ALLEN	CT
GLENN A BELEMJIAN	NH
DAVID W BROOKS	AZ
WILLIAM D'ANTONIO	NY
MICHAEL F DARSON	OH
JEFFREY J DORHOUT	IA
MATTHEW L FREED	IA
LISA M GERSEMA	IA
PAUL R GRAALUM	ND
MARCIA M HOFFFLING	WI
JAMES A KAUFMAN	IA
JOHN F LIETZOW	WI
STEPHANIE L MIERA	NM
CHRISTOPHER O NJIGHA	TX
CRAIG B RENO	OK
DIANA M RODRIGUEZ-LOPEZ	TX
BRADLEY D ROESLER	IN
SVEN T SWANSON	TX
PATRICK W TOAL	IA
STEVEN L VOLLMER	VA
WILLIAM T WEISS	TX
MICKEY L WELLS	IA

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, Leslie Kotek, and Byron Opstad, 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:

TIMOTHY F AFFELDT  
MICHAEL J ANDERSON  
AMY J BEISWENGER  
CHANTELLE M BELISLE  
GWEN G BETTERMAN  
PETER J BRISKY  
PAULINA M CHIU  
TAMARA A CLOSE  
COLLEEN A COOK  
TIEA-LOUISE CRANE  
DAVID H DAUM  
JASON G DOHM  
KRISTIN M ENGBRETSSEN  
SABINA R GAPANY  
LYNN M GENSECKE  
SITARA A HASHMI-HILLS  
BRUCE W HAUGO  
MARK R HAY  
ANH THU D HOANG  
SUSAN R HOCHSTETLER  
STEVEN L KAPPES  
JENNIFER L MANDT  
JOYANN M MCCHESENEY  
SANDRA A NAGY  
ANN M NELSON

BRYAN S NGUYEN  
AMY L O'NEILL  
KEVIN W ODELL  
GERDA M OTTMAN  
SMUTI C PATEL  
DAVID C PAULSEN  
SOUDABEH PESSIAN  
CHRISTOPHER D PETERSON  
MARNIE L PETERSON  
BARBARA K REICH  
STEVEN C ROBBINS  
TARA L RUFFNER  
KATHLEEN E SARTORIS  
RENEE' K SCHROEDER  
ELIZABETH A STARR  
JANELLE A STROSHANE  
AMY L SWANSON  
PAOLING TSOU  
KENT D WANGSNESS  
GARRY A WEEMS  
MARY C WOHLLETZ  
LISA L WU  
KIMBERLY BROWN-BLOUNT  
KRISHNA S VAIDYA

At approximately 8:00 a.m., January 24, 1996, 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 jurisprudence to candidates for licensure by examination. All of the Board members were in attendance, with the exception of Mr. Lindoo. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Surveyors, Mr. Lloyd Pekas, Ms. Patricia Bellino, Mr. Stuart Vandenberg, Mr. Leslie Kotek, and Mr. Byron Opstad.

In addition to the candidates who wrote the NABPLEX Examination on January 23, 1996, the following NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

CATHERINE H BRUGGER  
VALERIE A HALVERSON

LEANNA N HUI  
GRACE R WEI

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

KIMBERLY BROWN-BLOUNT  
KRISHNA S VAIDYA  
BIREN S AMIN  
LAURA A BURR  
JAMES A COX  
ANDREW J HEUER  
KEVIN M JARVIS  
KRISTI J VIZENOR  
JACQUELINE M WILT  
HOLLY B BAUER

ANGELA M HALL  
KATHRYN S MERRIMAN  
JONATHAN N THACKER  
OANH N VO  
KING-FAI L WONG  
JENNIFER BROWER  
AMY L CORY  
STEVEN A INGRAM  
KELLI J LARSON  
GREGORY W SMITH

At approximately 8:30 a.m., January 25, 1996, 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 this meeting, the Board addressed the minutes of the meeting of December 6, 1995. Ms. Denise Frank moved and Ms. Carol Peterson seconded that the minutes of the meeting of December 6, 1995, 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. Denise Frank moved to nominate Mr. Donald Gibson for the Office of President. Ms. Carol Peterson seconded the nomination. There being no further nominations, the nominations were closed and Mr. Gibson was elected to the Office of President by a unanimous ballot. Mr. Gibson immediately assumed the chairmanship of the meeting.

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

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

For Assistant Director for Administrative Affairs: Ms. Denise Frank moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Ms. Jean Lemberg 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 a unanimous ballot.

President Gibson now addressed committee appointments for the various standing committees of the Board. President Gibson deferred making any appointments to the various committees at this time, but requested that other Board members, who had an interest in serving on the various committees, let him know their preferences so that committee appointments could be made at the next Board meeting.

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 NABP, 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 participation in the National Disciplinary Clearinghouse, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the Board again renew its membership in NABP. 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 Frank moved and Mr. Carl Benson 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. 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 Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Ms. Denise Frank moved and Mr. Jeffery Lindoo 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, only those candidates who have been properly certified by the Foreign Pharmacy Graduate Examination Commission. 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 conduct a new pharmacy was submitted on behalf of Cub Pharmacy in Maplewood, Minnesota, by Ms. Rachelle Pasket, 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 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 completion, by Mr. Jason Dziuk, of his probation with the Board. Mr. Dziuk now appeared before the Board to discuss his compliance with the terms of probation and to request that the Board formally release him from the terms of his probation. After discussing the terms of his probation with Mr. Dziuk and confirming that he has now successfully completed his probation, the Board thanked Mr. Dziuk for coming and wished him well. The Board then directed Mr. Holmstrom to confirm, in writing, Mr. Dziuk's completion of his probation.

The next item of a quasi-judicial nature, to come before the Board, involved the completion, by Mr. Thomas Kassmir, of his probation with the Board. Mr. Kassmir now appeared before the Board to discuss his compliance with the terms of probation and to request that the Board formally release him from the terms of his probation. After discussing the terms of probation with Mr. Kassmir and confirming that he has now successfully completed his probation, the Board also thanked Mr. Kassmir for coming and wished him well. The Board then directed Mr. Holmstrom to confirm, in writing, Mr. Kassmir's completion of his probation.

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. Richard J. Berg. The stipulation was developed subsequent to a conference, held November 9, 1995, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Berg. Mr. Berg now personally appeared before the Board to discuss the stipulation and order.

After discussing the proposed stipulation and order with Mr. Berg, Ms. Carol Peterson 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 Mr. Gerald H. Dubbels. The stipulation was developed subsequent to a conference, held December 12, 1995, with Mr. Dubbels, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Dubbels. Mr. Dubbels and his attorney now personally appeared before the Board to discuss the stipulation and order.

After discussing the proposed stipulation and order with Mr. Dubbels, Ms. Carol Peterson 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.

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 now personally appeared before the Board to request approval for a 2:1 ratio of technicians to pharmacists, with one of the technicians being involved in unit-dose dispensing for nursing home patients, while the second technician is involved in assisting the pharmacist with dispensing prescriptions to ambulatory patients. In discussing this requested variance with Mr. Lundblad, the Board pointed out that, if Thrifty White Drug were to engage in the patient counseling and drug use review required under OBRA, and apply those standards to all patients at Thrifty White, a 2:1 ratio would be automatically approved and a variance would not be necessary. Similarly, the Board pointed out that if both technicians were used 100% of the time in the filling of unit-dose carts for nursing home patients, up to a three technician to one pharmacist ratio could be utilized without the necessity of a variance. Mr. Lundblad acknowledged these opportunities, but indicated that they currently lack pharmacist staffing necessary to provide DUR and patient counseling to all patients, and the prescription volume is not of such a nature that they need two full-time technicians working on unit-dose, but rather need one on unit-dose and one assisting the pharmacist with ambulatory patients.

After a lengthy discussion, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board grant Mr. Lundblad the variance requested for a one-year period of time only, and that Mr. Lundblad be encouraged to make whatever staffing increases are necessary so that the OBRA drug use review and patient counseling can be provided to all patients, which would mean that a 2:1 technician-to-pharmacist ratio could be granted, without the necessity of a variance, in January of 1997. The motion passed, with Mr. Lindoo abstaining.



Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Ah-Gwah-Ching Center Pharmacy, by Mr. David Johnson, pharmacist-in-charge. Mr. Johnson is requesting that a variance, which had been previously granted by the Board allowing Mr. Johnson to file the hard copy of his prescriptions by patient name rather than by sequential number, be extended for another year. After reviewing the special circumstances surrounding Ah-Gwah-Ching Center and the operation of Ah-Gwah-Ching Pharmacy, Ms. Carol Peterson moved and Mr. Jeffery Lindoo seconded that the variance be granted for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Coram Healthcare Pharmacy in Mendota Heights, Minnesota, by Ms. Valda Gulbis-Westcott, pharmacist-in-charge. Ms. Gulbis-Westcott is requesting a variance that would allow Coram Healthcare Pharmacy to provide emergency medications and supplies, to be used by designated registered nurses, in the hospice/home healthcare setting. After reviewing Ms. Gulbis-Westcott's submission to the Board and noting the extent to which it complied with the guidelines previously developed, by the Board, for such emergency kits, Mr. Carl Benson moved and Ms. Denise Frank seconded that the requested variance be approved for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of St. Paul Ramsey Medical Center Pharmacy, by Mr. Greg Schwartz and Mr. Kenneth Vaselaar, acting directors of pharmacy. The variance requests approval for the implementation of a Tech-check-tech Program, involving the unit-dose system and the hospital in-patients at St. Paul Ramsey Medical Center. After some discussion, Ms. Denise Frank moved and Mr. Jeffery Lindoo seconded that the Board grant the requested variance for a one-year period of time, and that Mr. Holmstrom indicate, to Mr. Schwartz and Mr. Vaselaar, that, before the Board approves the variance for 1997, it will want to see some statistics regarding the Quality Assurance testing of the technicians, the number of errors reported, and other data regarding the Tech-check-tech Program, including information on how the pharmacists, who are freed from checking responsibilities, are being utilized. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Judy Mattson on behalf of the Roseau Area Hospital Pharmacy. Ms. Mattson is seeking a variance that would allow her to provide an emergency kit for home care nurses operating out of the Roseau Area Hospital and Home. After reviewing the request, made by Ms. Mattson, and reviewing the policies and procedures developed for controlling and safeguarding the kit, Ms. Denise Frank moved and Mr. Jeffery Lindoo seconded that the variance be granted for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request relating to the technician-to-pharmacist ratios for Mercy and Unity Hospitals, submitted by Ms. Jeanette Bonstrom and Mr. Joel Amundson. After reviewing the rather lengthy submission by Ms. Bonstrom and Mr. Amundson, and reviewing additional information submitted by Board of Pharmacy surveyors, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the matter be tabled for further study and be considered again at the March meeting of the Board. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for an extension of the variance previously granted to Mr. John Loch and Loch Pharmacy that was recently submitted by Mr. Loch. Mr. Loch had previously requested a variance relating to the ratios of technicians-to-pharmacists at Loch Pharmacy and was granted a limited variance to establish a pilot program. Mr. Loch is now reporting back to the Board with the information requested and is requesting an extension of the previously granted variance. After reviewing the information submitted by Mr. Loch, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the previously granted variance be extended for a period of one year, under the same conditions imposed on the original. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Brent Larson on behalf of the Brainerd Regional Human Services Center Pharmacy. Mr. Larson is requesting a variance that would allow him to file his hard copy prescriptions by patient name, rather than by prescription number. Mr. Larson explains that the Brainerd Regional Human Services Center system allows for the retrieval of needed original prescriptions by patient name. The computer system does assign prescription numbers so that all prescription numbers can be associated with the corresponding hard copy, if needed. After a brief discussion, Mr. Jeffery Lindoo moved and Ms. Jean Lemberg seconded that the variance, requested by Mr. Larson, be approved for a one-year period of time. The motion passed.

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 October 31, 1995, and December 12, 1995. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeffery Lindoo moved and Ms. Jean Lemberg 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. Denise Frank moved and Mr.

Charles Cooper seconded that those supportive personnel requests recommended for approval, by Mr. Holmstrom, be so approved. The motion passed.

At this time, Dr. Marilyn Speedie, the newly appointed Dean at the College of Pharmacy at the University of Minnesota, addressed the Board. The purpose of the meeting was to introduce herself to the members of the Board, provide the Board with her views of pharmacy practice in Minnesota, and provide the Board with some insight into the projects she will be working on as her deanship at the College of Pharmacy evolves. At the conclusion of Dean Speedie's presentation, the Board expressed its support and encouragement for the programs she outlined and thanked Dean Speedie for sharing her views with 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. Denise Frank moved and Mr. Charles Cooper 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>
6602	CHARLET A ALLEN	CT
6603	DAVID W BROOKS	AZ
6604	JEFFREY J DORHOUT	IA
6605	MATTHEW L FREED	IA
6606	LISA M GERSEMA	IA
6607	PAUL R GRAALUM	ND
6608	MARCIA M HOFFFLING	WI
6609	JOHN F LIETZOW	WI
6610	CHRISTOPHER O NJIGHA	TX
6611	CRAIG B RENO	OK
6612	DIANA M RODRIGUEZ-LOPEZ	TX
6613	BRADLEY D ROESLER	IN
6614	SVEN T SWANSON	TX
6615	PATRICK W TOAL	IA
6616	STEVEN L VOLLMER	VA
6617	WILLIAM T WEISS	TX

The Board next addressed itself to the performance of the Full Board Examination candidates, who are seeking licensure by examination and 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, Mr. Carl Benson moved and Mr. Charles Cooper 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>
6618	AMY L CORY
6621	KELLI JO LARSON
6622	GREGORY W SMITH
6623	KING-FAI L WONG

The Board next addressed the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates who are seeking licensure by examination and 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, Mr. Carl Benson moved and Mr. Charles Cooper 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.

<u>CERTIFICATE #</u>	<u>NAME</u>
6619	VALERIE A HALVERSON
6620	LEANNA N HUI

The Board next addressed itself to the proposed permanent rules relating to controlled substances that the Board is in the process of adopting. Mr. Holmstrom informed the Board that no comments of any kind were received during the comment period for the proposed rules and, as a result, the Board may proceed with the adoption of the rules by the non-controversial rule-making method. After thoroughly discussing and reviewing the rules, Ms. Denise Frank moved and Mr. Jeffery Lindoo seconded the following resolution:

"Resolved, that the permanent rules relating to controlled substances in the form set out in Revisor of Statutes draft file #AR2617 dated 12/11/95, identified as Minnesota Rules Part 6800.4210 - 6800.4240, are approved and adopted, pursuant to authority vested in the Board of Pharmacy by Minnesota Statutes, Sections 151.06 and 151.02. Mr. David E. Holmstrom, the Executive Director of the Board of Pharmacy, is authorized to sign the

findings of fact, conclusions, and order adopting rules, and further, is authorized to modify the rules, if necessary, to obtain the approval of the rules by the Revisor of Statutes or the Attorney General or Administrative Law Judge, and to perform the necessary acts to provide that the rule shall have the force and effect of law."

The motion passed.

Mr. Holmstrom next provided the Board with copies of a draft of what will, hopefully, become proposed joint rules of the Board of Pharmacy, Board of Medical Practice, Board of Nursing, Board of Dentistry, Board of Podiatry, Board of Optometry, and Board of Veterinary Medicine relating to prescribing, record keeping, and delegation of prescription order transmission. After a brief discussion of these rules, the Board tabled the matter until its March meeting.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Patrick Soderlund, who owns and operates VetRx, a licensed pharmacy located within a veterinary clinic in Northfield, Minnesota. Mr. Soderlund asks whether it is legal for a licensed veterinarian, or a veterinary assistant under the veterinarian's direction and supervision, to compound and dispense medications for their own patients from the licensed pharmacy during times when the pharmacist is not present and on duty. Upon reviewing the relevant statutes, the Board identified Minnesota Statutes 151.15, Subdivision 2 as controlling this issue and determined that only pharmacists are authorized to dispense medications from a licensed pharmacy. As a result, after-hour medication needs at the veterinary clinic will have to be handled either by the pharmacist being on-call and making himself available to go into the pharmacy to prepare the needed medications, or by the veterinarian compounding and dispensing his own medications from the clinic, but not from within the licensed pharmacy associated with the clinic.

Mr. Holmstrom next presented, to the Board, a letter he received from Ms. Amy Hammitt, pharmacist-in-charge at Good Samaritan Pharmacy, requesting that the pilot project regarding the use of the Pyxis Med Station at a long-term care facility, which was approved by the Board at the June 1995 meeting, be delayed in its implementation until March 1, 1996. Ms. Hammitt explained that the pharmacy has changed pharmacy software vendors and, as a result, was delayed in beginning the pilot project to the extent that the six-month time allowance for the pilot project has expired and the pilot project has not yet begun. Ms. Hammitt is requesting that the pilot project be allowed to proceed beginning March 1, 1996, and extending through approximately September 1, 1996. After a brief discussion of the issues involved here, Mr. Jeffery Lindoo



moved and Ms. Jean Lemberg seconded that the Board grant Ms. Hammitt's request and that the six-month pilot project be allowed to begin on March 1, 1996, and run through September 1, 1996. The motion passed.

Mr. Holmstrom next presented, for the Board's deliberations, the issue of whether Board staff, as a general policy, should routinely notify all drug wholesalers and drug manufacturers of the names and addresses of pharmacies that are no longer eligible to receive orders for prescription drugs. After a brief discussion, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board adopt a policy of wholesaler/manufacturer notification, the details of which can be developed by Board staff. The motion passed.

Mr. Holmstrom next presented, to the Board, a memo from Pharmacy Board Surveyor Patricia Bellino regarding the possession and sale of veterinary syringes and needles by farm supply stores, grain elevators, etc. While Minnesota statutes appear to prohibit the possession and sale of syringes and needles by farm supply stores, grain elevators, and similar business entities, the Board took the position that it will not devote manpower and other resources to this issue, absent a change in circumstances that result in evidence of clear and present danger to the public health.

Mr. Holmstrom next presented, to the Board, information on a pilot project that has been brought to his attention by the pharmacists at the community hospitals in Long Prairie, Arlington, and Elbow Lake, Minnesota. These hospitals, in conjunction with the hospital in Buffalo, Minnesota, and Abbott Northwestern Hospital in the Twin Cities, have developed a telemedicine pilot project involving closed circuit television systems, which will allow physicians, at the hospital in Buffalo or at Abbott Northwestern Hospital, to examine patients being seen in the emergency rooms at the hospitals in Long Prairie, Arlington, or Elbow Lake. In conjunction with this telemedicine project, the patients in need of medications, at the three outreach hospitals, will receive medications prepackaged by the hospital pharmacy by the hospital's pharmacist, but the dispensing of this medication will be done by nurses being supervised electronically by the physicians at Buffalo or Abbott Northwestern. After reviewing the information, submitted by the pharmacists involved at the three pilot study hospitals, the Board indicated that it appears to be in compliance with Board rules relating to emergency room dispensing.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Steve Junker. Mr. Junker was to be a NABPLEX score transfer candidate for the January 23 and 24 Board exams, but due to medical problems was unable to sit for the exam in January. Mr. Junker requests that he be allowed to carry forward his NABPLEX scores and sit for the exam in June. After a brief discussion, Ms.

Denise Frank moved and Mr. Charles Cooper seconded that Mr. Junker be allowed to sit for the Board exam as a score transfer candidate in June of 1996. The motion passed.

Mr. Holmstrom next provided the Board with information from the University of Pittsburgh regarding pharmacy student Julie Gambiani and the problem Ms. Gambiani has run into regarding false information submitted on the intern registration form she provided to the Minnesota Board of Pharmacy. Upon learning of the false information, Ms. Gambiani has been denied internship credit for the hours she worked in Minnesota during the summer of 1995. After reviewing all of the available information regarding Ms. Gambiani's situation, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board affirm the denial of internship hours for Ms. Gambiani, in that she did not qualify for registration as a pharmacist-intern at the time she completed those hours and was registered only because the false information was submitted on the intern registration application. The motion passed.

The Board next turned its attention to dates of future meetings.

**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 7, 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
August 8, 9, & 10, 1996	District V Meeting - Fargo, ND
September 17 & 18, 1996	Reciprocity Exam
	Business Meeting
October 23, 1996	Business Meeting
December 4, 1996	Business Meeting
January 28, 29, & 30, 1997	Board Exam/Reciprocity Exam
	Business Meeting

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

Donald P. Gibson  
PRESIDENT

David Holmstrom  
EXECUTIVE DIRECTOR

## MINNESOTA BOARD OF PHARMACY

### SIX HUNDRED AND NINETY-FOURTH MEETING

At approximately 8:30 a.m., March 6, 1996, the Board 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 present. Also present were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The Board first turned its attention to a review and approval of the agenda for the meeting.

After establishing the final agenda for the meeting, the Board addressed the minutes of the meeting of January 23, 24, and 25, 1996. Ms. Jean Lemberg pointed out an omission in the calendar of future meeting dates for 1996, that being the District V meeting of the boards and colleges, scheduled for August 8 through 10 in Fargo, North Dakota. Mr. Gibson requested that the meeting date, previously established as May 8, be changed to May 7, 1996. With those changes made, Mr. Carl Benson moved and Ms. Denise Frank seconded that the minutes of the January meeting 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 application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy, in Elk River, Minnesota, by Ms. Lynn Robinson, 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 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 Dakota Treatment Center Pharmacy, in Burnsville, Minnesota, by Ms. Jeannie Jorissen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that the application contained a variance request relating to the size of the pharmacy, the Board first addressed the requested variance. After a brief discussion of the unique nature of the Dakota Treatment Center Pharmacy, Mr. Charles Cooper moved and Mr. Carl Benson seconded that the variance, requested on behalf of Dakota Treatment Center Pharmacy relating to the size of the licensed area, be granted, on condition that the pharmacy remain a limited scope pharmacy, dispensing only methadone and LAAM. The motion relating to the variance passed.



The issue of the licensure of Dakota Treatment Center Pharmacy was then addressed. Mr. Charles Cooper 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Skyline Medical Center Pharmacy, in Duluth, Minnesota, by Mr. Leslie 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.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Ruffalo Drug's Long Term Care Pharmacy, in Rochester, Minnesota and, after carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the application for licensure 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 application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Candy's Drug, in Ada, Minnesota, by Ms. Candace Kolnes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson 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 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 Ms. Jeanette Stock. The stipulation was developed subsequent to a conference, held January 11, 1996, with Ms. Stock, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Ms. Stock. Ms. Stock now personally appeared before the Board to discuss the stipulation and proposed order.

After discussing the proposed stipulation and order with Ms. Stock, 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.

Mr. Holmstrom next brought to the Board's attention, an issue of confidentiality involving computer-generated waste at pharmacies. This issue was recently brought to the attention of Board of Pharmacy surveyors by a pharmacist who had developed concerns over information being discarded in the pharmacy's trash, which might identify patients, medications, and prescription numbers. The pharmacist involved had begun shredding the access paper, generated by the pharmacy's computer. After discussing this issue, the Board directed Mr. Holmstrom to add this issue to the pharmacist-in-charge information form, and to direct the Board surveyors to discuss this issue with pharmacists during their routine inspection visits.

The next item of a quasi-judicial nature, to come before the Board, involved the completion, by Mr. Wallace Edward Peterson, of his probation with the Board. Mr. Peterson now appeared before the Board to discuss his compliance with the terms of his probation and to request that the Board formally release him from the terms of his probation. After discussing the terms of his probation with Mr. Peterson and confirming that he has now successfully completed his probation, the Board thanked Mr. Peterson for coming and wished him well. The Board then directed Mr. Holmstrom to confirm, in writing, Mr. Peterson's completion of his probation.

Mr. Holmstrom next brought to the Boards attention, a letter from Mr. Kent Johnson. Mr. Johnson is considering enrolling in Pharmacy school but, in 1992, was convicted of the felonies of money laundering, mail fraud, selling securities without a license, and mis-application of entrusted property. Mr. Johnson served two years in prison. Mr. Johnson was an attorney but has been disbarred based upon the circumstances leading to the convictions. Mr. Johnson is now inquiring as to whether his felony convictions would preclude him from becoming licensed as a pharmacist, assuming he is able to gain entry to and complete pharmacy school. Mr. Holley advised the Board that Chapter 364 of the Minnesota Statutes, commonly known as the Criminal Offenders Rehabilitation Act, would appear to prohibit the Board from denying licensure to Mr. Johnson. The Board then directed Mr. Holmstrom to advise Mr. Johnson to consult his own legal counsel regarding the applicability of Chapter 364 to his situation.

Mr. Holmstrom next presented, to the Board, a letter issued by Pharmacist Leslie Johnson, on behalf of the Skyline Medical Center



Pharmacy, in Duluth, Minnesota, requesting Board approval of a policy for handling drug samples at the Skyline Medical Center. After briefly discussing the issue of drug samples and the desirability of increasing security and control over the storage and distribution of drug samples, Mr. Carl Benson moved and Ms. Carol Peterson seconded that Mr. Johnson's proposal be approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from St. Paul Metro Treatment Center Pharmacy, in St. Paul, Minnesota, submitted by Ms. Jeanette Groh, Program Director. Ms. Groh is requesting an extension of a variance, which was previously granted to St. Paul Metro Treatment Center, allowing the administration of methadone doses, in cases of certain specified emergencies, from St. Paul Metro Treatment Center Pharmacy, by nurses employed by the program when no pharmacist coverage was available. After a brief discussion, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the variance be extended for a one year period of time, and that Mr. Holmstrom remind Ms. Groh that, if the allowances contained in the variance are used, the Board is to be notified immediately. The motion passed.

Mr. Holmstrom next presented, to the Board, various documents relating to a variance request submitted on behalf of Mercy and Unity Hospitals by Ms. Jeanette Bonstrom, Director of Pharmaceutical Services for Mercy and Unity, and Mr. Joel Amundson, Manager of Pharmaceutical Services at Unity and Mercy. Ms. Bonstrom and Mr. Amundson now personally appeared before the Board to discuss the use of decentralized pharmacy technicians at Unity and Mercy, and the variance request relating to technician ratios that they have submitted.

After a lengthy discussion of these issues with Ms. Bonstrom and Mr. Amundson, the Board deferred action on the requested variance and requested that Ms. Bonstrom and Mr. Amundson provide additional information to the Board.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Good Samaritan Pharmacy, by Mr. Michael Jeffers, RPh, IV Supervisor. Mr. Jeffers is requesting an extension of the variance, previously granted to Good Samaritan Pharmacy in March of 1995. The variance allowed home care nursing staff to carry a minimal quantity of IV flush pre-filled syringes in their on-call bags. After a brief discussion, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the variance in question be approved for an additional one year period of time. The motion passed.

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 December 12, 1995, and January 9, 1996. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank 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.

At this time, Mr. Scott Andersen appeared before the Board to discuss the procedures he has developed for a Tech-check-tech Program at the Regional Kidney Dialysis Center Pharmacy. After a lengthy discussion with Mr. Andersen regarding the proposed Tech-check-tech Program at RKDP, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that RKDP be granted a variance to utilize the Tech-check-tech Program, as developed by Mr. Andersen, for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, information submitted by Mr. Thomas N. Riley, RPh, appealing a decision made by the Board's Continuing Education Advisory Task Force denying Mr. Riley credit for his participation in a program entitled, "Collaborative Teaching: Creating a Culture Where Assessment Improves Learning." The Continuing Education Advisory Task Force refused to accept this program for continuing education purposes, in that, in the opinion of the Task Force, the program was not designed to improve the professional skills of a pharmacist. Mr. Riley is appealing that decision, insisting that he practices pharmacy by teaching at the Auburn University College of Pharmacy, and thus, this program is appropriate for CE credit, in that it improves his professional skills as a teacher.

After a brief discussion, the Board refused to overturn the determination of the Continuing Education Advisory Task Force and directed Mr. Holmstrom to inform Mr. Riley that this program would not be acceptable as continuing professional education in Minnesota.

The Board next turned its attention to the performance of the candidates for licensure by examination, who completed the examination process on January 23 and 24, 1996. 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 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. Carol Peterson 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 successfully passed the examination, are as follows:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6624	BIREN S AMIN	116125
6625	MICHAEL J ANDERSON	116126
6626	AMY J BEISWENGER	116127
6627	CHANTELLE M BELISLE	116128
6628	GWEN G BETTERMAN	116129
6629	PETER J BRISKY	116130
6630	LAURA ANN BURR	116131
6631	COLLEEN A COOK	116132
6632	JAMES A COX	116133
6633	TIEA-LOUISE CRANE	116134
6634	DAVID H DAUM	116135
6635	KRISTIN MARY ENGBRETSSEN	116136
6669	SABINA RACHEL GAPANY	116170
6636	LYNN MARIE GENSECKE	116137
6637	ANGELA M HALL	116138
6638	SITARA ANNE HASHMI-HILLS	116139
6639	BRUCE W HAUGO	116140
6640	MARK R HAY	116141
6641	ANDREW J HEUER	116142
6642	SUSAN R HOCHSTETLER	116143
6643	STEVEN L KAPPES	116144
6644	JENNIFER LYNN MANDT	116145
6645	JOYANN M MCCHESENEY	116146
6646	SANDRA ANN NAGY	116147
6647	ANN M NELSON	116148
6670	BRYAN S NGUYEN	116171
6648	AMY LYNN O'NEILL	116149
6649	KEVIN WAYNE ODELL	116150
6650	GERDA M OTTMAN	116151
6651	SMUTI C PATEL	116152
6652	DAVID CHARLES PAULSEN	116153
6668	SOUDABEH PESSIAN	116169
6653	CHRISTOPHER DON PETERSON	116154
6654	MARNIE L PETERSON	116155
6655	STEVEN CHARLES ROBBINS	116156
6656	TARA L RUFFNER	116157
6657	KATHLEEN E SARTORIS	116158
6658	RENEE' KAREN SCHROEDER	116159
6659	ELIZABETH ANN STARR	116160



<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
6660	AMY L SWANSON	116161
6661	JONATHAN N THACKER	116162
6662	KRISHNA S VAIDYA	116163
6663	KRISTI J VIZENOR	116164
6664	OANH NGOC VO	116165
6665	KENT D WANGSNESS	116166
6666	GARRY ALAN WEEMS	116167
6667	MARY C WOHLTZ	116168

At this time, President Gibson appointed the membership of the Board's various standing committees. The following committee appointments were made:

- a) **Complaint Committee** - Donald Gibson, Carol Peterson, & Carl Benson
- b) **Internship Committee** - Denise Frank, & Charles Cooper
- c) **Continuing Education Task Force** - Lloyd Pekas, & Jeffery Lindoo
- d) **Examination Committee** - Denise Frank, Charles Cooper, & Donald Gibson
- e) **Rules and Legislation Committee** - Carl Benson, Denise Frank, Charles Cooper, Jeffery Lindoo, & Jean Lemberg
- f) **HPSP Representative** - Henry Capiz
- g) **Board President's Forum** - Donald Gibson

At this time, Mr. Henry Capiz, former Board Member and now the Board's representative to the Health Professional Services Program (HPSP) Committee, joined the Board to provide an update on the activities of HPSP. After hearing from Mr. Capiz, the Board thanked him for his service and for his willingness to continue to act as the Board's representative on HPSP.

The Board next addressed the issue of attendance at the annual meeting of the National Association of Boards of Pharmacy, scheduled for Boston, Massachusetts on May 18-22, 1996. After discussing the advantages of membership in NABP and in participating in the NABP annual meeting, Ms. Denise Frank moved and Mr. Carl Benson 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, to the extent allowed by the Board's budget for out-of-state travel. The motion passed.

The Board also directed Mr. Holmstrom to complete the Delegate Identification Form, required by NABP, indicating that Board President Donald Gibson is the official delegate for the Board and that Board Vice-President Carl Benson is the official alternate.

Ms. Denise Frank next led a discussion on the issue of Board acceptance of graduates from Canadian Colleges of Pharmacy, accredited by the Canadian Counsel for Accreditation of Pharmacy Programs, as candidates for licensure in addition to accepting graduates of college of pharmacy accredited by the American Counsel on Pharmaceutical Education. Ms. Frank indicated that the standards used for accreditation by CCAPP are substantially equivalent to the standards used by ACPE in reviewing and accrediting college of pharmacy programs. At the conclusion of this discussion, Ms. Frank orally presented a variance request on behalf of Canadian Pharmacist John Creasy, which would allow Mr. Creasy to become registered as a pharmacist intern in Minnesota, even though a final determination as to the Board's acceptance of graduates from Canadian colleges of pharmacy has not yet been made and, in spite of the fact that Mr. Creasy has not, as of this time, sought certification from the Foreign Pharmacy Graduate Examination Commission. After a brief discussion, Ms. Jean Lemberg moved and Ms. Carol Peterson seconded that the variance, requested by Ms. Frank, be granted and that Mr. Creasy be allowed to register as an intern in Minnesota. 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. 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 supportive personnel request, submitted on behalf of Mapleton Drug, by Mr. Ron Hartmann, pharmacist-in-charge. After reviewing this supportive personnel request (the request was made for a two technician to one pharmacist ratio), Mr. Carl Benson moved and Ms. Denise Frank seconded that the two-to-one ratio, requested by Mr. Hartmann, be denied, in that Mr. Hartmann did not indicate a willingness to provide the drug use review and patient counseling, required under OBRA '90 for Medicaid patients, to all of the patients at Mapleton Drug. The motion passed.

Mr. Holmstrom next described, for the Board, a program being developed by the Minnesota Department of Health's Office of Rural Health and Primary Care, wherein MDH is attempting to develop a database of the various healthcare practitioners practicing in rural Minnesota, so as to identify the availability of health care in rural areas. The Office of Rural Health and Primary Care is seeking cooperation from the Board in distributing a questionnaire



with next year's pharmacist renewals, which will provide the Office of Rural Health with the information they are seeking regarding pharmacy services in rural areas. After a brief discussion, the Board directed Mr. Holmstrom to inform the Department of Health that it will cooperate with them on this project and looks forward to the results.

Mr. Holmstrom next provided the Board with two late arriving variance requests. The first such request was submitted on behalf of HealthEast Midway Hospital and is a request for a variance to Minn. Rule 6800.8004, which would allow University Park Pharmacy to provide emergency medications and supplies, to be used by HealthEast-Optional Care System's nurses providing home health care services to patients. The variance request was submitted by Ms. Cheryl Dobs, pharmacist-in-charge at University Park Pharmacy, which is part of the HealthEast system. After a brief discussion, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the variance, requested by Ms. Dobs, be approved for a one year period of time. The motion passed.

The second variance was submitted on behalf of the Dakota Treatment Center Pharmacy and requests that the new center be allowed to place the handwashing sink, which would be used by the pharmacy staff, outside of the licensed area. At the new center, the water lines are located in such a manner that the sink would need to be located outside of the pharmacy on a wall that is approximately six to eight feet away from the pharmacy door. The employee restroom, which contains a sink, is located next to the handwashing sink, so there are, in fact, two sinks available to the pharmacy staff. After a brief discussion of this request, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the Board grant a permanent variance to the Dakota Treatment Center Pharmacy regarding the placement of the sink. The motion passed.

Mr. Holmstrom next presented, to the Board, information received from Wyeth-Ayerst Laboratories regarding the potential rescheduling of Fenfluramine and Dexfenfluramine by DEA. Wyeth Ayerst is requesting that the Minnesota Board of Pharmacy support legislation that would reschedule these two drugs in Minnesota prior to the potential rescheduling by DEA. After a brief discussion, the Board directed Mr. Holmstrom to inform Wyeth-Ayerst that the Board will not support any action to reschedule these drugs prior to action being taken by DEA.

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

Donald P. Gibson  
PRESIDENT

David Holmstrom  
EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETY-FIFTH MEETING

At approximately 8:00 a.m., April 10, 1996, 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. 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>
IDOWU A AJIBOLA	IL
ARTHUR ALLEN	CT
GLENN A BELEMJIAN	NH
SANDRA L BROWNSTEIN	AZ
WILLIAM D'ANTONIO	NY
AMELIA K DAMLO	IL
MICHAEL F DARSON	OH
RENAE S ENDRES	IA
CARRIE J FISHER	IA
KELLY J HIGGINS	IL
SHUH W KAN	MI
ROBERT J KARPEL	IL
DAVID A KASPARI	IA
JAMES A KAUFMAN	IA
STEPHANIE L MIERA	NM
JACQUELYN J MIRON	PA
KARI L RENFROW	ND
SHELLINA R SCHEINER	OH
SARAH J SCHLUMPBERGER	IL
ROBERT A SCHMIDT	NJ

In addition, Mr. James Pettit participated in the Jurisprudence Examination as part of the requirements imposed on him for reinstatement of his license to practice pharmacy.

At approximately 8:30 a.m., April 11, 1996, 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.

After reviewing and approving the agenda for the meeting, the Board addressed the minutes of the meeting of March 6, 1996. Mr. Carl Benson 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 Wal-Mart Pharmacy, 1721 West Main in Albert Lea, Minnesota, by Mr. Michael Pitzl, 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 and, in particular, rules relating to the provision of a patient counseling area. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Professional Compounding Pharmacy, 2249 East 38th Street in Minneapolis, Minnesota, by Mr. Neil P. Thompson, pharmacist-in-charge. After reviewing this application and noting that a diagram of the proposed pharmacy was not included, and noting also that Mr. Thompson already has a licensed pharmacy at the same location, the Board determined that additional information was needed before it could approve this license and directed Mr. Holmstrom to contact Mr. Thompson in that regard.

The third application to conduct a new pharmacy, to be reviewed by the Board, was an application submitted by Pharmacist Gregg Anderson regarding the licensure of a reduced area pharmacy for Gillis Drug, in Osakis, Minnesota. Mr. Anderson is proposing to re-license Gillis Drug as a reduced area pharmacy and is proposing to utilize a 55 square foot office in the mezzanine area above the prescription department as part of the 400 square foot licensed area. After carefully reviewing Mr. Anderson's proposal for the re-licensure of Gillis Drug, Mr. Jeffery Lindoo moved and Mr. Carl Benson seconded that the application be approved and a license issued. 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 an allegation, by the Board's Complaint Review Panel, that Pharmacist Joseph Luzius, Jr. was in violation of his probation with the Board. Mr. Robert Holley, the Board's Attorney, now personally appeared before the Board on behalf of the Complaint Review Panel to discuss the allegations. Mr. Luzius also personally appeared before the Board to discuss the allegations. After each party had made their statements, Mr. Luzius, Executive Director Holmstrom, Board Member Denise Frank, and Mr. Holley left the room so that the Board could deliberate the issue with the assistance of Attorney David Flowers, from the Attorney General's Office. Mr. Holmstrom, Mr. Holley, and Ms. Frank did not participate in these deliberations, in that they represented the Complaint Review Panel, which brought the charges now under discussion. After deliberating and thoroughly discussing Mr. Luzius's situation, it was moved and seconded that Mr. Luzius's license to practice pharmacy in Minnesota be suspended indefinitely



in accordance with the recommendations of the Complaint Review Panel, but that Mr. Holley attempt to formalize the voluntary, permanent surrender of his license to practice pharmacy, which Mr. Luzius offered during his appearance before the Board.

The next item of a quasi-judicial nature, to come before the Board, involved the petition for reinstatement of his license to practice pharmacy by Mr. James Pettit. Mr. Pettit's license to practice pharmacy is currently under suspension by the Board. Mr. Pettit has now passed the Jurisprudence Examination and all of the other requirements for reinstatement of his license to practice pharmacy in Minnesota, with the exception of the payment of \$1,000.00 civil penalty/reinstatement fee. Mr. Pettit now personally appeared before the Board to discuss his reinstatement and the terms of probation, which will be imposed if his license is reinstated. After discussing these issues with Mr. Pettit, Ms. Denise Frank moved and Ms. Carol Peterson seconded that Mr. Pettit's license be reinstated upon the payment of the \$1,000.00 civil penalty/reinstatement fee, and that Mr. Pettit be placed on probation. 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. Denise Frank moved and Ms. Carol Peterson 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>
6671	IDOWU A AJIBOLA	IL
6672	GLENN A BELEMJIAN	NH
6673	SANDRA L BROWNSTEIN	AZ
6674	WILLIAM D'ANTONIO	NY
6675	MICHAEL F DARSON	OH
6676	RENAE S ENDRES	IA
6677	CARRIE J FISHER	IA
6678	KELLY J HIGGINS	IL
6679	SHUH W KAN	MI
6680	ROBERT J KARPEL	IL
6681	JAMES A KAUFMAN	IA
6682	STEPHANIE L MIERA	NM
6683	SHELLINA R SCHEINER	OH
6684	SARAH J SCHLUMPBERGER	IL
6685	ROBERT A SCHMIDT	NJ

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 McMahon Snyder Drug in New Prague, Minnesota, by Mr. Ken Clark, pharmacist-in-charge. Mr. Clark is requesting an extension of a previously granted variance which would allow McMahon Snyder Drug

to pre-package medications for dispensing afterhours by the physicians at the Convenient Care Clinic at Queen of Peace Hospital in New Prague. After discussing this request and, after noting that the Board has received a formal complaint about the pre-packaging services provided by McMahon Snyder Drug to the Convenient Care Clinic and, after noting that, during the investigation of the above-referenced complaint, Mr. Clark indicated a desire to discontinue providing this service and that the pharmacist at the Queen of Peace Hospital Pharmacy indicated a willingness to provide this service, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the requested extension be denied. The motion passed.

Mr. Holmstrom next presented a variance request, submitted on behalf of Caremark Pharmacy by Ms. Debra Robison, pharmacist-in-charge. Ms. Robison is requesting an extension of a previously granted variance, which relates to Minn. Rule 6800.1050, Subpart 2 (D), regarding the requirement for certain mortars, pestles, spatulas, etc., in each licensed pharmacy. Because of the unique nature of Caremark Pharmacy, these pieces of equipment are not needed in their operation and the variance, which is about to expire, was granted. After a brief discussion, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the variance for Caremark Pharmacy be extended for a two-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Tanya Spillum, pharmacist-in-charge at Syncor Pharmacy in St. Paul, Minnesota. Ms. Spillum is writing regarding a variance, previously granted to Syncor Pharmacy, which authorized pharmacists at Syncor to dispense radio-active pharmaceuticals for uses other than those listed in the FDA-approved labeling. Ms. Spillum's letter indicated that, through a rule change by the Nuclear Regulatory Commission, special waivers from a Board of Pharmacy are no longer needed in order to cover pharmacist dispensing of radio-active pharmaceuticals for off-label uses. After a brief discussion, the Board directed Mr. Holmstrom to write to Ms. Spillum acknowledging the fact that the variance previously granted to Syncor Pharmacy is no longer needed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of Pharmacy Corporation of America regarding an emergency kit, maintained by PCA at Lake Ridge Health Care Center. The variance was submitted by Mr. Loren Noreen. Mr. Noreen is requesting the authority to maintain four additional antibiotics in the emergency kit. Mr. Noreen explains that a new subacute wing and a stroke rehabilitation unit have recently been added at Lake Ridge Health Care Center. As a result, many of the residents of these units are admitted during late evening and weekend hours. These residents have unique and special needs, including treatment with a variety of analgesic and antibiotic agents. As a result, Mr. Noreen is requesting authority to maintain four additional oral antibiotics in the emergency kit. After discussing Mr. Noreen's request, on behalf of PCA, Mr. Jeffery Lindoo moved and Ms. Carol

Peterson seconded that the variance be granted for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Consulting Pharmacist Dean Schmiedt relating to an emergency kit for the Crestview Manor Nursing Home in Evansville, Minnesota. Mr. Schmiedt is requesting a variance that would allow this facility to stock more than 10 different oral medications in the emergency kit. After carefully reviewing Mr. Schmiedt's request, and noting that Haldol 0.5 mg. tablets and Ativan 2 mg. tablets were included in the proposal, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that, with the exception of the Haldol tablets and Ativan tablets, Mr. Schmiedt's request for a variance regarding the number of oral medications allowed in the emergency kit at Crestview Manor Nursing Home in Evansville, Minnesota be approved for a two-year period of time. The inclusion of Haldol tablets and Ativan tablets was not approved, in that, in the opinion of the Board, these items are not emergency drugs but are proposed for inclusion only as a convenience to the staff at the home. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of White Drug in Virginia, Minnesota, by Mr. Gary Anderson, pharmacist-in-charge. Mr. Anderson is requesting a variance to Minn. Rule 6800.3850 regarding the use of technicians at White Drug in Virginia. Mr. Anderson is requesting approval for a two technician to one pharmacist ratio, with the second technician being used exclusively for setting up unit dose medication two days per week. Mr. Anderson acknowledges that a two technician to one pharmacist ratio is available for pharmacies who agree to provide patient counseling and drug use review services, required under OBRA, to all patients, not just Medicaid patients, and has indicated that they attempt to provide these services at White Drug in Virginia, but since they cannot, in good faith, state that they provide these services to 100% of their patients, Mr. Anderson is requesting a variance for the two-to-one ratio. After some discussion of the issues involved in this request, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the variance requested by Mr. Anderson be approved for a one-year period of time. The motion passed, with Mr. Jeffery Lindoo abstaining.

Mr. Holmstrom next presented, to the Board, a variance request he received from Mr. Trace Hafner, pharmacist-in-charge at Murray County Pharmacy. This request relates to the providing of medications for dispensing by physicians at the Chandler Clinic, and the role that Murray County Pharmacy will play in providing these medications and cognitive services associated with the dispensing of these medications to patients who receive them. After thoroughly reviewing this request, Ms. Denise Frank moved and Mr. Jeffery Lindoo seconded that the variance, requested by Mr. Hafner, be approved for a one-year period of time. The motion passed.



Mr. Holmstrom next presented, to the Board, information he received from Mr. John Creasy regarding the options available to Canadian pharmacists for obtaining licensure in Minnesota. Mr. Creasy submitted information regarding the activities of the National Association of Boards of Pharmacy of the United States and the Pharmacy Examining Board of Canada in attempting to eliminate barriers for the transfer of licensure between the United States and Canada; and also provided information on the activities of the American Council on Pharmaceutical Education and on the Canadian Council for Accreditation of Pharmacy Programs, which are working together to develop uniform standards for pharmaceutical education in the United States and Canada. After discussing these various issues and the options available to the Board, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board accept, as candidates for licensure by examination, those Canadian pharmacists who have graduated with a B.S. or a Pharm D degree from a Canadian College of Pharmacy, accredited by the Canadian Council for Accreditation of Pharmacy Programs, where instruction in those programs is conducted in English. The motion passed, with Ms. Denise Frank abstaining.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist William F. Appel, at Symphony Pharmacy, requesting a Board interpretation of the requirement for expiration dates on the label of prescription drugs. Specifically, Mr. Appel inquires as to whether, in the Board's opinion, the requirement for an expiration date is met by the expiration date on each unit dose packaged medication when a container, bearing a full prescription label, is filled with unit dose packaged drugs. After a brief discussion, the Board indicated that an expiration date is not required on the full prescription label if the prescription container is filled with unit dose packaged medication bearing expiration dates on each tablet or capsule.

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 9, 1996 and February 20, 1996. After reviewing the list of programs, submitted to and approved by the Continuing Education Advisory Task Force, Ms. Carol Peterson moved and Mr. Jeffery Lindoo 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 Ms. Paulina Chiu. Ms. Chiu is requesting that the Board reconsider the keyed answer for question 23 of the State Jurisprudence Examination, administered as part of the overall examination process conducted on January 23 and 24, 1996. Ms. Chiu argues that, without more specific information in the question, there are two potentially correct answers to that test item. After discussing the points made by Ms. Chiu in her letter, Mr. Carl Benson moved and Mr. Jeffery Lindoo seconded that the Board accept her proposed interpretation of question 23, and re-grade the

examination of Ms. Chiu and any other Board candidate affected by this determination. 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. Jeffery Lindoo 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 list of pharmacists who have not renewed their personal license to practice pharmacy in Minnesota for three consecutive years and who are, as a result, eligible to be dropped permanently from our rolls of licensees. After a brief discussion of the procedures involved in dropping licensees from our rolls and the options available to them, should they wish to reinstate at a future date, Mr. Jeffery Lindoo moved and Ms. Jean Lemberg seconded that those pharmacists listed as being eligible to be dropped, be dropped from the rolls of licensees. The motion passed.

Mr. Holmstrom next brought to the Board's attention, an issue raised by the Pharmacy Board Surveyors regarding the alternate quality assurance mechanisms, used by most pharmacies in place of pulling of the original hard copy prescription on the first refill. Most pharmacies review the new prescriptions at the end of the day to make sure that, when entered into the computer, the correct information from the original hard copy was entered. Ordinarily, the alternative quality assurance mechanism calls for the pharmacist to compare the information contained in the computer data bank with the original hard copy prescription. With some software packages, however, the computer provides only "sig. codes," rather than full label directions spelled out in English, thus, the pharmacist is comparing the information on the hard copy prescription with a shorthand version of those directions in the computer. Several errors have resulted from this limitation. For instance, the word "as," when typed into the computer, often ends up in the sig. code as "a.s.," which means "left ear." Similarly, the abbreviation for every other day, which is "qod," has printed out as "every right eye," which also is abbreviated "q.o.d."

The question raised by Board surveyors is whether we should permit pharmacists to compare the original hard copy with sig. codes, or whether we should require them to compare the original hard copy prescription with full English translation of the directions for use. After some discussion, the Board directed Mr. Holmstrom to include a warning about this issue in the Board's quarterly newsletter, and directed that the surveyors review the quality assurance plan at each pharmacy and warn each pharmacist at locations where sig. codes are being compared to the original regarding the shortcomings of this system.

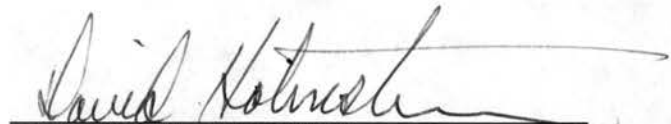
At this time, Ms. Jeanette Bonstrom and Mr. Joel Amundson from Unity/Mercy Hospitals appeared before the Board to continue the discussion of the variance being requested for Unity and Mercy Hospital Pharmacies relating to the use of technicians, which first came before the Board at the meeting of March 6, 1996. After the March 6 meeting, Ms. Bonstrom and Mr. Amundson gathered the additional information requested by the Board and now appeared before the Board to continue the discussion of the requested variance. The Board continued to raise concerns regarding the use of decentralized pharmacy technicians in a ratio greater than one-to-one during the evening and night shifts, and continued to raise concerns over reports it has had regarding technicians exceeding their authority when acting in a decentralized program. During discussions, it was repeatedly pointed out that, while the request for a variance requests a change from a three-to-one technician-to-pharmacist ratio to a four-to-one technician-to-pharmacist ratio for a time period of 6:00 a.m. to 7:30 a.m., the three-to-one ratio is in violation of Board rules already, in that those technicians are not performing functions which allow a three-to-one ratio to exist. In reality, the variance request should be couched in terms of a request for a two-to-one ratio for the evening and night shifts, and a change from a one-to-one to a four-to-one ratio for the time period 6:00 a.m. to 7:30 a.m.

After an extensive discussion with Ms. Bonstrom and Mr. Amundson, and continued discussions between Board members after Ms. Bonstrom and Mr. Amundson departed from the meeting, Mr. Carl Benson moved and Mr. Jeffery Lindoo seconded that the Board grant the variance requested for a one-year period of time, on condition that an educational program be developed at Unity and Mercy Hospitals for pharmacists, technicians, nursing staff, and medical staff regarding the appropriate roles for technicians and the limitations of those activities; that there be no reduction in pharmacist FTE's during the period of the variance; and that an educational program be developed for pharmacists at Unity and Mercy Hospital encouraging them to report any instances of technicians exceeding their authority to pharmacy management and to the Board of Pharmacy where the Board can consider such reports as grounds for disciplinary action against the pharmacist-in-charge for allowing an unlicensed person to practice pharmacy. The motion passed, with Mr. Charles Cooper being absent and Ms. Jean Lemberg abstaining.

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



PRESIDENT

  
EXECUTIVE DIRECTOR



MINNESOTA BOARD OF PHARMACY

SIX HUNDRED NINETY-SIXTH MEETING

At approximately 8:30 a.m., May 6, 1996, 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 the agenda for the meeting and adding an item relating to pharmacy technicians, requested by Mr. Cooper, the agenda was approved. The Board next addressed the minutes of the meeting of April 10 and 11, 1996. Ms. Carol Peterson moved and Ms. Denise Frank 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 Hapeth Prescription Shop, 4544 County Rd. 134, in St. Cloud, Minnesota, by Mr. Craig Carney, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Jeff Lindoo 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 North Memorial Home Care Pharmacy, Suite 101, 3500 France Avenue North, in Robbinsdale, Minnesota, by Mr. Dennis Thelen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Charles Cooper 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.

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 situation that has come to his attention wherein students, enrolled in the pharmacy technician program at a vo-tec school in Wahpeton, North Dakota, were being placed in Minnesota pharmacies as part of their training program, under the assumption that, since these individuals were in training as pharmacy technicians, they did not

count in the ratio of technicians to pharmacists in effect in Minnesota. Mr. Holmstrom indicated that he informed Mr. Bill Grosz, of the North Dakota Board of Pharmacy, and the individual involved in conducting the technician training program, at the Wahpeton Vo-tec School, that Minnesota rules do not differentiate between technicians in training and technicians who have completed training. He further informed them that any individual, functioning as a pharmacy technician, must be counted in the ratio. After discussing this issue, the Board determined that it will attempt to obtain additional information about the pharmacy technician curriculum from the Executive Director of the North Dakota Board of Pharmacy, and will discuss the issues surrounding the training of pharmacy technicians again.

Mr. Holmstrom next presented to the Board, a letter from Mr. F. Dennis Rodriguez, pharmacist-in-charge at the Fairmont Community Hospital Pharmacy, regarding the use of technicians at that facility. After carefully reviewing the materials submitted by Mr. Rodriguez, the Board determined that formal action was not required and directed Mr. Holmstrom to write to Mr. Rodriguez, thanking him for the information and informing him that, as long as he is within the allowable ratios of technicians to pharmacists, he is okay.

Mr. Cooper next led the discussion of the item he requested be added to the agenda. Mr. Cooper directed the Board's attention to a "White Paper," on the use of pharmacy technicians, developed by the American Society of Health-System Pharmacists and the American Pharmaceutical Association. Specifically, Mr. Cooper pointed out page six of the "White Paper," wherein the recommendation was made that pharmacy boards should re-assess the establishment of ratios, relative to the use of technicians, and that licensing boards should register technicians, not license them.

After a brief discussion, it was determined that this issue will be looked at further by the Rules and Legislation Committee and by the Board itself in the near future.

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 January 9, 1996 and February 20, 1996. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeff Lindoo 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.

The Board next discussed the draft joint rules of the Board of Pharmacy, Board of Nursing, and Board of Medical Practice relating to prescribing and delegation. After discussing the development of the proposed language and identifying three minor changes in the proposed language, Ms. Denise Frank moved and Mr. Charles Cooper seconded that the Board of Pharmacy go on record in support of this language as the subject of joint rules. The motion passed.

At this time, Mr. Henry Mann and Ms. Raquel Rodriguez appeared before the Board to provide the Board with information regarding the various experiential components in the new curriculum at the University of Minnesota College of Pharmacy. Drs. Mann and Rodriguez reported that the B.S. degree in pharmacy will cease to exist at the University of Minnesota College of Pharmacy after June of 1997. The B.S. class of 1997 currently consists of 32 students. The graduating class of 1998 will consist of those students who entered the College of Pharmacy with the B.S. class of 1997, but who elected to go straight through to the Pharm D degree. This class will consist of approximately 60 students. The first class to complete the pharmacy program under the new, all-Pharm D curriculum will graduate in June of 1999.

All students who graduate under the new, all-Pharm D program will have two externships, one in hospital pharmacy and one in ambulatory pharmacy. Each of these externships will be five weeks in length at 40 hours per week, equaling 200 hours of patient contact/dispensing. In addition, each student will be required to complete five clinical clerkships. Each of these clerkships will also be five weeks in length at 40 hours per week.

In addition to the above core requirements, each student will select an emphasis area, which will provide additional experience in the selected emphasis area. Students selecting either the pharmacotherapy general or the pharmacotherapy community/ambulatory care emphasis will be required to do two additional five-week clerkships at 40 hours per week, plus two additional elective clerkships of five weeks at 40 hours per week. These clerkships, both those required in the emphasis area and the electives in the emphasis area, will involve patient contact and dispensing experience.

Students selecting the management emphasis track will be required to complete two five-week clerkships at 40 hours per week each. As the emphasis area title suggests, these clerkships will have pharmacy management activities as their focus. The fourth available emphasis area is in research and is intended for those students whose goal is to go on to graduate school and ultimately engage in research. At this time, additional clerkships are not part of the research focus curricula.



Drs. Mann and Rodriguez also discussed the Board's concept of pharmacist-preceptors. Under the new curriculum, the concept of all preceptors may no longer be appropriate or workable, in that many of the clerkship sites will be under the direction of physicians or other healthcare providers. The Board was encouraged to consider appropriate changes in the internship rules to accommodate this fact. At the conclusion of the presentation, by Drs. Mann and Rodriguez, the Board determined that the new curriculum offers students, particularly those who choose an emphasis in pharmacotherapy, a well-rounded practical experience component, and directed the Rules and Legislation Committee, with the assistance of the Internship Committee, to begin consideration of changes in the internship rules that may be necessary to accommodate students progressing through the new curriculum.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Greg Herrmann, Assistant Director of Pharmaceutical Services at the University of Minnesota Hospitals & Clinic. Mr. Herrmann is requesting that the Board review a proposal for changing the manner in which pharmacy services are provided to patients at the Riverside Neo-natal Intensive Care Unit. Specifically, it is being proposed that prescriptions for patients, in the Neo-natal ICU, be prepared at the University of Minnesota Hospital Pharmacy rather than at the pharmacy at the Riverside Neo-natal facility. The filled orders would then be transferred to the Neo-natal ICU Pharmacy, where they would be checked again by the neo-natal pharmacist and delivered to the appropriate nursing stations. After thoroughly discussing the issues involved, Mr. Charles Cooper moved and Ms. Jean Lemberg seconded that Mr. Holmstrom inform Mr. Herrmann that the proposal is acceptable to the Board, but that the Board has some concerns about whether the proposal would be acceptable to the Food and Drug Administration. The motion passed.

At this time, Mr. Holmstrom excused himself from the meeting and Ms. Patricia Eggers, Office Manager, discussed the issue of an achievement award for Mr. Holmstrom, as authorized under the Managers Plan for State Managers. Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board grant the authorized achievement award for Mr. Holmstrom. The motion passed.

Mr. Holmstrom now rejoined the meeting and presented, to the Board, a letter from Mr. George Dimaris. Mr. Dimaris is requesting that the Board consider his previous experience as a pharmacist in Australia as meeting the Board's internship requirement, which would allow Mr. Dimaris to sit for the licensing exam in June of 1996. In the alternative, Mr. Dimaris is requesting that the Board grant internship credit for his work as a pharmacy technician during the past nine months at Target Pharmacy. After discussing the relative merits of Mr. Dimaris' proposals, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board recognize Mr.

Dimaris' experience as a pharmacy technician at Target Pharmacy as meeting the Board's internship requirement. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. David Shum. Mr. Shum received his Bachelor of Science degree in pharmacy from the University of Toronto in 1994, and will receive his Doctor of Pharmacy degree from Wayne State University in Detroit, Michigan in June of 1996. Mr. Shum is requesting that the Board recognize the Doctor of Pharmacy clerkship rotations and his 1,920 hours of internship experience in Canada as fulfilling the Board's internship requirement, which would allow Mr. Shum to sit for the licensing exam in Minnesota in June of 1996. After reviewing the various experiential components of the B.S. curriculum of the University of Toronto, and the Pharm D curriculum of Wayne State University, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the Board accept Mr. Shum's experiences as fulfilling the Board's internship requirement. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. J.J. Singh. Mr. Singh is also licensed to practice pharmacy in Canada and is seeking licensure in Minnesota. Mr. Singh is requesting that the Board credit his work as an intern and as a licensed pharmacist in Canada as meeting the Board's internship requirement. After reviewing Mr. Singh's documentation, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board accept Mr. Singh's experience as an intern and as a pharmacist in Canada as meeting the Board's internship requirement. 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 Albany Pharmacy, by Mr. Brant Skanson, pharmacist-in-charge. Mr. Skanson is requesting an extension of the variance granted to Albany Pharmacy, on March 31, 1995, authorizing the repackaging of antibiotics and comfort medications for use by clinic physicians at clinics in Albany, Avon, and Holdingford. After discussing Mr. Skanson's request for an extension of the previously granted variance, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the variance be extended for a one-year period of time and that Mr. Holmstrom send Mr. Skanson the recently developed guidelines of the Board, relating to this type of service, pointing out, to Mr. Skanson, the requirement that the pharmacist attempt to initiate contact with each patient receiving these prepackaged drugs in order to provide the appropriate patient consultation. The motion passed.

At this time, Pharmacist Wallace Wadd, Director of Pharmacy at HealthEast Midway Hospital, joined the Board meeting to discuss a variance request, submitted jointly by Mr. Wadd and Mr. Ric Giese, Director of Pharmacy at Abbott Northwestern Hospital, requesting the authority to use a Pyxis Medstation Rx drug dispensing system

in the Transitional Care Units of the two hospitals. Transitional Care Units are licensed by the Minnesota Department of Health as nursing homes, but function in providing services that are less than those of a hospital, but more than those of a typical nursing home. The Transitional Care Units in question are physically part of each hospital facility.

Board of Pharmacy rules allow "convalescent and nursing care units," of hospitals, to utilize the same drug distribution system used for hospital in-patients. "C" and "NC" units have evolved into transitional care units. The rules allowing the use of the hospital distribution system in the "C" and "NC" units (now the transitional care units) operate on assumption that all medications will be labeled specifically for individual patients. In the Pyxis Medstation Rx system, medications are not labeled with patient-specific labeling information.

After discussing the request with Mr. Wadd, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board defer action on the requested variance at this time, and that Mr. Holmstrom request copies of the policies and procedures from both HealthEast Midway and Abbott Northwestern Hospitals relating to the transitional care units, and request that Mr. Wadd and Mr. Giese make themselves available for continued discussion of this topic at the June 27 meeting of the Board. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request, submitted on behalf of Apria Healthcare Infusion Pharmacy, by Ms. Michele Okposo, pharmacist-in-charge. Ms. Okposo is writing to request an extension of a variance, previously granted, allowing Apria Healthcare to supply homecare nurses with emergency kits containing, among other things, heparin and saline. After briefly discussing Ms. Okposo's request, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the Board extend the previously granted variance for a period of one year, and that Mr. Holmstrom send Ms. Okposo a copy of the guidelines that have been developed by the Board relating to this issue. The motion passed.

The Board next reviewed the resolution and proposed constitution and by-law changes that will be discussed at the annual meeting of the National Association of Boards of Pharmacy on May 18-22, 1996. The Board developed preliminary positions on each of the resolution and constitution and by-law changes.

Mr. Holmstrom next presented, to the Board, information on a joint NABP (National Association of Boards of Pharmacy), FIP (International Pharmaceutical Federation) International Conference on Pharmaceutical Competence, scheduled for September 7-10, 1996, in Hawaii. Mr. Holmstrom indicated that it appears the Board will have sufficient funds to send up to three persons to this meeting. Ms. Denise Frank then moved and Mr. Carl Benson seconded that Mr.



Holmstrom be authorized to attend the meeting at Board expense, and that the Board pay the meeting registration fee, but not expenses, for Board members who may wish to attend. The motion passed.

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

*Ronald P. Gibson*  
PRESIDENT

*David Holmstrom*  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS

RECOMMENDED FOR APPROVAL

May 7, 1996

**ONE-TO-ONE RATIO:**

Aurora Drug - Aurora

Drug Emporium #653 - St. Paul

East Range Pharmacy - Virginia

East Side Pharmacy - St. Paul

Medical Pharmacy Moorhead - Moorhead

Remer Pharmacy - Remer

Thrifty White Drug #735 - Fergus Falls

MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETY-SEVENTH MEETING

At approximately 8:00 a.m., June 25, 1996, the Board of Pharmacy met, in room 201 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, except for Mr. Charles Cooper.

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>
ARTHUR ALLEN	CT
BARRY P BRUSS	MI
JEANNE M CRANER	NJ
AMELIA K DAMLO	IL
JODI S DE JONG	TN
ANNE T DILLENBURG	WI
MARK L EASTHAM	NM
RUSSELL L HARDER	IA
ROBIN B HOHENSTERN	ND
DAVID A KASPARI	IA
BRADLEY K KLOCK	WI
DIANNE S LOEBER	IN
PAUL T MINNE	CO
JACQUELYN J MIRON	PA
WILLIAM D PETERSON	SD
TERESA M PHARES	WV
KARI L RENFROW	ND
TZIVIA H STEIN	KS
MELISSA L WEG	IA
DIANNE L WITTEN	MI

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, Leslie Kotek, and Byron Opstad, 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:



LORIE B AFREMOV  
NEETA B AMIN  
AMY M AYSHFORD  
MICHELLE S AYTAY  
PETER J BELL  
TRACY M BERG  
LISA M BLANCHARD  
CHRISTINA C BODEM  
DENISE A BOELTER  
KELLY S BOLTON  
MICHAEL A BRANDT  
KAREN L BREAUULT  
MARIE BUZA  
KATHLEEN M CAMPBELL  
ROBERTA J CARR  
MITCHELL G CAYLER  
ALICIA L CHENEY  
JENNY W CHONG  
LESLIE A CONDON-ROYBAL  
WANDA J CONLEY  
ANGELA L DELICH  
ALEXANDRA DEMELLO  
GEORGE DIMARIS  
ROSS C DUCEPT  
E J EASTON  
NEAL J FLEMING  
WINNIE W FOK  
SARAH E GRABOW  
BRENDA L GRAY  
KAYLA S GRICE  
SHEILA A HENSEL  
CHRISTOPHER S HOBBS  
PHUONG N HUYNH  
SUSANNA K JACKSON  
HEATHER L JOHNSON  
ANTHONY J KAUFENBERG  
KARLA A KAUFMAN  
ROBIN L KILAU

JARVIS A LARSON  
MATTHEW C LAVIN  
BRIAN C LEACH  
ONDREA M LEVOS  
DEBRA D LEYES  
SHAWN W MACKENZIE  
TIMOTHY S MAGARIAN  
JODI L MALIKOWSKI  
TRESA L MARSH  
HEIDI L MASER  
PATRICK S MCDONOUGH  
BRENDA A MEADE  
DONALD J MILLER JR  
DARCEY L NELSON  
GRETCHEN A NEUMANN  
CHRISTOPHER A NUNDAHL  
LISA S OSTLUND  
REBECCA L OTTMAN  
JULIE A PETERSON  
RYAN P PETERSON  
JENNIFER D ROOT  
KEITH A DASOWSKY  
JENNIFER P SCHAFFHAUSEN  
MUHAMMAD A SIDDIQUI  
LORI J SIMPSON  
MARK S STANG  
CRAIG A THOMPSON  
THERESA A THOMPSON  
HANNET R TIBAGWA  
DENISE TIMM  
WAYNE H TROFF  
CLARISSA A VAN BINSBERGEN  
KERRY L VANDERPLOEG  
AMY L WARNER  
CHRISTY L WIEBE  
MOLLY J WILSON  
HEIDI S WING  
CEAMINIA S YUEN

At approximately 8:00 a.m., June 26, 1996, 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 Jurisprudence to candidates for licensure by examination. All of the Board members were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Surveyors, Mr. Lloyd Pekas, Ms. Patricia Bellino, Mr. Stuart Vandenberg, Mr. Leslie Kotek, and Mr. Byron Opstad.

In addition to the candidates who wrote the NABPLEX Examination on June 25, 1996, the following NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

CHERYL A BIRD  
DAWN J HAGEN

STEVE D JUNKER  
WILLIAM A SODERLUND JR

The following retake candidates were present to write the Examinations:

TIMOTHY F AFFELDT  
HOLLY B BAUER  
JENNIFER BROWER-MCNUTT  
CATHERINE H BRUGGER  
TAMARA A CLOSE  
JASON G DOHM

ANH THU D HOANG  
STEVEN A INGRAM  
KEVIN M JARVIS  
KATHRYN S MERRIMAN  
GRACE R WEI

At approximately 8:30 a.m., June 27, 1996, 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 May 7, 1996. After making a correction on page 4 of the minutes of May 7, 1996, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the minutes of the meeting of May 7, 1996, be approved as amended. The motion passed.

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 Econo Family Pharmacy, 1200 Southwest 16th Street, Rochester, Minnesota, by Mr. David Miller, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Denise Frank 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Fairview Pharmacy Highland Park, 2145 Ford Parkway, St. Paul, Minnesota 55116, by Mr. William Schommer, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol

Peterson moved and Mr. Jeff Lindoo 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 Fairview Northland Pharmacy Princeton, 919 Northland Drive, Princeton, Minnesota 55371, by Mr. Bob Beacher, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Mr. Carl Benson 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 fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Northland Providers Pharmacy, 3871 Old Midway Road, Duluth, Minnesota 55811, by Mr. Cecil Roberts, 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 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 St. Francis Drug, 3220 Bridge Street Northwest, St. Francis, Minnesota 55070, by Mr. Ling Kam, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson 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 Board next addressed a request, by Pharmacist-in-charge Donald R. Spawn, that the Board approve a remodeling of the Pipestone County Medical Center Pharmacy in Pipestone, Minnesota. The remodeling would be designed to split the currently licensed area into two separate rooms, one of which would contain the pharmacy's stock of drugs. The other room would contain computer terminals, files, and other items relating to clerical functions associated with the pharmacy operation. While the total space exceeds the 400 square foot minimum requirement for licensure, each of the individual rooms is less than 400 square feet. Mr. Spawn is



proposing to secure the room containing the pharmacy's pharmaceuticals, while allowing the pharmacy technician to engage in clerical activities in the second room during times when the pharmacist is not present and on duty. After thoroughly discussing this issue, Mr. Jeff Lindoo moved and Mr. Charles Cooper seconded that the Board approve Mr. Spawn's proposed remodeling and approve his proposed use of the pharmacy's technician 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 involved the matter of the pharmacist's license of Joseph W. Luzius, Jr. Mr. Luzius' personal license to practice pharmacy was suspended by the Board at its meeting of April 11, 1996. At the time of his meeting with the Board, Mr. Luzius indicated a willingness to permanently surrender his license to practice pharmacy. At the time of the April Board meeting, the Board directed Mr. Robert Holley, the Board's Legal Council, to draft a new stipulation and order, with Mr. Luzius, that would recognize his willingness to permanently surrender his license to practice pharmacy. The stipulation and order, that would accomplish this surrender, has now been developed by Mr. Holley and has been agreed to and signed by Mr. Luzius. After a brief discussion, Ms. Denise Frank moved and Ms. Jean Lemberg seconded that the Board accept the proposed stipulation and order, and that Mr. Holmstrom be given the authority to sign the stipulation and order on the Board's behalf. The motion passed.

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 April 8 and May 14, 1996, and between the dates of May 14 and June 18, 1996. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Franks 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, Ms. Carol Peterson moved and Ms. Jean Lemberg 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 letter from Mr. David Graves, Assistant Director of Pharmacy at Hennepin County Medical Center, requesting approval of a proposal to implement a Tech-check-tech Program at HCMC. HCMC has agreed to comply with

the previously approved guidelines for a Tech-check-tech Program, developed by the Minnesota Society of Health System Pharmacists. The Tech-check-tech proposal would be limited to the unit-dose distribution system, in place for in-patients at HCMC. After a brief discussion, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Tech-check-tech Program at HCMC be approved for a one-year period of time and that Mr. Graves be requested to provide the Board with an update in six months. The motion passed, with Mr. Charles Cooper abstaining.

Mr. Holmstrom next presented, to the Board, a request from Thrifty White Drug in Hibbing, Minnesota, for a two-technician to one-pharmacist ratio, wherein the second technician would be devoted exclusively to nursing home prescription processing. The request, by Pharmacist-in-charge Mark E. Johnson, indicates that he strongly agrees that all patients, not just Medicaid patients, deserve to be provided with the patient counseling and DUR required as a part of OBRA '90, and indicates that he and his fellow pharmacists try very hard to accomplish that task. Mr. Johnson indicates, however, that he cannot truthfully state that they consult with 100% of the patients at Thrifty White Drug in Hibbing each time they receive a prescription and, as a result, he is requesting a variance for a two-technician to one-pharmacist ratio. After a brief discussion, Ms. Denise Frank moved and Mr. Charles Cooper seconded that Mr. Johnson's request for a two-to-one ratio of technicians-to-pharmacists at Thrifty White in Hibbing be approved for a one-year period of time, but that Mr. Holmstrom encourage Mr. Johnson to make every effort to provide DUR and patient counseling for all patients at Thrifty White Drug. The motion passed, with Mr. Jeff Lindoo abstaining.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Jon Richey, Director of Pharmacy at HealthSpan Home Care & Hospice Pharmacy. Mr. Richey's variance request has two parts to it. First, he is requesting the authority to keep emergency medications in a kit for home care nurses to use in emergencies and for teaching of patients. Second, Mr. Richey is requesting that the pharmacy not be required to obtain a prescription balance and weight set, in that they are strictly a home infusion-type pharmacy that prepares IV products from sterile pre-manufactured drugs obtained in vials or ampules, not solid dosage forms.

After a brief discussion of Mr. Richey's request, Mr. Carl Benson moved and Ms. Carol Peterson seconded that Mr. Richey's variance requests be granted for a one-year period of time, and that Mr. Holmstrom request information on the specific quantities of drugs proposed for inclusion in the emergency kit, and provide Mr. Richey with a copy of the guidelines that Board has developed for emergency kits for home care nurses. The motion passed.

Mr. Holmstrom next presented the Board with a request for an extension of a previously granted variance, which allows Mr. Charles Cooper, Director of Pharmacy at Hennepin County Medical Center to be designated as the pharmacist-in-charge for both the in-patient and out-patient pharmacist departments at HCMC. After a brief discussion of this request, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the variance be approved for an indefinite period of time. The motion passed, with Mr. Charles Cooper abstaining.

Mr. Holmstrom next presented, to the Board, a request for a variance from Mr. Irv Hines, pharmacist-in-charge at In Home Health Pharmacy, requesting authorization to develop an emergency kit for home care nurses. After a brief discussion, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the variance, requested by Mr. Hines, be approved for a one-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for an extension of a previously granted variance, submitted by Mr. Mike Fritz, pharmacist-in-charge at Johnson Memorial Health Service Pharmacy in Dawson, Minnesota. Mr. Fritz's previously granted variance allows his pharmacy technician to assist him by performing clerical functions out of the licensed area at times when he is not present and on duty. After a brief discussion of Mr. Fritz's request for an extension, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the variance be extended for a two-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Gerald J. Peterson, Director of Pharmacy at Lake Region Hospital in Fergus Falls. Mr. Peterson's letter involves several issues which he asks the Board to address. The first issue is an amended request for the use of pharmacy technicians in a one-to-one technician-to-pharmacist ratio at Lake Region Hospital Pharmacy. The Board acted to approve the amended technician request.

The second issue was a request that the pharmacy be allowed to provide controlled substance drugs on proof-of-use sheets to the nursing home in the same manner as is currently done for hospital in-patients. After a brief discussion and, after noting that a variance on this issue may be required from the Minnesota Department of Health, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the Board authorize Mr. Peterson to dispense controlled substance drugs to the nursing home on the same proof-of-use system as is used in the hospital, and directed Mr. Holmstrom to request a copy of the Minnesota Department of Health variance from Mr. Peterson for our files. The motion passed.

The third issue involves an extension of a previously granted variance relating to after-hours dispensing of pre-packaged



medications from the hospital emergency room. Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the variance for after-hours dispensing be approved for a one-year period of time, and that Mr. Holmstrom send a copy of the Board's guidelines to Mr. Peterson and request information on how the list of drugs, included in the emergency room dispensing program, are determined and updated; and also requested that Mr. Holmstrom obtain assurances from Mr. Peterson that the pharmacist will initiate phone contact with patients receiving antibiotics from the emergency room. The motion passed.

Finally, Mr. Peterson is requesting guidance from the Board regarding the handling of sample drugs in the hospital emergency room. After discussing this issue, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that Mr. Holmstrom be directed to inform Mr. Peterson that the Board does not support the use of sample drugs in the hospital emergency room, and that Mr. Peterson should work with the Pharmacy and Therapeutics Committee of the hospital and any other appropriate committee to attempt to eliminate sample medication from the emergency room. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for a variance submitted on behalf of Lakeview Hospital in Stillwater, Minnesota, by Ms. Cindy Appleseth, pharmacist-in-charge. Ms. Appleseth is requesting a variance which would allow her to furnish portable containers of medications to hospice and home care nurses for use in emergency situations. After discussing Ms. Appleseth's request, Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that the Board grant Ms. Appleseth's variance request, but that Mr. Holmstrom contact Ms. Appleseth, expressing concern regarding the inclusion of controlled substance drugs in the emergency kit, especially Diazepam and Ativan oral tablets. The motion passed.

Mr. Holmstrom next presented a request for a variance, submitted by Mr. Dean Schmiedt, Consulting Pharmacist. Mr. Schmiedt is requesting a variance which would increase the number of oral medications contained in the emergency kit of the Pelican Lake Care Center, a nursing home in Ashby, Minnesota. Mr. Schmiedt submitted a list of medications requested for the emergency kit and, upon review by the Board, it was discovered that the list included certain over-the-counter medications which, if these medications were discounted, brought the number of oral prescription medications to ten. As a result, no variance was required.

Mr. Holmstrom next presented, to the Board, a variance request submitted on behalf of the Health Service Pharmacy at Bemidji State University, by Mr. Thomas Thompson, pharmacist-in-charge. Mr. Thompson is requesting a variance which would allow the Health Service Pharmacy to utilize pre-packaged medications, which would be dispensed by nurse practitioners during the hours of 9:00 a.m.

to 12:00 noon on Tuesdays and Thursdays, between June 10 and August 16, 1996. It is only during this time period that the student health service is open between school years. Ms. Denise Frank then moved and Mr. Jeff Lindoo seconded that Mr. Thompson's request be approved, but that Mr. Holmstrom attempt to clarify whose prescription stock will be used in the pre-packaging and where the prescription, for the medications dispensed, will go. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for a variance from Ms. Lisa Ganske, Supervisor, Ambulatory Pharmacy Services, The University of Minnesota Hospital and Clinic. Ms. Ganske is requesting a variance which would allow her to be on record as the pharmacist-in-charge at both the ambulatory clinic pharmacy and the ambulatory discharge pharmacy at The University of Minnesota Hospital and Clinic. After a brief discussion of this request, Mr. Carl Benson moved and Mr. Charles Cooper seconded that the variance requested by Ms. Ganske be approved on a permanent basis. The motion passed.

The final request for a variance was submitted by Mr. Richard Mueller, pharmacist-in-charge at Wells Drug in Wells, Minnesota. Mr. Mueller is requesting a variance that would allow him to set up starter supplies of medications, to be dispensed at the Main Street Clinic in Brice lyn, Minnesota, which is operated as a part of the Blue Earth Medical Center. Mr. Mueller has indicated that all of the requirements of the guidelines for a pharmacy-based pre-packaged prescription system, developed by the Board, will be adhered to. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the Board grant the variance request, submitted by Mr. Mueller, for a one-year period of time. The motion passed.

The Board next addressed itself to a letter, received from Mr. Lloyd V. Pearson, pharmacist-in-charge at Community Memorial Hospital Pharmacy in Winona, Minnesota. Mr. Pearson indicated that he has been approached by certain physicians covering the emergency room at Community Memorial Hospital to grant them access to the pharmacy during time periods when the pharmacist is not present and on duty, and when the designated nurse, having responsibility for obtaining doses of medications after-hours for hospital in-patients, is not available. These time periods are from 6:00 p.m. to 8:00 p.m. on Saturdays and Sundays, and from 6:00 a.m. to 7:30 a.m., also on Saturdays and Sundays.

After discussing this issue, the Board directed Mr. Holmstrom to inform Mr. Pearson that it is the Board's position that another RN should be designated as having access to the pharmacy during the time periods in question, rather than multiple physicians having access to the pharmacy, as this will keep the number of persons accessing the pharmacy to a minimum.

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 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>
6695	ARTHUR ALLEN	CT
6696	BARRY P BRUSS	MI
6697	JEANNE M CRANER	NJ
6698	AMELIA K DAMLO	IL
6699	JODI S DE JONG	TN
6700	ANNE T DILLENBURG	WI
6701	MARK L EASTHAM	NM
6702	RUSSELL L HARDER	IA
6703	ROBIN B HOHENSTERN	ND
6704	DAVID A KASPARI	IA
6705	DIANNE S LOEBER	IN
6706	PAUL T MINNE	CO
6707	JACQUELYN J MIRON	PA
6708	WILLIAM D PETERSON	SD
6709	TERESA M PHARES	WV
6710	TZIVIA H STEIN	KS
6711	MELISSA L WEG	IA
6712	DIANNE L WITTEN	MI

The motion passed.

The Board next addressed itself to the performance of the Full Board Examination candidates, who are seeking licensure by examination and who are retaking only the Practical portion of the Full Board Examination, the State Law portion of the Full Board Examination, or both. 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 the passing scores thus established, Ms. Carol Peterson moved and Mr. Charles Cooper seconded that the Examination retake candidates, achieving a score of not less than 75 on the Practical Examination and/or a score of not less than 75 on the State Jurisprudence Examination, be granted licensure as pharmacists:

<u>CERTIFICATE #</u>	<u>NAME</u>
6713	TIMOTHY F AFFELDT
6714	HOLLY B BAUER



6716	JENNIFER BROWER-MCNUTT
6717	CATHERINE HAZEL BRUGGER
6719	STEVEN A INGRAM
6720	KATHRYN S MERRIMAN

The motion passed.

The Board next addressed the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates, who are seeking licensure by examination and 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. Carol Peterson moved and Mr. Charles Cooper 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

6715	CHERYL ANNETTE BIRD
6718	DAWN J HAGEN
6721	WILLIAM ANTHONY SODERLUND JR

At this time, Mr. Ric Giese, Director of Pharmacy at Abbott Northwestern Hospital in Minneapolis, Minnesota, appeared before the Board to request a variance which would allow Abbott Northwestern Hospital Pharmacy to utilize a Pyxis MedStation Rx Drug Distribution System at the Transitional Care Unit associated with Abbott Northwestern Hospital.

At the conclusion of a lengthy discussion with Mr. Giese, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board take the position that licensed hospital pharmacies may utilize automated medication management systems in transitional care units of the hospital if the AMMS is also the primary drug distribution system of the hospital. The motion passed.

The Board next addressed itself to dates of future Board meetings. The Board established the following schedule of meeting dates through January of 1998:

January 28, 29, & 30, 1997	Board Exam/Reciprocity Exam/Business Meeting
March 5, 1997	Business Meeting
April 15 & 16, 1997	Reciprocity Exam/Business Meeting
June 24, 25, & 26, 1997	Board Exam/Reciprocity Exam/Business Meeting

August 6, 1997	Business Meeting
September 16 & 17, 1997	Reciprocity Exam/Business Meeting
October 22, 1997	Business Meeting
December 3, 1997	Business Meeting
January 27, 28, & 29, 1998	Board Exam/Reciprocity Exam/Business Meeting

Those Board members serving on the Board's Rules and Legislation Committee then identified a time and place for the next meeting of the Rules Committee. The Committee will meet just prior to the opening session of the District V Meeting of the Boards of Pharmacy and the Colleges of Pharmacy of the five-state area, to be held in Fargo, North Dakota on August 8, 1996. The Rules and Legislation Committee Meeting will begin at 1:00 p.m.

The Board next addressed the issue of the payment of per diem for the time spent by Board members at the NABP Annual Meeting in Boston, Massachusetts, from May 19-22, 1996. Ms. Jean Lemberg then moved and Mr. Carl Benson seconded that Mr. Holmstrom review the status of the Board's budget and pay per diem to Board members to the extent that money is available in the budget for that purpose. The motion passed.

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



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

June 27, 1996

**ONE-TO-ONE RATIO:**

Bruning Pharmacy - St. Cloud  
Candy's Drug - Ada  
Columbia Park Pharmacy - Columbia Heights  
Cub Pharmacy - Elk River  
Duluth Clinic IV Pharmacy - Duluth  
Fair Mall Drug - Fairmont  
Family Drug - Luverne  
Harms Pharmacy, Inc. - Watertown  
HealthPartners Arden Hills Pharmacy - Arden Hills  
HealthPartners Riverside Pharmacy - Minneapolis  
In Home Health, Inc. - Roseville  
K-Mart Pharmacy #7559 - Apple Valley  
K-Mart Pharmacy #3866 - Monticello  
K-Mart Pharmacy #7106 - Oakdale  
K-Mart Pharmacy #4351 - Rochester  
K-Mart Pharmacy #7620 - Virginia  
Lloyd's Pharmacy - St. Paul  
Parkers Trumm Drug, Inc. - Parkers Prairie  
Queen of Peace Hospital Pharmacy - New Prague  
St. Therese Home Professional Pharmacy - New Hope  
Target Pharmacy - Bloomington  
Target Pharmacy - Rochester  
Trumm Drug #2 - 1501 S Broadway, Alexandria  
Trumm Drug Inc. - 600 Filmore St., Alexandria

**TWO-TO-ONE RATIO:**

Wal-Mart - Hutchinson  
White Drug - Cloquet

**THREE-TO-ONE RATIO:**

Midwest IV & Home Care - Blaine



MINNESOTA BOARD OF PHARMACY

SIX HUNDRED AND NINETY-EIGHTH MEETING

At approximately 8:30 a.m., August 1, 1996, 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 Ms. Carol Peterson and Ms. Jean Lemberg. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

The first order of business was a review and approval of the agenda for the meeting. The agenda was determined to be appropriate as written.

The Board next turned its attention to the minutes of the meeting of June 25, 26, and 27, 1996. Ms. Denise Frank moved and Mr. Chuck Cooper seconded that the minutes of the June meeting 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, and only, such application was submitted on behalf of Cub Pharmacy in Woodbury, Minnesota, by Mr. Bradley Larson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Jeff Lindoo 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 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 S. Anderson. The stipulation was developed subsequent to a conference, held July 11, 1996, with Mr. Anderson, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Anderson. In the stipulation, Mr. Anderson agrees to voluntarily surrender his license to practice pharmacy on a permanent basis.

After discussing the proposed stipulation and order, Mr. Carl Benson moved and Mr. Jeff Lindoo 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.

Mr. Holly next described, for the Board, a corrective action agreement, which is being used by the Board's Complaint Review Panel to conclude the matter associated with Pharmacist Cynthia Luzius. The letter of corrective action was agreed to subsequent to a Complaint Review Panel meeting with Ms. Luzius on July 26, 1996.

The Board next turned its attention to the performance of the candidates for licensure by examination, who completed the examination process on June 25 and 26, 1996. 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 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 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 successfully passed the examination are as follows:

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6735	NEETA B AMIN	116216-
6736	AMY M AYSHFORD	116217-
6737	MICHELLE S AYTAY	116218-
6738	TRACY MAY BERG	116219-
6739	LISA M BLANCHARD	116220-
6740	CHRISTINA C BODEM	116221-
6741	KELLY S BOLTON	116222-
6742	MICHAEL A BRANDT	116223-
6743	KAREN L BREAUULT	116224-
6744	MARIE BUZA	116225-
6745	KATHLEEN M CAMPBELL	116226-
6746	ROBERTA JO CARR	116227-
6747	MITCHELL GORDON CAYLER	116228-
6748	JENNY W CHONG	116229-
6749	TAMARA A CLOSE	116230-
6750	WANDA JO CONLEY	116231-
6751	ANGELA L DELICH	116232-
6752	GEORGE DIMARIS	116233-
6753	JASON GERALD DOHM	116234-
6754	ROSS C DUCEPT	116235-
6755	E JAMES EASTON	116236-
6756	NEAL JEFFREY FLEMING	116237-
6757	WINNIE W FOK	116238-
6758	SARA E GRABOW	116239-
6759	BRENDA LYNN GRAY	116240-
6760	SHEILA A HENSEL	116241-
6761	ANHTHU DANG HOANG	116242-
6762	PHUONG N HUYNH	116243-
6763	KEVIN MICHAEL JARVIS	116244-
6764	HEATHER LYN JOHNSON	116245-
6765	ANTHONY J KAUFENBERG	116246-

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6766	KARLA A HARREN	116247-
6767	JARVIS A LARSON	116248-
6768	BRIAN CLIFFORD LEACH	116249-
6769	ONDREA M LEVOS	116250-
6770	DEBRA DEANN LEYES	116251-
6771	SHAWN W MACKENZIE	116252-
6772	TIMOTHY S MAGARIAN	116253-
6773	JODI LYNN MALIKOWSKI	116254-
6774	TRESA L MARSH	116255-
6775	HEIDI LANE MASER	116256-
6776	PATRICK S MCDONOUGH	116257-
6777	DARCEY L NELSON	116258-
6778	GRETCHEN A NEUMANN	116259-
6779	LISA S OSTLUND	116260-
6780	REBECCA LYNN OTTMAN	116261-
6781	RYAN P PETERSON	116262-
6782	JENNIFER DIANE ROOT	116263-
6783	KEITH A SADOWSKY	116264-
6784	JENNIFER P SCHAFFHAUSEN	116265-
6785	LORI J SIMPSON	116266-
6786	MARK S STANG	116267-
6787	CRAIG ALAN THOMPSON	116268-
6788	THERESA ANN THOMPSON	116269-
6789	DENISE TIMM	116270-
6790	WAYNE HAROLD TROFF	116271-
6791	KERRY LEE VANDERPLOEG	116272-
6792	AMY LYNN WARNER	116273-
6793	CHRISTY L WIEBE	116274-
6794	MOLLY J WILSON	116275-
6795	HEIDI S WING	116276-
6796	CEAMINIA SZE-MAN YUEN	116277-
6797	CHRISTOPHER A NUNDAHL	116278-

The Board next turned its attention to letters it has recently received from pharmacists requesting an extension of time in which to complete their continuing education requirements. The first request, for an extension of time, was submitted by Pharmacist Stuart Koe. Mr. Koe is a pharmacist who, since becoming licensed in Minnesota, has moved back to Singapore and is currently serving a 2½ year national service requirement in the Singapore Armed Forces. Mr. Koe indicates that, during his military service in Singapore, it has been difficult to obtain continuing education courses and is requesting an extension of time in which to report his CE participation. After discussing Mr. Koe's request, Ms. Denise Frank moved and Mr. Carl Benson seconded that Mr. Koe be granted a three month extension in which to report his continuing education participation. Mr. Koe's continuing education requirements will thus be reportable not later than January 1, 1997. The motion passed.



The second request, for a continuing education extension, was submitted by Mr. Stanley Opitz. Mr. Opitz is requesting an extension which would allow him to participate in a continuing education program scheduled for October 6, 1996. After discussing Mr. Opitz's request, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board grant a one month extension to Mr. Opitz. As a result, Mr. Opitz will be required to submit his continuing education participation records no later than November 1, 1996. The motion passed.

The third request, for a continuing education extension, was submitted by Mr. James Partridge. Mr. Partridge is requesting an extension due to being in extended travel status for the months of August and September. After discussing Mr. Partridge's request, Ms. Denise Frank moved and Mr. Chuck Cooper seconded that Mr. Partridge be given a three month extension in which to report his continuing education. Thus, Mr. Partridge's continuing education participation must be reported to the Board not later than January 1, 1997. The motion passed.

The final letter, regarding continuing education participation received by the Board, was submitted by Ms. Dima Chatila. Ms. Chatila is currently residing in Saudi Arabia and has indicated that it is difficult to obtain continuing education programs or coursework from the United States. Ms. Chatila has been back in the United States over the summer and has completed sufficient continuing education coursework to meet her 1996-1998 CE requirements, if the Board will allow her to count credits earned prior to the October 1, 1996 start of the next CE reporting period. After discussing Ms. Chatila's request, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board grant her permission to use continuing education participation, earned during the summer of 1996, in meeting her 1996-1998 reporting period; but that Mr. Holmstrom encourage her to obtain professional journals containing continuing education programs through professional contacts at drug companies or through HELIX, which is available over the Internet. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel request 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. Carl Benson 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 it has received since the last meeting. The first request for a variance was submitted on behalf of the Duluth Clinic Pharmacy, by Mr. Donald Gibson, pharmacist-in-charge. Mr. Gibson is requesting an extension of a variance, which was

granted by the Board on May 25, 1995. This variance allows patients to return several specific unused drugs to the pharmacy, providing certain specified guidelines were met. The specific drugs requested were the following:

Menotropins - 75 i.u. and 150 i.u. vials  
Urofollitropin - 75 i.u. and 150 i.u. vials  
Human Chorionic Gonadotropin - 5000 u. and 10,000 u. vials

In addition to requesting an extension of the above variance, Mr. Gibson's request includes the addition of one additional drug:

Leuprolide Acetate - 1 mg./0.2 ml, 2.8 m. vials

After a brief discussion of Mr. Gibson's request, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the requested variance, as amended through the addition of the one additional drug product, be approved for an additional two-year period of time. The motion passed.

The next request for variances was submitted on behalf of the Dakota Treatment Center, by Ms. Jeanette Groh, Regional Director, and Ms. Barbara Morse, Vice President of Operations, Pharmacy Services. The variances requested on behalf of the Dakota Treatment Center include:

- 1) A exemption from having prescription balances, weights, graduates, mortar and pestles, refrigerator, etc., on the licensed premises, in that the Dakota Treatment Center is a limited-scope pharmacy dealing only with methadone treatment patients.
- 2) An exemption from the requirement of floor-to-ceiling barriers around the licensed area, in that a sophisticated electronic alarm system is in place at the facility.
- 3) Exemption from having to do a DUR review at each patient visit, in that patients make daily visits to the clinic to receive a single dose of methadone.
- 4) Allowing the dosing nurse to administer doses without an on-site pharmacist when emergency situations such as illness, disaster, or bad weather prevent the pharmacist from being present at the clinic during clinic hours.
- 5) Allowing the dosing nurse to administer doses without an on-site pharmacist during the regularly scheduled clinic hours on Sunday mornings.

After a thorough discussion of the variances requested on behalf of the Dakota Treatment Center, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that variances 1 through 4 be approved for a one-year period of time, but that the Board deny approval of variance number 5. The motion passed.

The next request for a variance was submitted on behalf of HealthEast Midway Hospital, by Mr. Wallace Wadd, pharmacist-in-charge. Mr. Wadd is providing the Board with additional information, requested by the Board members during his personal visit before the Board at the meeting of May 7, 1996, wherein this variance request was originally submitted to the Board.

After reviewing the information, submitted by Mr. Wadd, and after reviewing the position taken by the Board at its meeting of June 27, 1996 involving an identical request for the use of automated medication management systems at Abbott Northwestern Hospital, Ms. Denise Frank moved and Mr. Carl Benson seconded that the Board re-affirm its position of June 27, 1996, and inform Mr. Wadd that licensed hospital pharmacies may utilize automated medication management systems in transitional care units of the hospital, if the AMMS is also the primary drug distribution system of the hospital. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of St. Elizabeth's Hospital in Wabasha, Minnesota, by Mr. Kurt Henn, pharmacist-in-charge. Mr. Henn is requesting the Board's approval of procedures he has developed for dispensing out of the hospital's emergency room by nurses at a time when neither the pharmacist nor physician is on duty. Mr. Henn is also requesting the Board's approval of the use of drug samples, dispensed by physicians for patients in the attached long-term care facility at St. Elizabeth's.

After discussing Mr. Henn's request, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that Mr. Henn's proposal for emergency room dispensing be approved for a one year period of time, on condition that Mr. Henn add a definitive statement, indicating that the pharmacist will contact patients receiving medication from nurses at the pharmacist's earliest convenience, in order to make certain the patient understands how to take the medication and to provide appropriate patient counseling. Mr. Lindoo further moved and Ms. Denise Frank seconded that Mr. Holmstrom be directed to inform Mr. Henn that the Board does not have jurisdiction to prohibit the use of the dispensing of samples by physicians to patients at the St. Elizabeth's Nursing Home, but that if the patient's regular pharmacy is dispensing in unit-dose packaging, any prescribed medication being discontinued can be returned to the pharmacy for credit, following Board rules; and further, that all parties involved should keep in mind that the nursing home may be subjected to fines by the Minnesota Department of Health unless



appropriate written orders for all samples dispensed to nursing home patients are included in the patient's chart, and unless the samples are properly labeled. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacy in Blaine, Minnesota, by Mr. Darryl Stoering, pharmacist-in-charge. Mr. Stoering is requesting a variance from Minn. Rule 6800.2700, Subpart 2, that allows the return of medications only from nursing homes. Mr. Stoering is providing medications to the new Anoka County Medium Security Corrections Facility in Lino Lakes. It is being proposed that the pharmacy accept the return of unused medications. Mr. Stoering indicates that all medications will be stored in a locked medication cart in a locked medication room, only authorized personnel will have access to the medications, and the facility is air-conditioned so the medication will be stored at controlled room temperature between 68° and 74°. Mr. Stoering indicates that the medication will all be dispensed in unit dose packaging, meeting the moisture permeability of the Class B packaging standards of the USP. After discussing this request, Ms. Denise Frank moved and Mr. Carl Benson seconded that the requested variance be approved for a one year period of time. The motion passed.

The Board next discussed a letter, recently received from NABP, requesting participation by the Minnesota Board of Pharmacy in a special meeting to discuss participation the multi-state Pharmacy Jurisprudence Examination. The meeting is currently scheduled for Wednesday, August 7, 1996, and Thursday, August 8, 1996, in Fargo, North Dakota, just prior to the beginning of the District V meeting of the boards and colleges. Mr. Gibson then appointed Mr. Holmstrom and Ms. Frank to be the Board's representatives at this special meeting. In that the Board's Rules and Legislation Committee had previously planned to meet in Fargo on Thursday, August 8, 1996, just prior to the start of the District V meeting, the Rules and Legislation Committee then identified its next meeting date as Wednesday, August 28, 1996, from 12:00 noon until 3:00 p.m.

Mr. Holmstrom next presented the Board with information concerning a program, being put together by the Executive Directors of the Minnesota Health Licensing Boards, discussing the future of healthcare occupation regulation in Minnesota, which is scheduled for October 21, 1996. At this time, Mr. Holmstrom requested information from Board Members regarding who, among them, is likely to want to attend this conference.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Craig Nybakken, requesting an opportunity to again retake the Federal Drug Law Exam. Mr. Nybakken has taken the Board Examination in Minnesota and has passed all portions of the Exam,

except the Federal Drug Law Exam portion. Mr. Nybakken is now requesting another opportunity to take that portion of the exam. After a brief discussion, Mr. Jeff Lindoo moved and Mr. Chuck Cooper seconded that Mr. Nybakken be given another opportunity to take the Federal Drug Law Exam. The motion passed.

Mr. Holmstrom next presented, to the Board, a proposal to include, in the biennial budget request to the Legislature, a permanent additional staff position for a Clerk Typist.

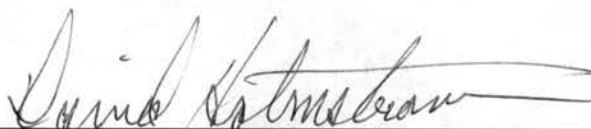
After a brief discussion of the costs of an additional staff person, and a brief discussion of the ever-increasing volume of work the Board office handles, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board accept Mr. Holmstrom's recommendation and that he include a provision in the biennial budget for an additional Clerk Typist position for the Board. The motion passed.

At this time, Mr. William Bond, Executive Director of the Minnesota Pharmacists Association, appeared before the Board to discuss MPhA's Pharmaceutical Care Competency Assessment Tool. At the conclusion of Mr. Bond's presentation, the Board entered into a lengthy discussion of various issues associated with competency assessment on the part of pharmacists and pharmacy technicians with Mr. Bond. No formal Board action was taken.

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



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

August 1, 1996

ONE-TO-ONE RATIO:

Borg Drug - Ashby  
Community Memorial Hospital Pharmacy - Deer River  
Community Memorial Hospital Pharmacy - Winona  
Falls Memorial Hosp. Phcy. - International Falls  
Fergus Falls Reg. Tx. Ctr Pharmacy - Fergus Falls  
HealthPartners Como Clinic Pharmacy - St. Paul  
Hunt's Hillcrest Drug - Rochester  
Mallinckrodt Medical, Inc. - St. Paul  
North St. Paul Pharmacy - North St. Paul  
Owatonna Hospital Pharmacy - Owatonna  
Ridgeview Medical Center Pharmacy - Waconia  
Ruffalo Drugs Long Term Care - Rochester  
Senior Dimensions Pharmacy - Minneapolis  
Snyder Drug #76 - Little Canada  
Swanson Drug - St. Paul  
Target Pharmacy - Fridley  
Thrifty White Drug #724 - Blaine  
Univ. Med. Center-Mesabi Outpt. Phcy. - Hibbing  
Walgreens Drug - St. Paul

TWO-TO-ONE:

Medicine Shoppe - Willmar



# MINNESOTA BOARD OF PHARMACY

## SIX HUNDRED AND NINETY-NINTH MEETING

At approximately 8:00 a.m., September 17, 1996, 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, except Ms. Denise Frank, were in attendance. 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 in Minnesota on the basis of his or her license in the state indicated:

<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
JENNIFER L BREIHAN	SC
RALPH L CURDIE	PA
MICHELLE A EASTHAM	NM
BARBARA L FETSCH	ND
TERI L FRANK	AZ
MICHAEL J FREKING	NE
JAMES M HANSON	OH
CATHERINE M HITT	ID
DOLLY JOHN	MD
KYLE M JOHNSON	OR
KEVIN K KERN	ND
BRADLEY K KLOCK	WI
GORDON L MEISGEIER	IA
CAMILE J MOYER	TX
CRAIG S OLSON	IA
MARY L PAGNUCCO	MI
MARK A RAUMAN	IL
ELLEN K RAY	IN
KARI L RENFROW	ND
DOUGLAS A ROBERTS	IN
DENISE S SCHMIT	IA
TERRY L SELIGMAN	IA
KEVIN A SELL	NV
DOLORES P SUDDS	NV
THOMAS W SUDDS	MI
LEE A TAGLIENTI	IN
RODNEY L WOOTEN	IA

In addition to the above listed candidates, Ms. Alexandra Demello, a Full Board Examination candidate from the June 1996 Board Examination, and Ms. Julie L. Clyne and Mr. Richard A. Lundein, candidates for reinstatement of lapsed licenses, took the examination.

At approximately 8:30 a.m. on September 18, 1996, 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, with the exception of Ms. Denise Frank, were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom. Board President Donald Gibson presided.

After reviewing, amending, and approving the agenda for the meeting, the Board addressed the minutes of the meeting of August 1, 1996. Mr. Jeff Lindoo 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 P.H.R.S. Pharmacy, located in Roseville, Minnesota, by Ms. Nancy Hoogenhous, Vice President of IV Services. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that the application be approved and a license issued, subject to the naming of a 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Rx Healthcare Inc, of Melrose, Minnesota, by Mr. Gary M. Anderson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper 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, Mr. Jeff Lindoo 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, the list of continuing education programs, reviewed by the Continuing Education Advisory Task Force between June 18, 1996, and August 6, 1996. After reviewing the list of programs, submitted to and approved by the Continuing Education Advisory Task Force, Mr. Carl Benson 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 list of 31 pharmacists requesting an extension of time in which to complete their continuing education requirements, which are due October 1, 1996. In discussing the requests for an extension of time in which to complete continuing education requirements, the Board established criteria by which the Board will evaluate the requests for extension and by which Mr. Holmstrom can evaluate future requests for extension. Having thus established the criteria for granting continuing education extension requests, Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that those criteria be applied to the 31 extension requests included on the agenda, and that Mr. Holmstrom write appropriate letters to the individuals involved. The motion passed.

At this time, Mr. Henry Capiz, the Board's representative to the Health Professional Services Program (HPSP) appeared before the Board to provide the Board with an update on the recent activities of HPSP. After responding to questions from Board members, Mr. Capiz agreed to attend the December 4 meeting of the Board and, at that time, will try to arrange for HPSP Manager Debra Moses to also attend. The Board thanked Mr. Capiz for his service to the Board as the Board's representative on HPSP, and thanked him also for the update. Mr. Capiz then left the meeting.

The Board next reviewed a letter from Mr. Arnold Delger regarding continuing education participation. Ms. Jean Lemberg then moved and Mr. Carl Benson seconded that the Board approve Mr. Delger for one hour of continuing education credit for his attendance at a pharmacy law lecture, given at the University of Minnesota. The motion passed.

The Board next addressed itself to a resolution, passed at the District V meeting of the boards and colleges of pharmacy, which called for the states in District V, including Minnesota, to develop and implement a system which recognizes continuing education participation by pharmacists licensed in one state in District V, while living and practicing in another state within District V. Evidence of licensure in good standing in the second state would be recognized as evidence of the pharmacist's continuing education participation meeting the requirements of all states within District V.

After discussing this issue and identifying a mechanism by which the state of Minnesota could participate in such an endeavor, Mr. Carl Benson moved and Mr. Charles Cooper seconded that the Board accept evidence of licensure in good standing in another state, within District V, as evidence that the pharmacist so



licensed has met continuing education participation acceptable to the Minnesota Board of Pharmacy. 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, Mr. Jeff Lindoo moved and Ms. Carol Peterson 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>
6798	RALPH L CURDIE	PA
6799	MICHELLE A EASTHAM	NM
6800	BARBARA L FETSCH	ND
6801	TERI L FRANK	AZ
6802	MICHAEL J FREKING	NE
6803	JAMES M HANSON	OH
6804	CATHERINE M HITT	ID
6805	KEVIN K KERN	ND
6806	BRADLEY K KLOCK	WI
6807	GORDON L MEISGEIER	IA
6808	CAMILE J MOYER	TX
6809	CRAIG S OLSON	IA
6810	MARY L PAGNUCCO	MI
6811	MARK A RAUMAN	IL
6812	KARI L RENFROW	ND
6813	DOUGLAS A ROBERTS	IN
6814	DENISE S SCHMIT	IA
6815	TERRY L SELIGMAN	IA
6816	KEVIN A SELL	NV
6817	THOMAS W SUDDS	MI
6818	LEE A TAGLIENTI	IN
6819	RODNEY L WOOTEN	IA

The Board next turned its attention to the matter of the licensure of Ms. Jacqueline Marie Wilt. Ms. Wilt was unsuccessful in passing the Federal Drug Law Examination portion of the June 1996 Board Exam. Ms. Wilt has now retaken the examination in North Dakota and transferred her score to Minnesota. Based on the Board's long standing requirement of a minimum score of 75 on the NABPLEX Examination, and a minimum score of 75 on the Federal Drug Law Examination, a score of 75 on the State Law Examination, and a score of 75 on the Practical Examination, Ms. Carol Peterson moved and Mr. Jeff Lindoo seconded that the Board grant licensure to Ms. Wilt. The motion passed.

The Board next turned its attention to requests for variances it has received since the last meeting. The first request for a

variance, to be reviewed by the Board, was a request for an extension of a previously granted variance to Midwest IV & Home Care Pharmacy, allowing home care nurses, associated with the pharmacy, to carry emergency kits of drugs. In addition to the extension, the request is seeking permission to add injectable epinephrine and injectable diphenhydramine to the kit. After a brief discussion, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the requested extension and the addition of two additional drugs to the emergency kit be approved for a two year period of time. The motion passed.

The second request for a variance, to be reviewed by the Board, was submitted on behalf of Northern Itasca Health Care Center in Big Fork, Minnesota, by Ms. Valerie Halverson, pharmacist-in-charge. Ms. Halverson is requesting a variance that would allow her to pre-pack various pharmaceutical products, to be dispensed by physicians in the Northome and Big Falls Clinics. After a brief discussion, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the variance be granted for a one year period of time. The motion passed.

The third request for a variance, to be submitted to the Board, was submitted on behalf of Thrifty White Drug in Fergus Falls, Minnesota, by Mr. Douglas Nettelton, pharmacist-in-charge. Mr. Nettelton is requesting a variance that would allow a two-technician to one-pharmacist ratio of supportive personnel at the pharmacy, with the second technician being used solely for entering and setting up unit-dose drug orders for long-term care facilities. After a brief discussion, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the variance be approved for a one year period of time. The motion passed, with Mr. Jeff Lindoo abstaining.

The fourth request for a variance, to be reviewed by the Board, was a request for an extension of a variance previously granted to Symphony Pharmacy Services, which allowed Symphony to use nursing staff, employed by the pharmacy, to check and inventory the emergency kit at long-term care facilities, on condition that such activity be under the supervision of a pharmacist. Symphony is now requesting an extension of this variance. After a brief discussion, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the variance be approved for a two year period of time. The motion passed.

The fifth and final variance, to be requested of the Board, was submitted on behalf of Walgreens Pharmacy, located at 621 W. Broadway in Minneapolis, Minnesota. The request was submitted by Mr. Vern Kassekert, a pharmacy supervisor for Walgreens. The request is that the Board allow Walgreens to close the prescription department of the pharmacy at certain times, while the remainder of the store is open for business, in spite of the fact that the prescription department of the pharmacy is only 377 square feet,

which is 23 square feet short of the Board's 400 square foot minimum requirement in order to operate the pharmacy on different hours from the rest of the facility. A lengthy discussion ensued, during which it was discovered that this is the third variance request for the closure of this pharmacy, to be reviewed by the Board, during the past ten years, and that in the early 1990's, Walgreens notified the Board of its intention to remodel this pharmacy in order to meet the 400 square foot requirement but, for an unknown reason, did not follow through with that remodeling. At the conclusion of the discussion, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the Walgreens' request be tabled until the December 4, 1996 meeting, and that the Board's surveyors be directed to visit the pharmacy and look at all aspects of the pharmacy operation, paying particular attention to adequacy of the overall space and the adequacy of the counseling area identified for the pharmacy, and the extent of the compliance with the patient counseling and drug use review requirements of OBRA '90. The motion passed.

Mr. Holmstrom next presented, to the Board, information he has received from NABP on the Health Law Officers Conference (HLOC), scheduled for November 10 - 13, 1996. The HLOC is a meeting designed specifically for pharmacy board inspectors, and is developed and produced by the National Association of Boards of Pharmacy. After a brief discussion, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that Board Surveyors Les Kotek, Byron Opstad, and Patricia Bellino be authorized to attend, at Board expense, that Mr. Holmstrom schedule Mr. Kotek, Mr. Opstad, and Ms. Bellino to appear at the Board's December meeting to report and summarize the meeting for the Board members, and that Mr. Holmstrom explore other avenues for covering portions of the costs involved in sending these three individuals to the HLOC meeting. The motion passed.

Mr. Holmstrom next explained, to the Board, that the date previously selected for the October meeting of Board conflicts with the move of the Board's headquarters, and suggested that the October 23 Board meeting be rescheduled for October 16, 1996. The Board agreed that the October Board meeting would be rescheduled to Wednesday, October 16, and proceeded then to schedule a meeting of the Board's Complaint Committee for 9:00 a.m., on Tuesday, October 15, and a meeting of the Board's Rules Committee for 1:00 p.m. on Tuesday, October 15.

Mr. Holmstrom next provided the Board with information regarding a Board Member Training/Orientation Session, which will be held on Monday, October 7, 1996, and is being sponsored by the Health Law Division of the Attorney General's Office. All Board members are encouraged to attend.



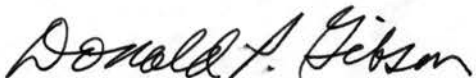
The Board next addressed a letter it received from Ms. Jennifer Chang. Ms. Chang is a graduate of the University of British Columbia in Canada and is seeking internship credit for her internship experience in Canada. In that the information, provided by Ms. Chang, was not clear, Ms. Peterson moved and Mr. Jeff Lindoo seconded that Mr. Holmstrom attempt to meet with Ms. Chang to clarify her internship experience in Canada, and that she be given credit for the number of internship hours she has accumulated through her experience in Canada. The motion passed.

Mr. Holmstrom next led a discussion of the upcoming move of the Board's new office quarters and requested that the Board approve the expenditure of funds to purchase new chairs for the Board's conference table. Mr. Carl Benson then moved and Mr. Jeff Lindoo seconded that Mr. Holmstrom be authorized to buy ten new chairs to replace the chairs currently used in the Board's conference room. The motion passed.

Mr. Holmstrom next provided the Board with information he received from the National Association of Boards of Pharmacy regarding the Multi-state Pharmacy Jurisprudence Examination. The examination blueprint and other items associated with the Multi-state Jurisprudence Examination were discussed but no formal Board action was taken.

Mr. Holmstrom next provided information to the Board regarding the seminar, being sponsored by the Executive Directors of the Health Licensing Boards in Minnesota, for discussion of the PEW Commission report on the Health Regulatory Boards. The PEW Seminar is scheduled for October 21, 1996. Mr. Carl Benson then moved and Ms. Jean Lemberg seconded that the Board encourage the attendance of and pay for the expenses of Board members, the Board executive director, and Board surveyors for the PEW seminar. The motion passed.

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



PRESIDENT

  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

September 18, 1996

**ONE-TO-ONE RATIO:**

Cambridge Medical Center Pharmacy - Cambridge  
City Center Drug - Morris  
Duluth Clinic-Oberg Pharmacy - Duluth  
Edina Pharmacy - Minneapolis  
Falk's Lakeside Pharmacy - Duluth  
Fairview Northland Pharmacy - Milaca  
Granite Drug - Granite Falls  
HealthPartners Coon Rapids Pharmacy - Coon Rapids  
Herman Rexall Drug - Herman  
K-Mart Pharmacy #3866 - Monticello  
More-4 Family Pharmacy - Fergus Falls  
Pamida Pharmacy - Aitkin  
Randall Pharmacy - Mankato  
Ruffalo Prescription Shop - Rochester  
Vet Rx Pharmacy - Northfield  
Westhealth Pharmacy - Plymouth

**TWO-TO-ONE:**

Midway Hospital Pharmacy - St. Paul

# MINNESOTA BOARD OF PHARMACY

## SEVEN HUNDREDTH MEETING

At approximately 8:30 a.m., October 16, 1996, 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.

After reviewing and approving the agenda for the meeting and determining that there were no additional items to be added to the agenda, the agenda was approved.

The Board next addressed the minutes of the meeting of September 17 and 18, 1996. Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the minutes be approved as written. 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 Ms. Denise Frank 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 list of continuing education programs reviewed by the Continuing Education Advisory Task Force between the dates of August 6, 1996 and September 24, 1996. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Charles Cooper seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval is recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Pharmacist Jill M. Schraut-Esler. Ms. Schraut-Esler is requesting an extension of time in which to complete her continuing education requirements. Ms. Schraut-Esler is requesting an extension of six months. After discussing Ms. Schraut-Esler's request, Mr. Jeff Lindoo moved and Ms. Jean Lemberg seconded that the Board grant an extension through December 31, 1996, only. The motion passed.

The Board next turned its attention to various requests for waivers and/or variances it has received since the last meeting of the Board. The first request for a variance was submitted on behalf of Bemidji State University Student Health Service Pharmacy, by Mr. Thomas Thompson, pharmacist-in-charge. Mr. Thompson is requesting a variance from the rule relating to minimum space of a licensed pharmacy. It is being proposed that the Student Health Service Pharmacy be relocated to a space which will provide more



privacy and should aid in patient counseling confidentiality, but, is substantially less than the 400 square feet required for licensure. Mr. Thompson contends, however, that the space is adequate for the needs of the Student Health Service Pharmacy, and Pharmacy Board Surveyor Les Kotek, having seen the proposed new space, concurs with that assessment. Mr. Carl Benson then moved and Ms. Carol Peterson then seconded that the Board grant Mr. Thompson the variance requested for the Bemidji State University Student Health Service Pharmacy. The motion passed.

The next request for a variance was submitted on behalf of Fairview Highland Park Pharmacy in St. Paul, Minnesota, by Mr. Paul Rukavina, pharmacist-in-charge. Mr. Rukavina is requesting permission for the Fairview Highland Park Pharmacy to take control of all prescription drug samples, obtained by physicians at the Fairview Highland Park Clinic, so as to maintain better control, record keeping, and labeling of these drugs. After noting that the possession of sample drugs is also an issue of concern to the Food and Drug Administration through the restrictions imposed by the Prescription Drug Marketing Act of 1987, Mr. Charles Cooper moved and Mr. Jeff Lindoo seconded that the Board approve of Mr. Rukavina's proposal for the pharmacy to maintain control over clinic samples, subject to FDA approval of the proposal. The motion passed.

The third request for a variance, to be reviewed by the Board, was submitted on behalf of HealthEast Bethesda Pharmacy, by Mr. Steven Darnell, pharmacist-in-charge. Mr. Darnell is proposing that a variance, previously granted to HealthEast Midway Hospital, be transferred to Bethesda Hospital. The previously granted variance allowed Midway to utilize an Automated Medication Management System in the Transitional Care Unit of the hospital, in that the same Automated Medication Management System is utilized as the primary distribution system of the hospital. The Transitional Care Unit beds from Midway are being transferred to Bethesda due to re-organization within the HealthEast conglomerate.

After noting that Midway Hospital, which was originally granted the TCU variance, has 24-hour-a-day pharmacy services, and that Bethesda Hospital does not, the Board determined that more information was needed regarding how drug orders will be handled after regular pharmacy hours at the Transitional Care Unit once it is moved to Bethesda. The Board then directed Mr. Holmstrom to contact Mr. Darnell and request this additional information from him, so that the Board can then again consider this request at its meeting of December 4.

The next request for a variance was submitted on behalf of the Medical Building Pharmacy, by Mr. Matt Huepfel, pharmacist-in-charge. Mr. Huepfel is requesting a variance which would allow them to accept returns to the pharmacy of certain limited fertility

drugs. After thoroughly discussing the pro's and con's of medications being returned to the dispensing pharmacy, and the storage conditions required by the menotropins and urofollitropins, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board grant the requested variance for a one-year period of time, on condition that Mr. Huepfel develop an information sheet for patients receiving these drugs, indicating the criticality of adherence to the storage conditions for these drugs if the patient wishes to return them to the pharmacy. Mr. Huepfel is then to submit a copy of this notice to the Board for review. The motion passed with Ms. Jean Lemberg abstaining.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of North Memorial Home Care Pharmacy, by Mr. Wayne Wandemacher, Director of Pharmacy. Mr. Wandemacher is requesting two different variances. The first is a variance to Minn. Rule 6800.1050, Subpart 2, relating to minimum equipment for the pharmacy. Since North Memorial Home Care Pharmacy is an IV home infusion pharmacy only, they do not have need for some of the required pieces of equipment. Ms. Carol Peterson then moved and Ms. Denise Frank seconded that the Board grant Mr. Wandemacher this variance on a permanent basis. The motion passed.

The second variance, being requested by Mr. Wandemacher, involves the development and use of emergency kits for home care nurses, which would include lidocaine injection, urokinase, heparin flush, saline flush, and anaphylactic reaction drugs. Ms. Denise Frank then moved and Mr. Jeff Lindoo seconded that this variance be granted for a two-year period of time. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in New Ulm, Minnesota, by Ms. Mary Nicklay, pharmacist-in-charge. Ms. Nicklay is requesting a variance to Minn. Rule 6800.3850, Subpart 6, regarding supportive personnel ratios. Ms. Nicklay is requesting permission to use technicians in a ratio of 2:1, with the second technician being used solely for preparation of unit dose medications for nursing home patients. After discussing this issue, Mr. Carl Benson moved and Ms. Denise Frank seconded that the requested variance be granted for a one year period of time. The motion passed, with Mr. Jeff Lindoo abstaining.

The next variance request, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in Waseca, Minnesota, by Mr. Jeff Lindoo and Mr. Dale Rudolph, pharmacist-in-charge of the pharmacy. Mr. Lindoo then explained the proposal for licensing Thrifty White Pharmacy in Waseca as a drug manufacturer, and his discussions with FDA regarding the permissibility of utilizing the Waseca Pharmacy to prepackage unit dose medications for dispensing by other Thrifty White Pharmacies to nursing home patients. After a lengthy discussion of the issues involved, Mr. Carl Benson moved

and Mr. Chuck Cooper seconded that the requested variance be approved for a six-month period of time, and that the manufacturing license be also approved, on condition that the Board be informed of any contact or information received from FDA regarding this issue. The motion passed, with Mr. Jeff Lindoo abstaining.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Thronset Pharmacy in Jackson, Minnesota, by Mr. Ricky Hurd, pharmacist-in-charge. Mr. Hurd is requesting authority to prepackage medications for dispensing by clinic physicians at the Jackson Medical Center Clinic, during times when neither of the retail pharmacies in Jackson is open for business. After a lengthy discussion of the issues involved here, the Board acted to table the matter until its December 4 meeting. In the meantime, Board Member Carl Benson will attempt to contact the pharmacists in Jackson and inquire as to why they simply don't stay open a few extra hours each day and on weekends to accommodate the patients from the Jackson Medical Center Clinic.

At this time, Pharmacist and Ex-Board of Pharmacy Member Howard Juni, together with Ms. Becky Kastanek and Mr. Gary Hoyt, joined the meeting. Mr. Juni is seeking to amend a previously granted variance and to request an additional variance from the Board.

The Board had previously granted Mr. Juni a variance, which would allow him to establish a pilot program using a Pyxis Automated Medication Management System at the University Health Care Center in Minneapolis. The Pyxis machine was to replace the emergency kit at the facility. That original variance was later amended to allow the use of starter doses from the Pyxis machine after pharmacists at Good Samaritan Pharmacy have "released" the medication by computer. Mr. Juni now appeared before the Board to indicate that he was dissatisfied with the security provided by the Pyxis Automated Medication Management System and is seeking to replace the Pyxis machine with an OmniCell machine at the University Health Care Center. Mr. Hoyt accompanied Mr. Juni in order to respond to any Board questions regarding OmniCell. Mr. Juni is also requesting a separate variance that would allow a pilot project using OmniCell to begin at St. Ben's Home in St. Cloud, Minnesota. St. Ben's is a 250 bed nursing home, but also has an assisted living campus and an adult foster care campus for a total of about 500 residents. The OmniCell Automated Medication Management System is proposed for use in the sub-acute unit of the facility only. It would be used for approximately 50 patients on that unit. The OmniCell System is proposed for use for emergency kit items and for starter doses only.

After a lengthy discussion with Mr. Juni, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that Mr. Juni's request for substitution for the OmniCell for the Pyxis Machine at the



University Health Care Center, and a pilot project using the OmniCell at St. Ben's Home in St. Cloud be granted a six-month trial study, to be completed within the next 12 months. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. John Resman. Mr. Resman is a licensed pharmacist in the state of Illinois and sat for the NABPLEX Exam in June of 1995. Mr. Resman sent his scores to Minnesota through the score transfer program. Ordinarily, the scores transferred through the score transfer program are valid only for the next available exam, which would have been the January of 1996 Board Exam. Mr. Resman is requesting that the Board hold his NABPLEX scores and allow him to sit for the Minnesota portions of the Board Exam during June of 1997. After a brief discussion, Ms. Carol Peterson moved and Mr. Jeff Lindoo seconded that the Board hold Mr. Resman's NABPLEX scores, received through the score transfer program, until the June of 1997 Board Exam. The motion passed.

Mr. Holmstrom next presented, to the Board, information from Ms. Lori Wazny. Ms. Wazny is a Canadian pharmacist who is currently enrolled in the Pharm D Program at the College of Pharmacy at the University of Minnesota. Ms. Wazny is requesting that the Board recognize her experience as a pharmacist-intern and later as a pharmacist in Canada, in lieu of the 1500 hours of practical experience required as a prerequisite for taking the Board Exam in Minnesota. Ms. Denise Frank then moved and Mr. Jeff Lindoo seconded that the Board recognize Ms. Wazny's previous experience as an intern and as a pharmacist in Canada as fully meeting the Minnesota Board of Pharmacy's internship requirement. The motion passed.

Mr. Holmstrom next brought to the Board attention, an advertisement for an Herbal product of questionable efficacy, which was associated with a St. Paul Pharmacy. Mr. Holmstrom questioned whether the pharmacist involved should be asked to explain his involvement in this ad. After a general discussion where it was pointed out by the Board that, oftentimes, the pharmacist does not have an opportunity to see the ad language before the ad is printed, no action should be taken on this particular case, but the Board did direct Mr. Holmstrom to write an article on this subject in the Board's next newsletter.

There being nothing further requiring formal action by the Board, President Gibson adjourned the meeting.

Donald P. Gibson  
PRESIDENT

David Holmstrom  
EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

October 16, 1996

**ONE-TO-ONE RATIO:**

Clinic Pharmacy - Morris  
Duluth Clinic Pharmacy - Duluth  
K-Mart Pharmacy #3059 - St Paul  
Owatonna Hospital Pharmacy - Owatonna  
Pasek Pharmacy Inc. - Duluth  
Riverside Pharmacy - Minneapolis  
Second Street Pharmacy - Minneapolis  
St. Mary's Medical Center Pharmacy - Duluth  
Swanson Drug Company - St. Paul  
Target Pharmacy #004 - Duluth  
Wal-Mart Pharmacy - Bloomington  
Wal-Mart Pharmacy #10-1865 - Redwood Falls  
Weber & Judd Co. Barlow - Rochester

MINNESOTA BOARD OF PHARMACY  
SEVEN HUNDRED AND FIRST MEETING

At approximately 9:00 a.m., December 4, 1996, the Board of Pharmacy met in the first floor conference room at the University Park Plaza, 2829 University Avenue Southeast, in Minneapolis, 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 16, 1996. Ms. Denise Frank moved and Mr. Carl Benson seconded that the minutes of the meeting, of October 16, 1996, 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 Central Minnesota Group Health Pharmacy, in Waite Park, Minnesota, by Mr. David Bettison, pharmacist-in-charge. After noting that this pharmacy has already been inspected and, tentatively, approved by Board of Pharmacy surveyors, Mr. Carl Benson moved and Mr. Jeff Lindoo 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 Cub Pharmacy, in Edina, Minnesota, by Mr. Glen Pierskalla, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Jeff Lindoo 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 a confirmation, by the Board staff member conducting the inspection, that the area on the blueprints labeled "pharmacy storage," which is outside of the area proposed for licensure, will not be used for the storage of legend drugs. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of MedPlace Pharmacy, in Sauk Rapids, Minnesota, by Mr. John Dragich, pharmacist-in-charge. After reviewing this application and a diagram of the proposed pharmacy, the Board determined that more information was needed regarding the staffing of the pharmacy, and the issue of Mr. Dragich appearing as pharmacist-in-charge at both MedPlace Pharmacy and Village Snyder Drug in Sauk Rapids. The Board directed Mr. Holmstrom to contact Mr. Dragich and obtain this information for review by the Board at the meeting currently scheduled for January 30, 1997.



The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of River Valley Clinic Pharmacy in Cottage Grove, Minnesota, by Ms. Julie Miller, temporary pharmacist-in-charge. Upon carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank 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 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 Board next turned its attention to plans for the remodeling of Thrifty White Pharmacy in the East Brainerd Mall, in Brainerd, Minnesota. The proposed remodeling establishes a nursing home dispensing area, which is proposed for inclusion in the area licensed as a pharmacy, but, which is directly across a small hallway from the regular retail pharmacy operation. The small hallway leads from the sales floor of the retail pharmacy to the rear storage room of the pharmacy. The hallway area would not be included in the licensed area. After thoroughly reviewing the plans and discussing some minor modifications to the proposal, Mr. Carl Benson moved and Ms. Denise Frank seconded that the proposed remodeling be approved. The motion passed, with Mr. Jeff Lindoo abstaining.

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, involved the matter of the reinstatement of the pharmacist license of Mr. Mark J. Morseth. Mr. Morseth's license to practice pharmacy was suspended by the Board on September 14, 1993. Mr. Morseth is now petitioning the Board for reinstatement of his license to practice. Mr. Morseth now personally appeared before the Board to discuss his reinstatement petition. After thoroughly discussing the reinstatement request with Mr. Morseth, and discussing terms of probation to be applied after the reinstatement, Ms. Denise Frank moved and Mr. Carl Benson seconded that Mr. Morseth's license to practice pharmacy be reinstated, and that he be placed on probation with the Board. The motion passed.

At this time, Mr. Henry Capiz, former Board of Pharmacy Member and current Board of Pharmacy Representative to the Health Professional Service Program, together with Ms. Debra Moses, Executive Director of the Health Professional Services Program, appeared before the Board to provide the Board with an update regarding the operation of HPSP and other background information which will assist the Board in making a determination regarding continued participation in HPSP. After receiving the report of Mr. Capiz and Ms. Moses, the Board thanked them for their input and entertained a motion, by Mr. Jeff Lindoo and a second by Mr.

Charles Cooper, that the Board continue its participation in the Health Professional Services Program, and that Mr. Holmstrom communicate this decision to Ms. Moses. The motion passed.

At this time, Pharmacist William Appel appeared before the Board to provide the Board with information relating to paperless charting, through the use of computers, in long-term care facilities; and to obtain the Board's opinion regarding the appropriateness of long-term care pharmacists providing long-term care facilities with computer systems which would facilitate paperless charting and prescription order communication. The Board of Pharmacy Members and Mr. Appel agreed that the concept of pharmacies providing a computer terminal to a long-term care facility should be treated in the same manner as pharmacists providing unit-dose carts or fax machines to long-term care facilities. That being, that the providing of these goods or services, free or below cost, in exchange for the facility directing prescription business to the pharmacy, is grounds for charges of unprofessional conduct.

After completing his presentation to the Board, Mr. Appel left the meeting.

The Board next took note of the presence of Mr. John Romano and Mr. Dan Carpenter, from Chronimed Pharmacy, at the Board's meeting, and agreed to deviate from the printed agenda in order to discuss the variance request being submitted to the Board on behalf of Chronimed.

Chronimed currently serves patients in a number of specialty areas on a national level. Chronimed has patients throughout the country who utilize self-administered injectable products, including human growth hormone. Currently, Minnesota does not allow Chronimed's Minnesota pharmacy to dispense human growth hormones to patients, other than those in Minnesota and bordering states, because the product is listed as a Schedule III controlled substance and Minnesota statutes restrict Minnesota pharmacists from filling controlled substance prescriptions, issued by physicians, in states other than Minnesota and its bordering states.

During the past legislative session, Chronimed attempted to obtain the passage of legislation which would have allowed Minnesota pharmacists to fill controlled substance prescriptions, issued by licensed practitioners, from any state. That legislation failed. Chronimed is now appearing before the Board to request a variance that, insofar as Chronimed is concerned, the Board would consider human growth hormone to be a non-controlled substance drug.

After discussing this issue with Mr. Romano and Mr. Carpenter, and noting that Chronimed currently operates pharmacies in California, Florida, and Texas, which also dispense human growth hormone, and noting particularly that, while the state of Texas restricts controlled substance distribution similar to Minnesota, the states of California and Florida allow the Chronimed pharmacies in those states to dispense human growth hormone to patients anywhere in the United States, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board deny Chronimed's request to allow the Minnesota Chronimed Pharmacy to dispense human growth hormone to patients outside of Minnesota or bordering states in the United States. 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 22, 1996, and November 20, 1996. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeff Lindoo moved and Ms. Jean Lemberg 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 to the Board since the last meeting, Mr. Carl Benson 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 reviewed the performance of candidates for licensure who, having been unsuccessful in passing the Federal Drug Law portion of previously administered Board examinations, have now retaken that examination in other states and have transferred those scores to Minnesota. After reviewing the scores and confirming the decision to maintain a passing score of 75 on the Federal Drug Law Examination, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the following candidates, who have now passed all portions of the Board's licensure examination, be granted licensure as pharmacists:

CERTIFICATE #	NAME	REGISTRATION #
9001	DENISE A BOELTER	116303-0
9002	MATTHEW C LAVIN	116304-3
9003	CRAIG A NYBAKKEN	116305-?
9004	JULIE A PETERSON	116306-9
9005	CLARISSA A VAN BINSBERGEN	116307-2

The motion passed.



Mr. Holmstrom next presented, to the Board, a letter from Ms. Caron Wingerchuk. Ms. Wingerchuk is a Canadian pharmacist who is seeking licensure in Minnesota, and is requesting that the Board recognize her internship experience and her practice experience, as a pharmacist in Canada, as fully meeting the Board's internship requirement, required as a prerequisite for sitting for the licensing examination. After reviewing the credentials, submitted by Ms. Wingerchuk, Ms. Denise Frank moved and Mr. Chuck Cooper seconded that the Board accept this experience as fully meeting the Board's internship requirement. The motion passed.

The Board next turned its attention to a variance request received on behalf of Paul's Pharmacy and Gifts in St. James, Minnesota, submitted by Mr. Paul Windschill, pharmacist-in-charge. Mr. Windschill is requesting the Board's approval of a procedure he developed for providing prescription services to a part-time clinic in the neighboring town of Trimont, whereby prescription orders, generated in Trimont, will be faxed or phoned to Paul's Pharmacy in St. James for filling. The prescription would then be transported by clinic personnel to the Trimont Clinic, where the physician would present the filled prescription to the patient, and provide patient counseling and a computer-generated patient information sheet. Mr. Windschill is proposing that patients in Trimont be contacted by phone, by the pharmacist on duty at Paul's Pharmacy, when the prescription is filled in order to provide proper drug utilization review and pharmaceutical care.

After noting that Board of Pharmacy rules currently allow completed prescriptions to be left at the office of the prescriber, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board approve Mr. Windschill's proposal for providing pharmacy services to patients at the Trimont Clinic in Trimont from his pharmacy in St. James. The motion passed.

The Board next addressed a variance request, submitted on behalf of the Owatonna Hospital Pharmacy, by Ms. Rebecca Thompson, pharmacist-in-charge. Ms. Thompson is requesting a variance which would allow home care and hospice nurses, operating out of the Owatonna Hospital, to carry an emergency kit containing certain minimal quantities of drugs, which would be used to treat emergency adverse reactions to medications being administered to home care and hospice patients. After reviewing the policies and procedures, submitted by Ms. Thompson, and noting the very limited quantities and number of medications proposed for inclusion in the kits, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the Board grant Ms. Thompson's request for emergency kits for home care and hospice patients. The motion passed.

The Board next turned its attention to a variance request submitted on behalf of HealthEast Bethesda Hospital Pharmacy, by Mr. Steven Darnell, pharmacist-in-charge. This variance request is

a proposal which would allow a variance, previously granted to HealthEast Midway Hospital for the use of Pyxis MedStation Rx Drug Distribution System, to be utilized in the Transitional Care Unit associated with Midway Hospital. Since HealthEast Midway Hospital is scheduled for closing and the Transitional Care Units are scheduled for transfer to Bethesda Hospital, Mr. Darnell is seeking a transfer of the previously granted variance to Bethesda Pharmacy. This issue first came before the Board at its October 16 meeting but, at that time, formal action on the request was not taken and additional information was requested of Mr. Darnell. Mr. Darnell has now provided that additional information and, after reviewing the documents submitted by Mr. Darnell, Mr. Chuck Cooper moved and Mr. Jeff Lindoo seconded that the variance, requested by Mr. Darnell, be approved. The motion passed.

The Board next turned its attention to a request that the Board modify a variance, which was previously granted to the Lake Region Hospital Pharmacy, submitted by Mr. Gerald Peterson, pharmacist-in-charge. The Board previously granted a variance to Lake Region Pharmacy, which allowed them to package certain medications for dispensing out of the emergency room at Lake Region Hospital. One of the conditions of that variance was that the pharmacist contact, by telephone, all patients receiving antibiotics from the emergency room. Mr. Peterson reports that pharmacists have been phoning the patients, and have found that the patients have been given patient counseling and drug information sheets by nursing staff in the emergency room, and that all of the patients have followed through on getting the full course of antibiotic therapy. As a result, Mr. Peterson is requesting that the Board modify its variance to eliminate the requirement that the pharmacist phone each patient receiving antibiotics from the emergency room supply. After discussing this issue, Ms. Denise Frank moved and Mr. Carl Benson seconded that the modification, requested by Mr. Peterson, be approved. The motion passed.

The Board next turned its attention to a letter it received from Pharmacy Student Kimberly Schnacky. Ms. Schnacky is seeking Board approval of a proposal she is planning to present to the College of Pharmacy, that she be allowed to fulfill her hospital externship requirements at the College through work at the Hennepin County Medical Center Poison Control Center, rather than at the HCMC Pharmacy. Ms. Schnacky is, apparently, making that request because she has over 700 other hours of hospital pharmacy experience as an intern, but wants to be sure the Board of Pharmacy will accept the hours from the Poison Center if the College grants her the opportunity to fulfill her hospital externship requirement in that manner. After discussing this issue, the Board directed Mr. Holmstrom to tell Ms. Schnacky that the Board will accept any hospital externship hours acceptable to the College of Pharmacy.

The Board next addressed a letter it received from Pharmacist Noelle Buckley, requesting Board approval of her use of a computerized drug information program entitled, "Clinical Pharmacology," in place of one of the Board required references at her pharmacy. After reviewing the documentation, submitted by Ms. Buckley, regarding this computerized program, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board accept this program as meeting the requirements for a pharmacotherapy reference. The motion passed.

The Board next turned its attention to the variance request received prior to the October 23 meeting from Thronset Pharmacy in Jackson, Minnesota. Mr. Rick Hurd, pharmacist-in-charge at Thronset Pharmacy, was requesting a variance which would allow him to prepackage medications for dispensing at the Jackson Clinic during hours that neither of the two pharmacies in Jackson were open for business. At its October 23 meeting, the Board deferred action on this request and directed Board staff to gather information as to why the two pharmacies in Jackson were unwilling to remain open to serve patients from the Jackson Clinic, which had longer operating hours than the pharmacies.

Pharmacy Board Surveyor Byron Opstad visited Jackson and submitted a report on this issue to the Board. After reviewing Mr. Opstad's report and discussing the issues once again, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the Board grant the variance, requested by Mr. Hurd, for a one year period of time. The Board further directed Mr. Holmstrom to contact Mr. Hurd and encourage pharmacist coverage of the extended clinic hours and to indicate to Mr. Hurd that, if the extended clinic hours are discontinued, the Board's variance will also be discontinued. The motion passed.

The Board next turned its attention to a variance request it received on behalf of Walgreens Pharmacy at 621 West Broadway, in Minneapolis, Minnesota. This variance request also was before the Board at the October 23 meeting. This variance request was submitted by Mr. Vern Kassekert, Walgreens Pharmacy Supervisor. Mr. Kassekert is requesting that the Board grant a variance allowing Walgreens to secure an area of 371 square feet, so that the prescription department area can be operated at hours different from the rest of the pharmacy, without first remodeling in order to include 400 square feet in the licensed area.

At the October meeting, the Board deferred action on this proposal, and directed Board staff to visit the pharmacy and review the adequacy of the existing space for the prescription volume at that store, and to review the extent of this pharmacy's compliance with the patient counseling and drug use review requirements of OBRA. Mr. Lloyd Pekas visited the pharmacy and reports that the 371 square feet does appear adequate for the needs of this



pharmacy, but that compliance with the patient counseling and DUR provisions of OBRA '90 is minimal at best. After substantial discussion, Mr. Chuck Cooper moved and Mr. Jeff Lindoo seconded that the Board grant the requested variance for a one year period of time, and directed Mr. Holmstrom to inform Mr. Kassekert and the pharmacist-in-charge of the Walgreens Pharmacy, at 621 West Broadway, in Minneapolis, that the Board is concerned with the lack of compliance with OBRA requirements and that we will expect a marked improvement in this area by our next inspection visit if the pharmacy expects the variance to be extended a year from now. The motion passed.

The Board next began discussion of what can be done to improve compliance with the patient counseling and drug use review measures contained in OBRA '90 legislation and Board rules. No decisions were made, but the Board directed Board staff to try to develop some recommendations for consideration by the Board at its January 30 meeting.

President Gibson next presented, to the Board, a summary of his work with the Accreditation Committee of ACPE during its recent accreditation visit at the College of Pharmacy at the University of Minnesota. Reports were also received from Board Member Carl Benson regarding his participation on the NABP Task Force on Telepharmacy, and from Board Member Carol Peterson on her participation on the NABP Task Force on Spoken English as a requirement for certification of foreign pharmacy graduates.

The Board next agreed to defer receipt of a report from Board Surveyors Patricia Bellino and Byron Opstad on their participation on the NABP-Sponsored Health Law Officers Conference until the January meeting. The Board did receive a report from Pharmacy Board Surveyors Lloyd Pekas, Patti Bellino, Stu Vandenberg, Les Kotek, and Byron Opstad regarding dispensing errors, OBRA compliance, and other issues of concern. During this discussion, the Board directed Mr. Holmstrom to include, on the next agenda for the Board's Rules Committee, a discussion regarding a potential rule change that would require the reporting of dispensing errors resulting in physical harm or death to the patient.

The Board next turned its attention to a letter, received on behalf of several out-of-state mail service pharmacies currently undergoing ownership changes. The letter requested guidance from the Board regarding the necessity of re-licensure for out-of-state facilities undergoing ownership change. After briefly discussing the issue, the Board directed Mr. Holmstrom to implement a policy by which out-of-state pharmacies, wholesalers, and manufacturers will not be required to obtain re-licensure upon the change of

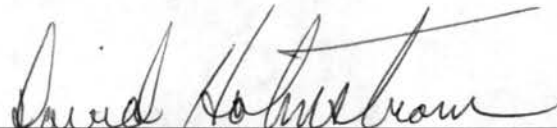
ownership of the facility, but that the information be recorded during the next regularly scheduled license renewal. For in-state facilities, however, re-licensure will continue to be required upon change of ownership.

Mr. Holmstrom then described, for the Board, issues raised in a recent NABP memorandum regarding flu vaccine programs and the frequently encountered situation where legal prescription orders are not always obtained prior to administration of flu vaccine, which is a drug bearing a prescription-only designation under federal law. The Board directed Mr. Holmstrom to work with the Board of Medical Practice and the Board of Nursing regarding this issue.

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



PRESIDENT



EXECUTIVE DIRECTOR

# MINNESOTA BOARD OF PHARMACY

## SEVEN HUNDRED AND SECOND MEETING

At approximately 8:00 a.m., January 28, 1997, 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 Ms. Carol Peterson. Ms. Peterson was excused due to injuries she received in a recent fall.

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 and written examinations, 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>
YVONNE M ANGELL	WI
KURTIS J BARRY	NV
KRISTINE H BENZIE	PA
JENNIFER L BREIHAN	SC
SHANE J CLARAMBEAU	SD
DAVID W CLYNE	IL
LINDA L DAVIS	ND
ROBERT C JASTRZAB	MI
DOLLY JOHN	MD
KYLE M JOHNSON	OR
DANIEL M KAINZ	ND
DEAN K KLYVE	ND
KATHLEEN T LE BEAU	IL
LISA A MCNULTY	IA
MICHAEL D MCNULTY	IA
GARY J MURPHY	AZ
BRENTLEY L OWENS	AR
CANDI B OWENS	AR
ELLEN K RAY	IN
SANDRA L SHEPHERD	NY
SALLY A SORAWAT	ND
PHILIP J STEINHOFF	WI
DOLORES P SUDDS	NV
ROBERT C WOLF	ND
THOMAS A ZASKE	ND

At the same time the Board Members were giving the written examination to candidates for licensure by reciprocity, Pharmacy Board Surveyors Lloyd Pekas, Patricia Bellino, Stuart Vandenberg, Leslie Kotek, and Byron Opstad, 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 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 Full Board Examination process:

ALKARIM BHANJI  
DANIEL J BIEURANCE  
JOHN F CREASY  
LAURIE A DILLOW  
JULIE A DOSTAL  
MARY J ERICKSON  
LORI A FRANK  
DEBORAH A FRAZEY  
MICHAEL P GABAY  
WENDY T GREENWALT  
ANNA C GUNDERSON  
MARK R HAASE  
LINDA E KRAMER  
ALISSA M KUEPPERS  
LEANNE M LARSON  
HELEN M MAGNUSON  
ZAHRA-SHAHSA MOGHIMI  
JUDITH M MORENCY  
RONALD D NELSON  
MELINDA M NEUHAUSER  
TRANG M NGUYEN

STEVE E PAULI  
ERIK M PETERSON  
SARA J PETERSON  
WING C POON  
LINDA M RADEMACHER  
BRYAN J ROMO  
STEPHANIE J SHELLEY  
DAVID Y SHUM  
RUSSELL D SKIFTON, JR.  
SUZETTE M ST PETER  
SALLY A SWEARINGEN  
JEFFREY F TUDLA  
SARAH A VANDERLINDE-KUNTZ  
LORI D WAZNY  
JENNIFER A WHEELER  
JANICE K WILBER  
JOHN G WILLIAMS  
CARON L WINGERCHUK  
THERESA A WOLFE  
KATIE A WON  
DAVID H WRIGHT

At approximately 8:00 a.m., January 29, 1997, the Board met, at the Radisson University Hotel 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 Jurisprudence to candidates for licensure by examination. All of the Board members were in attendance, with the exception of Ms. Peterson and Ms. Jean Lemberg. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Surveyors, Mr. Lloyd Pekas, Ms. Patricia Bellino, Mr. Stuart Vandenberg, Mr. Leslie Kotek, and Mr. Byron Opstad.

In addition to the candidates who wrote the NABPLEX Examination on January 28, 1997, the following NABPLEX and FDLE score transfer candidates participated in the Laboratory Practical Examination:

PAUL N GROEHLER  
ALLISON L SOMERVILLE

DEANNE M STEVENSON  
PAULA J WESTRUM

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

KAYLA S GRICE  
CHRISTOPHER S HOBBS

SUSANNA K JACKSON  
GRACE R WEI

, Retake candidates (continued)

LESLIE A CONDON-ROYBAL  
DONALD J MILLER JR  
MUHAMMAD A SIDDIQUI  
HANNET R TIBAGWA  
LORIE B AFREMOV

PETER J BELL  
ALICIA L CHENEY  
STEVE D JUNKER  
ROBIN L KILAU  
BRENDA A MEADE

At approximately 8:30 a.m., January 30, 1997, the Board met in Conference Room A, at the University Park Plaza Building, 2829 University Avenue Southeast, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance, with the exception of Ms. Peterson. 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 this meeting, the Board addressed the minutes of the meeting of December 4, 1996. After making a minor correction to page 4 of the draft minutes of the meeting of December 4, 1996, Mr. Carl Benson moved and Mr. Jeff Lindoo 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. Denise Frank moved to nominate Mr. Carl Benson for the Office of President. Mr. Chuck Cooper seconded the nomination. There being no further nominations, the nominations were closed and Mr. Benson was elected to the Office of President by a unanimous ballot.

For the Office of Vice-President: Mr. Carl Benson moved to nominate Ms. Denise Frank for the Office of Vice-President. Mr. Charles Cooper seconded the nomination. There being no further nominations, the nominations were closed and Ms. Frank was elected to the Office of Vice-President by a unanimous ballot.

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

For Assistant Director for Administrative Affairs: Ms. Denise Frank moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Ms. Jean Lemberg 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 a unanimous ballot.

Mr. Benson now assumed the position as President. President Benson deferred making any appointments to the various committees

of the Board at this time, but requested that other Board members, who had an interest on serving on the various committees, let him know their preferences so that committee appointments could be made at the next Board meeting.

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 NABP, 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 participation in the National Disciplinary Clearinghouse, Ms. Jean Lemberg moved and Mr. Jeff Lindoo seconded that the Board again renew its membership in NABP. 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 Frank moved and Mr. Jeff Lindoo seconded that the Board approve and adopt, as its own, the current accreditation standards of the American Council of Pharmaceutical Education, and the current accreditation standards of the Canadian Council for Accreditation of Pharmacy Programs; and that the Board adopt the lists of approved colleges of pharmacy, published by ACPE and CCAPP, where the curriculum is taught in English, as the list of 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. Ms. Denise Frank then moved and Mr. Chuck Cooper 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, only those candidates who have been properly certified by the Foreign Pharmacy Graduate Examination Commission. 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 presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Christian P. Lintner. The stipulation was developed subsequent to a conference held November 19, 1996, to discuss allegations of unprofessional conduct. The stipulation has been



agreed to and signed by Mr. Lintner. Mr. Lintner now personally appeared before the Board to discuss the stipulation and order.

After discussing the proposed stipulation and order with Mr. Lintner, Mr. Donald Gibson moved and Mr. Chuck Cooper 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. Craig J. Scott. The stipulation was developed subsequent to a conference, held November 19, 1996, to discuss allegations of unprofessional conduct. The stipulation had been agreed to and signed by Mr. Scott. Mr. Scott and his attorney, Ms. Claudia Engelund, now personally appeared before the Board to discuss the stipulation and order. After discussing the proposed stipulation and order with Mr. Scott, Ms. Denise Frank moved and Mr. Jeff Lindoo 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. Olayemi Olabisi-Falowo. The stipulation was developed subsequent to a conference held December 12, 1996, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Ms. Olabisi-Falowo. Ms. Olabisi-Falowo and her attorney, Mr. Michael Chase, now personally appeared before the Board to discuss the stipulation and order.

After discussing the proposed stipulation and order with Ms. Olabisi-Falowo, Ms. Denise Frank moved and Mr. Don 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, involved the completion, by Mr. James J. Corrigan, Jr., of his probation with the Board. Mr. Corrigan now appeared before the Board, along with his attorney, Mr. David Jaehne, to discuss his compliance with the terms of probation and to request that the Board formally release him from the terms of his probation. After discussing the terms of probation with Mr. Corrigan and confirming that he has now completed his probation, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the Board confirm Mr. Corrigan's successful completion of probation, and that Mr. Holmstrom be directed to confirm, in writing, Mr. Corrigan's completion of his probation. The motion passed.

The final item of a quasi-judicial nature, to come before the Board, involved the completion, by Mr. Steven L. Bakkum, of his probation with the Board. Mr. Bakkum now appeared before the Board to discuss his compliance with the terms of probation and a request that the Board formally release him from the terms of his probation. After discussing the terms of probation with Mr. Bakkum and confirming that he has now successfully completed his probation, the Board thanked Mr. Bakkum for coming and wished him well. Ms. Denise Frank then moved and Ms. Jean Lemberg seconded that the Board confirm the successful completion of probation, by Mr. Bakkum, and that Mr. Holmstrom confirm, in writing, Mr. Bakkum's completion of his probation. The motion passed.

The next item to come before the Board was a letter Mr. Holmstrom received from ValuRx, Inc. requesting that ValuRx be placed on a mailing list to receive notice of any disciplinary actions taken by the Board of Pharmacy. After noting that the Board does maintain such a mailing list, and noting that the Board publishes all of its formal disciplinary action in its quarterly newsletter, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that Mr. Holmstrom suggest to ValuRx that they subscribe to the newsletter and, if they desire additional information about any specific case, they can request that information on a case specific basis from the Board. The motion passed.

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 Cub Pharmacy in Blaine, Minnesota, by Mr. Louis J. Rudnicki, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Mr. Jeff Lindoo 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 Cub Pharmacy in St. Anthony, Minnesota, by Mr. Thomas J. Freed, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Duluth Clinic International Falls Pharmacy in International Falls, Minnesota, by Ms. Linda Davis, pharmacist-in-charge. After carefully reviewing this

application and a diagram of the proposed pharmacy, Ms. Jean Lemberg moved and Mr. Jeff Lindoo 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 Mr. Donald Gibson abstaining.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of MedLand Pharmacy in Sauk Center, Minnesota, by Mr. Gary Winter, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson moved and Mr. Jeff Lindoo 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 application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of MedPlace Pharmacy in Sauk Rapids, Minnesota, by Mr. John Dragich, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that, in spite of receiving additional information from Mr. Dragich, it continues to appear that the staffing of MedPlace Pharmacy and the adjacent Village Snyder Drug Pharmacy by the same persons results in one or the other of these pharmacies being open for business without a pharmacist present and on duty, Mr. Don Gibson moved and Ms. Denise Frank seconded that the Board deny licensure for MedPlace Pharmacy until the staffing problems are corrected. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Rx Express Pharmacy in Blaine, Minnesota, by Mr. John Ellgen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 final application to conduct a new pharmacy, received by the Board, was submitted on behalf of Target Pharmacy in Owatonna, Minnesota, by Mr. Mark Rauman, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don 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 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 Board next turned its attention to request for waivers and/or variances it has received since the last meeting. The first request for a variance, to be considered by the Board, was submitted on behalf of Ah-Gwah-Ching Pharmacy, by Mr. David Johnson, pharmacist-in-charge. Mr. Johnson is seeking an extension of a previously granted variance, which allowed him to file the hard copy of his prescriptions by patient name, rather than by use of a sequential prescription number. Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the variance granted to Ah-Gwah-Ching Pharmacy be approved on a permanent basis. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of University Park Pharmacy, by Ms. Cheryl Dobs, pharmacist-in-charge. Ms. Dobs is requesting an extension of a previously granted variance, which allowed University Park Pharmacy to provide emergency medication and supplies to be used by HealthEast Optional Care Systems' nurses providing home health care services. In addition to the extension of the previously granted variance, Ms. Dobs is requesting that the variance be amended to allow nurses to carry a first dose of CDC recommended medications, to be used under the direction of a physician in cases of exposure of blood or body fluids to HIV. Ms. Denise Frank moved and Mr. Donald Gibson seconded that the request, by Ms. Dobs, for the extension of the previously granted variance and the amendment to the previously granted variance be approved for a one-year period of time. The motion passed.

The next variance request, to be considered by the Board, was submitted on behalf of In-Home Health, by Mr. Irv Hines, pharmacist-in-charge. Mr. Hines is requesting a variance which would allow In-Home Health to provide emergency kits containing certain minimal drug items to In-Home Health nurses, providing services to home care patients. The emergency kits would include ten 5 ml. units of 0.9% NaCl, five 5 ml. units of Heparin 100 units/ml., one 2 ml. Lidocaine 1%, and one 5 Gm. Emla. Ms. Jean Lemberg moved and Mr. Donald Gibson seconded that the variance, requested by Mr. Hines 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 Loch Pharmacy in Rosemount, Minnesota, by Mr. John Loch, pharmacist-in-charge. Mr. Loch is requesting an extension of a previously granted variance, relating to the use of pharmacy technicians at Loch Pharmacy. Mr. Loch, who has, perhaps, gone further toward the true implementation of pharmaceutical care than any other pharmacist in Minnesota, was granted a three technician to one pharmacist ratio by the Board. Mr. Loch is now requesting an extension of that variance and reports that, over the past 12 months, as far as is known, not one prescription left the pharmacy in error. Mr. Don Gibson moved and Ms. Denise Frank seconded that the Board grant Mr. Loch a two-year extension on the previously granted variance. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Pediatric Home Respiratory Service Pharmacy (PHRS), by Ms. Susan Bickmore, pharmacist-in-charge. Ms. Bickmore is requesting a variance to Minn. Rule 6800.1050, Subpart 2, relating to required equipment for a pharmacy. Ms. Bickmore is requesting an exemption from the requirement that all licensed pharmacies have a balance, weights, volumetric measuring devices, mortars, pestles, and other equipment for compounding oral or topical prescriptions. Ms. Bickmore asserts that PHRS Pharmacy will not be compounding oral or topical medication and will not be compounding medication from bulk sterile powder. PHRS Pharmacy specializes in pediatric respiratory therapy. Mr. Jeff Lindoo moved and Ms. Jean Lemberg seconded that the variance be approved for a one-year period of time, on condition that, if the pharmaceutical services provided by PHRS Pharmacy expand into areas which normally would require the use of such equipment, that the equipment be obtained immediately. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of St. Peter Community Hospital Pharmacy in St. Peter, Minnesota, by Ms. Marcia Duncan, pharmacist-in-charge. Ms. Duncan is requesting a variance relating to emergency room after-hours dispensing by registered nurses. Ms. Duncan indicates that she has received a copy of the Board's guidelines for after-hours emergency room dispensing, and has provided copies of policies and procedures for emergency room after-hours dispensing by registered nurses, dispensing and documentation by registered nurses and MD's, a list of the RN's authorized to dispense medications after-hours, and the prepackaged emergency room medication list. Ms. Duncan explains in her letter that St. Peter Community Hospital Emergency Room is involved in a telemedicine project, whereby medications, to be dispensed by nurses in the emergency room at St. Peter Community Hospital, will be visually identified through the use of telemedicine by physicians in the emergency room at the Buffalo Minnesota Hospital. Ms. Denise Frank moved and Mr. Donald Gibson seconded that the Board approve the variance, requested by Ms. Duncan, for a one-year period of time. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in Mound, Minnesota, by Mr. Jon Holcombe, pharmacist-in-charge. Mr. Holcombe is requesting an extension of a previously granted variance, which allowed Thrifty White Drug to utilize a second technician, who would be restricted to work only with the pharmacy's unit-dose dispensing system. Ms. Denise Frank moved and Mr. Don Gibson seconded that Mr. Holcombe's request be approved for a one-year period of time. The motion passed.

The final request for a variance to be reviewed by the Board was submitted on behalf of all Walgreen Pharmacies by Ms. Audrey

Neely, Manager of Professional Affairs. Ms. Neely's request relates to a variance to Minn. Rule 6800.3100, Subpart 3(A) and (E). Section A requires the pharmacist to check the original labeled container from which the medication is withdrawn as part of the certification process required for each prescription. Walgreens is requesting the Board to grant a waiver from this requirement, based upon Walgreen's Pharmacy policies and procedures. Ms. Neely asserts that:

Walgreens pharmacy layouts are standardized. This standardization includes a fast rack for prepacks and unit of use items, a quick shelf, and automated counting cassettes or cells. The pharmacy layout allows for 70% of a location's prescription to be filled without ever leaving the area parallel to the filling counter. Thus, the pharmacist is able to supervise the technician's work throughout the filling process.

Our prescription label directs the pharmacist or technician to the location of the drug product. This information reduces the possibility of selecting an incorrect product during the filling process. In addition, there are internal procedures for restocking cassettes and cells which include a quality assurance check by the pharmacist and a hard copy record of stocking activity.

The Walgreen Co. label consists of 5 sections: vial label, hard copy tag, 2 receipts, and a patient information leaflet. The patient information leaflet contains product specific image of the dispensed medication. Plus includes a description of the tablet, markings and color. The image is used as a visual check by the pharmacist to ensure the correctness of the product. More importantly, it offers the patient the advantage of visually assuring the correctness of the dispensed prescription. The image is a greater benefit for those patients that rely on others to pickup their medications.

Section (E) requires the initialing of the prescription by the individual performing the certification. Here, Ms. Neely asserts:

Intercom Plus was designed to require a registered pharmacist to take responsibility for the labeling and verification of prescriptions. The system will only allow one individual to take responsibility and will designate that person as "pharmacist of record." It is that set of initials that is printed on the label itself.

The system will not generate labels unless a pharmacist has designated themselves as the "pharmacist of record." In addition, Intercom Plus will record the individual pharmacist's affirmation of the certification process.



Unlike many systems, only one pharmacist can sign on the system per workstation. Therefore, if the verifying pharmacist is different from the pharmacist's initials appearing on the label, the system will notify the pharmacist and generate a new label with one simple key stroke.

After thoroughly discussing Ms. Neely's request, Ms. Denise Frank moved and Mr. Don Gibson seconded that the Board's position is that Walgreens will need to adapt to the Board's requirement that the pharmacist check the original container from which the medication was withdrawn prior to initialing as verification of having performed the certification. The Board expects that Baker cassettes and manufacturer stock bottles will be put in totes, along with the hard copy prescription and the filled and labeled prescription container, and will be visually checked by the pharmacist. For Baker cells, Walgreens will be required to develop and implement a system for the pharmacist to visually identify the drug prior to initialing the prescription as verification of the certification procedure. The motion passed.

At this time, Mr. Holmstrom excused himself from the meeting and Ms. Patricia Eggers, Office Manager, discussed the issue of an achievement award for Mr. Holmstrom, as authorized under the Mangers Plan for State Managers. Jeff Lindoo moved and Ms. Denise Frank seconded that the Board grant the authorized achievement award for Mr. Holmstrom. 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. Jeff Lindoo 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>
6840	KURTIS J BARRY	NV
6841	KRISTINE H BENZIE	PA
6842	JENNIFER L BREIHAN	SC
6843	SHANE J CLARAMBEAU	SD
6844	DAVID W CLYNE	IL
6845	LINDA L DAVIS	ND
6846	ROBERT C JASTRZAB	MI
6847	KYLE M JOHNSON	OR
6848	DEAN K KLYVE	ND
6849	KATHLEEN T LE BEAU	IL
6850	LISA A MCNULTY	IA
6851	MICHAEL D MCNULTY	IA
6852	GARY J MURPHY	AZ
6853	BRENTLEY L OWENS	AR

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
6854	CANDI B OWENS	AR
6855	ELLEN K RAY	IN
6856	SANDRA L SHEPHERD	NY
6857	SALLY A SORAWAT	ND
6858	PHILIP J STEINHOFF	WI
6859	DOLORES P SUDDS	NV
6860	ROBERT C WOLF	ND
6861	THOMAS A ZASKE	ND

The motion passed.

The Board next addressed itself to the performance of the Full Board Examination candidates, who are seeking licensure by examination and 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. Jean Lemberg 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>
6831	LORIE B AFREMOV
6832	PETER J BELL
6833	ALICIA LYNN CHENEY
6835	STEVE D JUNKER
6836	ROBIN L KILAU
6837	BRENDA A MEADE

The Board next addressed itself to the performance of the Full Board Examination candidates, who are seeking licensure and retaking only the State Jurisprudence 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 State Jurisprudence portion of the examination. With the passing score thus established, Ms. Denise Frank moved and Ms. Jean Lemberg seconded that the State Jurisprudence 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 State Jurisprudence Retake Candidates were granted licensure as pharmacists:

CERTIFICATE #

NAME

6838

GRACE R WEI

The motion passed.

The Board next addressed the Laboratory Practical and State Jurisprudence grades for the NABPLEX and FDLE transfer candidates who are seeking licensure by examination and 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. Denise Frank moved and Ms. Jean Lemberg 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

6834

PAUL N GROEHLER

6839

PAULA J WESTRUM

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 November 20, 1996 and December 10, 1996, and between the dates of December 10, 1996 and January 24, 1997. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeff Lindoo 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, two letters requesting additional extensions of time in which to complete the continuing education requirements that were due October 1, 1996. After a brief discussion and, after noting that both requestors are currently living and working in other states, the Board directed Mr. Holmstrom to inform the individuals involved that they should simply submit their continuing education to the Board when it is completed, and the Board will then send license renewal to them. In the meantime, effective March 1, 1997, the individuals involved will not be able to practice pharmacy in Minnesota.



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. Jeff Lindoo seconded that those supportive personnel requests recommended for approval be so approved. The motion passed.

Mr. Holmstrom next provided, to the Board, a review of the deliberations and discussions of the Rules and Legislation Committee Meeting of January 14, 1997. Mr. Holmstrom reported on the publishing of the request for comments and the input received from Mr. Howard Juni, representing the long-term care pharmacists, Mr. Vern Kassekert, representing chain drug management, and Mr. John Hoeschen, representing independent pharmacy owners at the January 14 meeting. After discussions involving possible legislation, proposed fee increases, and developing substantive rule changes, Mr. Jeff Lindoo moved and Mr. Donald Gibson seconded the following resolution:

"Resolved, that David E. Holmstrom, the Executive Director of the Board of Pharmacy, is hereby granted the authority and directed to sign and to give the notice of the Board's intent to adopt rules without a public hearing governing fee changes for pharmacists, pharmacies, and candidates for licensure by examination, to all persons who have registered their names with the Board for that purpose, and publish the notice and rules in the State Register and to perform any and all acts incidental thereto."

"Be it further resolved that, at the end of the 30-day comment period, if there are fewer than 25 outstanding hearing requests, David E. Holmstrom, the Executive Director of the Board of Pharmacy, is hereby granted the authority and directed to sign the order adopting rules and to perform any and all acts incidental thereto."

"Be it further resolved, that, if there are 25 or more outstanding hearing requests, David E. Holmstrom, the Executive Director of the Board of Pharmacy, is hereby granted the authority and directed to act as the Board's representative at the hearing and to perform any and all acts incidental thereto."

The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Vaun Olhausen, requesting that the Board consider developing and sponsoring legislation that would remove the "pharmaceutical gifts" language from the Pharmacy Practice Act. After discussing this issue and reviewing the statutory language relating to gifts to practitioners, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the Board deny Mr. Olhausen's request for


Board sponsorship of legislation, eliminating the gifts to practitioner language, and that Mr. Holmstrom indicate to Mr. Olhausen that, if the pharmaceutical manufacturers wish to sponsor legislation, repealing the language in question, the Board, likely, would not oppose such legislation, but that the Board is not interested in pursuing that legislation as a Board initiative. The motion passed.

Mr. Holmstrom next informed the Board that Minnesota Pharmacist Linda Strand has been named as the co-recipient of the Remington medal, honoring individuals making an outstanding contribution to the profession of pharmacy in the United States, and will receive her award at the APHA Annual Meeting in Los Angeles. Mr. Don Gibson then moved and Mr. Jeff Lindoo seconded that Mr. Holmstrom send congratulations to Ms. Strand prior to the APHA Meeting, and indicate our regrets that no one from the Board will be in attendance at the meeting when the award is presented.

Mr. Holmstrom next presented, to the Board, a request for Board approval of a Tech-Check-Tech Program at Apria Healthcare, submitted by Ms. Michele Okposo, pharmacist-in-charge. Ms. Okposo is proposing to develop and implement a Tech-Check-Tech Program, used in various areas of the preparation of IV fluids at Apria Healthcare. After reviewing the material submitted by Ms. Okposo, and discussing the Board's previous experience with a Tech-Check-Tech Program, developed by several hospitals and the Minnesota Society of Health System Pharmacists relating to the use of technicians in unit-dose dispensing systems, the Board declined to approve Ms. Okposo's proposal.

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

  
\_\_\_\_\_  
PRESIDENT

  
\_\_\_\_\_  
EXECUTIVE DIRECTOR

**SUPPORTIVE PERSONNEL REQUESTS  
RECOMMENDED FOR APPROVAL**

January 30, 1997

**ONE-TO-ONE RATIO:**

Canby Community Hospital Pharmacy - Canby  
Central MN Group Health Pharmacy - St. Cloud  
Cub Pharmacy #603 - Burnsville  
Cub Pharmacy #623 - Coon Rapids  
Cub Pharmacy #684 - Maplewood  
Cub Pharmacy #624 - Plymouth  
Northland Providers Pharmacy - Duluth  
Pine Island Health Mart Pharmacy - Pine Island  
Siversons Drug Store, Ltd. - Hendricks  
Snyder Drug #46 - Bloomington  
Snyder Drug #42 - Mendota Heights  
Snyder Drug #11 - Rochester  
Snyder Drug - St Louis Park  
Target Pharmacy - St. Cloud  
Target Pharmacy #T-170 - Rochester  
The Apothecary Shop - St. Paul  
The Clinic Pharmacy - Cloquet  
Thrifty White Drug #37 - Perham  
Wal-Mart Pharmacy #1861 - Oak Park Heights  
Wal-Mart Pharmacy - Rochester

**THREE-TO-ONE RATIO:**

Geritom Med. Inc. Pharmacy - Bloomington: Unit Dose  
& prepackaging only

St. Olaf Hospital Pharmacy - Austin: Unit dose;  
bulk compounding; IV.



# MINNESOTA BOARD OF PHARMACY

## SEVEN HUNDRED AND THIRD MEETING

At approximately 8:30 a.m., March 5, 1997, the Board of Pharmacy met in Conference Room A, at 2829 University Avenue Southeast, Minneapolis, 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 other members of the Board's staff.

After reviewing and approving the agenda for the meeting and determining that there were no additional items to be added to the agenda, the agenda was approved.

The Board next addressed the minutes of the meeting of January 28, 29, and 30, 1997. Board Member Jean Lemberg pointed out that she had been absent on January 29, 1997, and that the minutes should reflect that. Ms. Denise Frank then moved and Mr. Donald Gibson seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since the last meeting. The only such application, to be reviewed by the Board, was submitted on behalf of Seip Drug in Frazee, Minnesota, by Mr. Nathan Seip, pharmacy owner. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Mr. Don Gibson 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 installation, by Mr. Seip, of a patient counseling area in the pharmacy. The motion passed.

Mr. Holmstrom next present, to the Board, a letter from Mr. Patrick Soderlund, who is seeking Board approval for the relocation of his pharmacy, Vet Rx Pharmacy, to the location of a licensed pharmacy owned by his brother. Mr. Soderlund is seeking to receive the Board's approval for the move of Vet Rx Pharmacy to the location currently occupied by Soderlund Village Drug in St. Peter, Minnesota. Mr. Soderlund indicates that the two pharmacies would share space and certain equipment, but would keep separate inventories, files, and computer systems for the two pharmacies. Each pharmacy would also have its own pharmacist-in-charge. After thoroughly discussing this proposal, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the move of Vet Rx Pharmacy be approved on condition that each pharmacy maintain its own set of reference books, and on condition that Vet Rx Pharmacy tailors its hours of operation to match those of Soderlund Village Drug, so that the public won't be confused into thinking Soderlund Village Drug is open for business when, in fact, only Vet Rx Pharmacy is open. 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 January 28 and 29, 1997. 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 Practical Examination portion at 20% of the total, and the average score of the Federal Drug Law Examination and the Board's Jurisprudence Examination weighted at 15% of the total, Mr. Jeff Lindoo moved and Mr. Don Gibson 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 successfully passed the examination, are as follows:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
3002	DANIEL J BIEURANCE	116339
3052	LESLIE A CONDON-ROYBAL	116340
3003	JOHN FREDERICK CREASY	116341
3004	LAURIE A DILLOW	116342
3005	JULIE A DOSTAL	116343
3006	MARY JOAN ERICKSON	116344
3007	LORI A FRANK	116345
3008	DEBORAH A FRAZEY	116346
3009	MICHAEL PATRICK GABAY	116347
3010	WENDY T GREENWALT	116348
3012	ANNA CHRISTINE GUNDERSON	116349
3013	MARK R HAASE	116350
3049	CHRISTOPHER S HOBBS	116351
3050	SUSANNA K JACKSON	116352
3015	LINDA ELIZABETH KRAMER	116353
3016	ALISSA M KUEPERS	116354
3017	LEANNE M LARSON	116355
3048	KAYLA S LOPEZ	116356
3018	HELEN M MAGNUSON	116357
3053	DONALD JOSEPH MILLER JR	116358
3020	JUDITH M MORENCY	116359
3021	RONALD D NELSON	116360
3022	MELINDA MARGARET NEUHAUSER	116361
3023	TRANG MINH NGUYEN	116362
3024	STEVE E PAULI	116363
3025	ERIK M PETERSON	116364
3026	SARA J PETERSON	116365
3027	WING CHEUNG POON	116366
3028	LINDA MARIE RADEMACHER	116367
3029	BRYAN JOHN ROMO	116368
3030	STEPHANIE J SHELLEY	116369
3054	MUHAMMAD A SIDDIQUI	116370
3032	RUSSELL D SKIFTON JR	116371
3033	ALLISON LYNN SOMERVILLE	116372
3035	DEANNE MICHELLE STEVENSON	116373
3036	SALLY ANN SWEARINGEN	116374
3055	HANNET R N TIBAGWA	116375
3037	JEFFREY F TUDLA	116376

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>REGISTRATION #</u>
3038	SARAH ANNE VANDERLINDE-KUNTZ	116377
3039	LORI DARLENE WAZNY	116378
3041	JENNIFER A WHEELER	116379
3042	JANICE K WILBER	116380
3043	JOHN G WILLIAMS	116381
3044	CARON LINDA WINGERCHUK	116382
3045	THERESA ANN WOLFE	116383
3046	KATIE ANNE WON	116384
3047	DAVID HAROLD WRIGHT	116385
6909	ZAHRA-SHASHA MOGHIMI	116386

The Board next welcomed Mr. Jacob I. Mirman, M.D. to the meeting. Mr. Mirman provided the Board with background information on Homeopathy and requested that the Board develop a new category of pharmacy licensure, that being a Homeopathic Pharmacy. After receiving the information, presented by Dr. Mirman, the Board directed Mr. Holmstrom to attempt to obtain, from the Northwestern Academy of Homeopathy, a description of the type of training homeopathy students receive. The Board also directed Board staff to contact the Nevada and Pennsylvania Boards of Pharmacy to inquire about the regulation of Homeopathic Pharmacies in those states, and to contact the U.S. Food and Drug Administration regarding approved Homeopathic manufacturers.

The Board took the position that, until Homeopaths are recognized as prescribers by the state of Minnesota, it is inappropriate for the Board of Pharmacy to establish a homeopathic pharmacy which would fill prescriptions, written by homeopathic practitioners. The Board indicated that it would be willing to consider an application for licensure as a drug manufacturer by Dr. Mirman, in which case he would need to limit his distribution of Homeopathic remedies to other homeopathic practitioners and could not dispense them directly to patients, other than his own patients.

The Board next addressed the list of continuing education programs reviewed by the Continuing Education Advisory Task Force between January 14, 1997, and February 18, 1997. After reviewing the list of programs, submitted to and approved by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Charles Cooper 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 turned its attention to requests for variances it has received since the last meeting. The first request for a variance, to be reviewed by the Board, was submitted on behalf of the Fairview Retail Pharmacy Network by Mr. Robert Beacher, Director of Retail Pharmacy Services. Mr. Beacher is requesting a variance relating to the storage of medications at several home care offices. Mr. Beacher reports that Fairview Home Care and Hospice (FHCH) cares for a number of psychiatric patients in their



homes. The majority of the cases involve setting up medications for patients in order to ensure compliance. A number of these patients are considered incapable of managing their own medications or are, potentially, suicidal. For that reason, Fairview Home Care and Hospice attempts to limit the amount of medication that the patients have, in their possession, at any one time. For a number of these patients, this requires the nurse to make a stop at the pharmacy on a weekly basis, or even more often, to pick up limited supplies of medication for these patients. Mr. Beacher reports that this process has proven to be very costly from both the pharmacy's perspective and, also, from the nurse's perspective. As a result, Mr. Beacher is requesting a variance that would allow Fairview Retail Pharmacy Network to store filled and labeled prescriptions, at several FHCH branch offices, under the supervision of the nurse. This would allow nursing staff to access medication for each patient from their office rather than coming to the pharmacy multiple times a week. After a lengthy discussion, Mr. Charles Cooper moved and Ms. Jean Lemberg seconded that Mr. Beacher's request be approved as a variance to Minn. Rule 6800.3000, for a period of one year. The motion passed, with Ms. Denise Frank abstaining.

The second request for a variance, to be reviewed by the Board, was submitted on behalf of HealthSpan Home Care & Hospice in Roseville, Minnesota, by Mr. Jon Richey, pharmacist-in-charge. Mr. Richey is requesting a variance to relocate the medication refrigerator to the room adjacent to the pharmacy. Mr. Richey reports that the room's access is controlled by an electronic key pad. The code must be entered and accepted before entry into the room can be gained. An electronic eye also serves for security. With the refrigerator in a room outside of the licensed pharmacy area, nurses associated with the HealthSpan Home Care & Hospice can obtain access, after regular pharmacy hours, to the medications and supplies the pharmacy has prepared in advance. Mr. Richey contends that the proposed room would provide a secure and restricted location for after-hours pick-up without giving nurses access to the pharmacy.

After expressing concerns regarding items proposed for storage in the refrigerator, access to the refrigerator, and verification of storage conditions within the refrigerator, the Board declined to grant the variance at this time and directed that these concerns be relayed to Mr. Richey, and that he be requested to resubmit the request after addressing the above concerns.

The third request for a variance, to be reviewed by the Board, was submitted on behalf of Pharmaceutical Returns by Mr. Mark Goetz, President. Pharmaceutical Returns is a reverse distributor of prescription drugs. Ordinarily, employees from Pharmaceutical Returns package all drugs at the location of the pharmacy and return them directly to the manufacturers without ever taking possession of the items. On occasion, however, a pharmacy might ship outdated products directly to Pharmaceutical Returns' office and, since the office is in a private residence, Mr. Goetz is

seeking a variance that would allow him to operate this reverse wholesaler distributor from a personal residence. After some discussion, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the variance be approved for a one year period of time, on condition that Mr. Goetz establish a log of drugs received by Pharmaceutical Returns and stored at the licensed location, indicating the quantity of drugs received, the date received, and the date the drugs were returned to the manufacturer. Mr. Goetz should then send a copy of this log to the Board when requesting a renewal of the variance in January of 1998. The motion passed.

The fourth request for a variance, to be reviewed by the Board, was submitted on behalf of St. Elizabeth's Nursing Home and Health Care Center in Wabasha, Minnesota, by Mr. Kurt Henn, Director of Pharmacy. Mr. Henn is requesting a variance that would allow the inclusion of additional legend drugs in the emergency kit of the nursing home, which would bring the total to more than the ten oral medications allowed under Minn. Rule 6800.6700. In making his request, Mr. Henn points out that the emergency department, at the hospital, is covered by various physicians on weekends. These physicians have a wide variety of preferred antibiotics and, with the hospital pharmacy being open Monday through Friday and the Wabasha Pharmacy Monday through Saturday, there is no pharmacy open on Sundays, in the town of Wabasha, to provide the needed antibiotics.

After reviewing the list of medications, provided by Mr. Henn, the Board noted that six Lorazepam 0.5 mg. tablets are currently included in the list. The Board also noted that Minn. Rule 6800.6700 prohibits the inclusion of controlled substance sedatives or stimulants in emergency kits. Ms. Denise Frank then moved and Ms. Carol Peterson seconded that Mr. Henn's request for inclusion of four additional oral medications to the emergency kit be granted, on condition that Mr. Henn remove the Lorazepam tablets currently in the kit. The motion passed.

The fifth request for a variance, to be reviewed by the Board, was submitted on behalf of Staples Hospital Pharmacy by Ms. Pat Ryle, pharmacist-in-charge. Ms. Ryle is requesting a variance relating to the dispensing of legend drugs from the emergency room at the Staples Hospital. The proposal, by Ms. Ryle, indicates that nurses would see patients in the emergency room and consult with a physician through a Telemedicine link between the hospital and the physician's home. If the physician determined that a drug was needed by the patient, the nurse would select a drug from a prepackaged supply of medications, show the drug to the physician through the Telemedicine hook-up and, after receiving confirmation from the physician that the drug selected was correct, would dispense the drug to the patient. After some discussion, the Board declined to approve the variance at this time and directed that the Board's recently adopted guidelines, relating to Telepharmacy/Telemedicine, be sent to Ms. Ryle with the suggestion that they develop their policies and procedures in accordance with the guidelines, and then resubmit the request for a variance.

The sixth request for a variance, to be reviewed by the Board, was submitted on behalf of Syncor Pharmacy in St. Paul, Minnesota, by Ms. Tanya Spillum, pharmacist-in-charge. Ms. Spillum is requesting an extension of the previously granted variance allowing Syncor to provide non-therapeutic prescriptions to its client hospitals without having to include a patient name on the label. After a brief discussion, Mr. Don Gibson moved and Mr. Jeff Lindoo seconded that the variance be extended for a two year period of time. The motion passed.

The seventh request for a variance, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Edina, by Mr. James Hanson, pharmacist-in-charge. Mr. Hanson provided information describing the pharmacy's new RX2000 computerized dispensing system. Mr. Hanson is requesting a variance from Minn. Rule 6800.3100, Subpart 3 relating to the checking of the original container from which the medication was withdrawn during the certification steps for a prescription performed by the pharmacist. After thoroughly discussing this request, Ms. Denise Frank moved and Mr. Don Gibson seconded that the variance be approved for a six month period of time on condition that Mr. Hanson develop a log for noting, tracking, and categorizing all dispensing errors occurring during the six month time period, and submit that log to the Board with the variance extension request in September of 1997. The motion passed.

The eighth and final request for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Pharmacy in Alexandria, Minnesota, by Mr. Brian Gibson, pharmacist-in-charge. Mr. Gibson is requesting an extension of the previously granted variance, which allows Thrifty White Pharmacy to utilize a two-technician to one-pharmacist ratio, on condition that one technician be limited solely to activities associated with the pharmacy's nursing home drug distribution systems.

After thoroughly discussing this issue, Ms. Denise Frank moved and Mr. Charles Cooper seconded that the Board approve an extension of this variance on an on-going basis until such time as the rules relating to technician ratios are amended. The motion passed, with Mr. Jeff Lindoo abstaining.

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests for which approval is recommended. 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.

The Board next addressed the issue of attendance at the annual meeting of the National Association of Boards of Pharmacy, scheduled for San Diego, California on May 17-21, 1997. After discussing the advantages of membership in NABP and in participating in the NABP Annual Meeting, Ms. Denise Frank moved



and Mr. Don 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, to the extent allowed by the Board's budget for out-of-state travel, and further, that Mr. Holmstrom review the Board's budget for out-of-state travel expenses to determine whether there are sufficient funds to allow one or more pharmacy board surveyors to also attend the meeting. The motion passed.

The Board also directed Mr. Holmstrom to complete the Delegate Identification Form, required by NABP, indicating that Board President Carl Benson is the official delegate for the Board and that Board Vice-President Denise Frank is the official alternate.

At this time, President Carl Benson announced the membership of the Board's various standing committees. The following committee appointments were made:

- a) **Complaint Committee** - Carol Peterson & Carl Benson
- b) **Internship Committee** - Denise Frank & Don Gibson
- c) **Continuing Education Task Force** - Lloyd Pekas & Jeff Lindoo
- d) **Examination Committee** - Denise Frank, Charles Cooper, & Don Gibson
- e) **Rules and Legislation Committee** - Carl Benson, Denise Frank, Charles Cooper, Jeff Lindoo, & Jean Lemberg
- f) **HPSP Representative** - Henry Capiz
- g) **Board President's Forum** - Carl Benson

At this time, the Board discussed a date for the next meeting of the Rules and Legislation Committee. It was determined that the meeting will be held on Tuesday, April 1, 1997, beginning at 9:00 a.m.

Mr. Holmstrom next described, for the Board, the steps he has taken to obtain input from pharmacists and pharmacy organizations on the issue of pharmacy technician ratios. The Board indicated that it is looking forward to receiving input from all interested parties on this issue.

President Benson next provided a report from his participation on the NABP Task Force on Telepharmacy. No official Board action was required or taken.

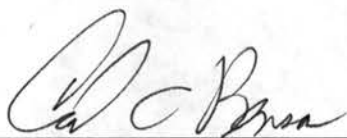
The Board next reviewed the guidelines for emergency department after-hours dispensing via Telemedicine, which were developed by the Board's surveyors at Board request. After reviewing the guidelines, developed by the Board staff, Ms. Denise Frank moved and Mr. Charles Cooper seconded that the Board adopt

these guidelines and make them available to pharmacists who are faced with addressing this issue in their practice settings. The motion passed.


Mr. Holmstrom next presented the Board with a letter from Mr. Gary Boehler, Director of Pharmacy Operations for Thrifty White Stores. Mr. Boehler described a computer program being considered by his pharmacies, which would address the issue of the voiding of prescriptions being transferred to another pharmacy through electronic means. Mr. Boehler is seeking the Board's opinion as to whether the safeguards, built into the computerized system, will eliminate the need for the pharmacist to retrieve the hard copy of the original prescription and void that document.

After discussing the issues involved in prescription transfer, Ms. Denise Frank moved and Ms. Carol Peterson seconded that Mr. Holmstrom inform Mr. Boehler that it appears that the system, as he described it, will contain safeguards sufficient to permit its use in handling prescription transfers. The motion passed.

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



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

March 5, 1997

**ONE-TO-ONE RATIO:**

Cub Pharmacy - Edina  
Cub Pharmacy #671 - Minneapolis  
Diamond Lake Pharmacy - Minneapolis  
Duluth Clinic-Int'l Falls Phcy - Int'l Falls  
Guertin Pharmacy - Maplewood  
Health Care Pharmacy - Coon Rapids  
HealthPartners Skyway Clinic Phcy. - Minneapolis  
Holder Snyder Drug - Aitkin  
K-Mart Pharmacy #9537 - Fergus Falls  
Medical Pharmacy/Moorhead - Moorhead  
Pamida Pharmacy - Perham  
Riverside Pharmacy - Minneapolis  
Snyder Drug #84 - Bloomington  
Snyder Drug #87 - Eden Prairie  
Snyder Drug #73 - St. Paul  
St Croix Drug Co. - Stillwater  
Target Pharmacy #662 - Cottage Grove  
The Medicine Shoppe - Brainerd  
Thrifty White Drug #734 - Fergus Falls  
Walgreens Pharmacy - Roseville  
Wal-Mart Pharmacy #1654 - Baxter

**TWO-TO-ONE RATIO:**

Sax Pharmacy - Elk River



# MINNESOTA BOARD OF PHARMACY

## SEVEN HUNDRED AND FOURTH MEETING

At approximately 8:00 a.m., April 15, 1997, 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. 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>
YVONNE M ANGELL	WI
CHRISTOPHER J BASLER	MO
BRIAN A BUSHEK	MI
JEANNE G CHRISTIANSEN	WI
TODD G COOPER	IN
CHRISTINE L DAY	IA
ANDREW L GARDNER	IA
DANIEL M KAINZ	SD
RHONDA S KOCH	IA
DONALD S KOSHAK	WI
JILL M LOWTHORP	KS
RICHARD H PARRISH II	OH
MARGARET E ROBINSON	MD
TRACY E SAMSON	ND

In addition, Ms. Sally C. Schlepp and Mr. Robert I. Duffee participated in the Jurisprudence Examination as part of the requirements imposed on them for reinstatement of their licenses to practice pharmacy in Minnesota.

Also participating in the written portion of the Jurisprudence Examination were Mr. David Shum and Ms. Suzette St. Peter, who were candidates for licensure by examination at the January Full Board Examination, and who were unsuccessful in passing the Jurisprudence Examination at that time.

At approximately 8:30 a.m., April 16, 1997, the Board of Pharmacy met in the first floor conference room at University Park Plaza, 2829 University Avenue Southeast, Minneapolis, 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 5, 1997. Ms. Denise Frank moved and Mr. Jeff Lindoo 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 Clinic Pharmacy in Brainerd, Minnesota, by Mr. Louis Kappes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Charles Cooper moved and Mr. Don 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Coborn's Pharmacy in Mora, Minnesota, by Mr. Marv Moen, pharmacist-in-charge. After reviewing this application and noting that the diagram of the proposed pharmacy did not include any details, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the application be approved and a license issued subject to the submission of a detailed set of plans for the proposed pharmacy, and subject also to the acceptance of those plans by the members of the Board who will be convened as a meeting of the Rules and Legislation Committee, scheduled to meet on May 5, 1997; 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 and, in particular, rules relating to the provision of a patient counseling area. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of First Choice Medical, 4313 Haines Road, Duluth, Minnesota, by Mr. Richard Mullvain, 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 fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Kmart Pharmacy, 1450 University Avenue West, St. Paul, Minnesota, by Ms. Rubina Hassan, pharmacist-in-charge. After carefully reviewing this application and noting that the blueprints provided for a patient counseling area that was of questionable utility in providing an area for counseling with a reasonable expectation of privacy, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the application be approved and a license issued subject to clarification, by Ms. Hassan, of the patient counseling layout and the review and approval of that clarification by the members of the Board convening as the Rules and Legislation Committee on May 5, 1997; 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 and, in

particular, rules relating to the provision of a patient counseling area. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Medicap Pharmacy, 1109 West Oakland Avenue, Austin, Minnesota, by Mr. Jon Engelhardt, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Merwin Long Term Care Pharmacy, 4151 Lakeview Avenue North, Robbinsdale, Minnesota, by Mr. Christopher Martin, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo moved and Mr. Chuck Cooper 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 particular attention to the access to a janitor's room which, it appears from the drawings, is accessible only through the pharmacy. The motion passed.

The seventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Oak Point Clinic Pharmacy, 1110 Yankee Doodle Road, Eagan, Minnesota, by Ms. Julie Miller, 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 the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Monticello Pharmacy, 1107 Hart Blvd., Monticello, Minnesota, by Mr. Mark Gilberts, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 ninth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Snyder Drug #5068, 8545 Edinburg Ct. Dr. N., Brooklyn Park, Minnesota, by Mr. Lee Haffner, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and after



noting that the proposed area for patient counseling appears to be superimposed on the waiting area, which might compromise confidentiality, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that the application be approved and a license issued subject to clarification of the confidentiality issue, as it applies to the patient counseling area, and the approval of that clarification by members of the Board meeting as the Rules and Legislation Committee, which is scheduled for May 5, 1997; 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 and, in particular, rules relating to the provision of a patient counseling area, offering a reasonable expectation of privacy. The motion passed.

The tenth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Becker Clinic Pharmacy, 12800 Rolling Ridge Rd., Becker, Minnesota, by Mr. Glen Mitchell, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson moved and Mr. Jeff Lindoo 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 eleventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of More 4 Pharmacy, 1920 Grant Street, Faribault, Minnesota, by Mr. David Miller, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Don 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 Board next reviewed faxed copies of an application and a drawing of a proposed retail pharmacy associated with the Rice County District I Hospital in Faribault, Minnesota. Since the Board did not receive the official application documents and the license fee prior to the Board meeting, the Board declined to take action on this application and directed Mr. Holmstrom to write to Mr. Kevin Teich, the proposed pharmacist-in-charge, and inform him of this fact, and to inform him further of the need to physically separate the retail area of the proposed pharmacy from the hospital in-patient area, so that nurses entering the hospital pharmacy after hours will not have access to the retail portion of the facility.

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. Robert Holley, Legal Counsel for the Board, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Robert D. Thompson.

The stipulation was developed subsequent to a conference, held February 26, 1997, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Thompson. Mr. Thompson and his attorney, Mr. Shane Perry, now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Thompson, Mr. Jeff Lindoo moved and Ms. Carol Peterson 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 second item of a quasi-judicial nature, to be considered by the Board, is a request from Ms. Dayna Burns-Martin for a declaratory judgement, from the Board, that employment at the Hennepin Regional Poison Center, affiliated with the Hennepin County Medical Center, is not "employment in pharmacy," which would require Ms. Burns-Martin to notify her potential employer of her probation status with the Board. After a lengthy discussion, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that Ms. Burns-Martin has not made the case that employment as a pharmacist at the Poison Center should not be included in the broad definition of "employment in pharmacy." The motion passed, with Mr. Charles Cooper excusing himself from discussion and voting.

At this time, Mr. Jim Martilla and Mr. Gerald Christianson, from Mayo Pharmacies in Rochester, Minnesota, appeared before the Board to discuss a variance request and remodeling plans affecting Mayo Subway Pharmacy and Mayo Baldwin Pharmacy. Mr. Martilla and Mr. Christianson described the proposed remodeling and automation of the prescription filling processes at these pharmacies. It is proposed that the manipulative tasks, associated with prescription preparation for both Mayo Subway and Mayo Baldwin Pharmacies, take place at the "Annex," which is located in an area removed from both Subway and Baldwin, and that the completed prescriptions be distributed to pharmacists at Baldwin and Subway through a pneumatic tube system. The prescription filling operation would use a common supply of medications, but computerized tracking would be able to identify which prescriptions were filled for which pharmacy. By removing the prescription filling operation from the Baldwin and Subway locations, more space can be devoted for pharmacist consultation with patients.

After thoroughly discussing the proposal with Mr. Martilla and Mr. Christianson, Mr. Charles Cooper moved and Ms. Denise Frank seconded that the variance request be approved, allowing the prescription filling operation at the Annex to serve both pharmacies, and that Mr. Holmstrom inform Mr. Martilla and Mr. Christianson that an additional variance will need to be requested before the new process becomes operational, in order to address the issue of the Board rule, which requires a visual check of the original manufacturer's container from which medication was withdrawn by the pharmacist at the conclusion of the preparation of each prescription. 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. Denise Frank moved and Mr. Jeff Lindoo 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>
6913	YVONNE M ANGELL	WI
6914	CHRISTOPHER J BASLER	MO
6915	BRIAN A BUSHEK	MI
6916	TODD G COOPER	IN
6917	CHRISTINE L DAY	IA
6918	ANDREW L GARDNER	IA
6919	DANIEL M KAINZ	SD
6920	RHONDA S KOCH	IA
6921	DONALD S KOSHAK	WI
6922	JILL M LOWTHORP	KS
6923	RICHARD H PARRISH II	OH
6924	MARGARET E ROBINSON	MD

The motion passed.

Ms. Denise Frank next moved and Mr. Jeff Lindoo seconded that Jurisprudence Retake Candidate David Shum, having successfully passed the Jurisprudence Examination, be granted licensure as a pharmacist.

Mr. Holmstrom next presented, to the Board, a request from Mr. Alkarim Bhanji that the Board regrade portions of the Practical Examination from the January Board Exam, which Mr. Bhanji failed to successfully pass. After reviewing Mr. Bhanji's arguments and reviewing the examination questions involved, Ms. Carol Peterson moved and Ms. Denise Frank seconded that Mr. Bhanji's grade remain as originally determined and that he be required to retake the Practical portion of the Board examination. The motion passed.

Mr. Holmstrom next presented, to the Board, the list of pharmacists delinquent in renewal of their license to practice pharmacy for the years 1995, 1996, and 1997. These pharmacists will now be permanently dropped from the rolls of licensed pharmacists in Minnesota. After reviewing the list of pharmacists involved, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the pharmacists listed be dropped from the official rolls of licensed pharmacists in Minnesota. 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 Apria Healthcare by Ms. Michele Okposo, pharmacist-in-charge. Ms. Okposo is requesting an extension of a previously granted variance which



allows her pharmacy to supply emergency kits for homecare nurses. After a brief discussion and a review of the contents of the kits provided by Ms. Okposo, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the previously granted variance be extended for a five year period of time. The motion passed.

The second request for a variance, to be reviewed by the Board, was submitted on behalf of Central MN Group Health Pharmacy by Mr. Dean Frolek, pharmacist-in-charge. Mr. Frolek indicates that he has received a request, from a physician in the Central MN Group Health Clinic, to have the pharmacy store and dispense samples of a prescription drug to some of his patients. Mr. Frolek has developed policies and procedures for the safeguarding of the samples and for the dispensing of these samples to patients. After discussing the request, by Mr. Frolek, and observing that controls over the access to sample drugs are far better when the samples are maintained by the pharmacy than when samples are simply stored in a closet in the clinic, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the variance allowing samples to be stored in and distributed from the pharmacy be granted for a one year period of time. The motion passed.

The third request for a variance, to be considered by the Board, was submitted on behalf of Pharmacy Corporation of America in Fridley, Minnesota, by Mr. Loren Noreen, consultant pharmacist. Mr. Noreen is requesting an extension of a previously granted variance that allows Pharmacy Corporation of America to provide certain additional drugs in the emergency kit of the Lake Ridge Healthcare Center. After a brief discussion of this request, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the previously granted variance, relating to the emergency kit at Lake Ridge Healthcare Center, be extended for a one year period of time. The motion passed.

The fourth request for a variance, to be considered by the Board, was submitted on behalf of the Aicota Health Care Center in Aitkin, Minnesota, by Mr. Dean Schmiedt, consultant pharmacist. The Aicota Healthcare Center is a nursing home which, in addition to the regular emergency kit, receives emergency IV solutions and associated supplies from a provider pharmacy in a large plastic tub. The kit contains several IV solution bags, Heparin Flush solution, NaCl for injection, and sterile supplies associated with IV administration. Mr. Schmiedt reports that the facility wishes to utilize this plastic tub without a tamper-proof seal on the kit because they enter it frequently for the associated supplies, but only rarely for the IV solutions. The home, apparently, indicates that it would be burdensome to have to seal and re-seal the kit each time it's entered for dressings and supplies.

Mr. Schmiedt indicates that he suggested several options to the home. First, simply seal the kit and treat it the same as the regular emergency box. Second, consider splitting the associated supplies out of the box, keeping just the IV solutions and medication-type items in the sealed box. Third, request a waiver

from the Board of Pharmacy allowing the box to be unsealed, since there is a very limited amount of IV solutions/medications in the box. Staff at the Aicota Health Care Center requested that Mr. Schmiedt pursue alternative number three with the Board. After thoroughly discussing this issue, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the Board deny a variance which would allow the box to be unsealed, and that Mr. Holmstrom suggest, to Mr. Schmiedt, that the facility consider taking the associated supplies out of the box, and keep just the IV solutions and medication-type items in a sealed box, while the supplies could be kept in a separate unsealed container. The motion passed.

The fifth application for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Pharmacy in Waseca, Minnesota, by Mr. Dale Rudolph, pharmacist-in-charge. Mr. Rudolph is requesting an extension of a previously granted variance, which allows him to employ a second pharmacy technician in the pharmacy where that technician is used solely to prepackage medications for use in nursing homes. Thrifty White Pharmacy in Waseca prepackages substantial quantities of medications for nursing homes serviced by other Thrifty White Pharmacies in the area. As a result, a technician is needed on a full-time basis for prepackaging medications into the punch cards distributed to long-term care facilities. After a brief discussion, Ms. Denise Frank moved and Mr. Don Gibson seconded that the previously granted variance, allowing a second technician to be used at Thrifty White Pharmacy in Waseca, be approved for a one year period of time. The motion passed, with Mr. Jeff Lindoo abstaining.

The sixth request for a variance, to be considered by the Board, was submitted on behalf of White Drug #23 in Detroit Lakes, Minnesota, by Mr. Kurt Gramith, pharmacist-in-charge. Mr. Gramith indicates that his pharmacy presently provides blister pack medications, using the Medi-Aid card distribution system, to several group homes in the nearby area, two of which are licensed as ICF-MR's. The others are so-called "waiver" homes. Mr. Gramith is requesting that his pharmacy be allowed to accept returns of blister pack medications from all group homes, as is in a manner similar to that allowed for medications dispensed to licensed nursing homes. After a length discussion, Ms. Jean Lemberg moved and Ms. Denise Frank seconded that Mr. Gramith's request be approved, as it relates to the two ICF-MR group homes, for a one year period of time, but that Mr. Gramith's request for the acceptance of returns from the non-ICF-MR homes be denied. The motion passed, with Mr. Jeff Lindoo abstaining.

The seventh 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, pharmacist-in-charge. Mr. Peterson is requesting an extension of a previously granted variance relating to after-hours dispensing of prepackaged medications from the hospital emergency room. After a brief discussion of Mr. Peterson's report that retail pharmacies in the Fergus Falls area, as of April 11, 1997, have made no effort to

extend hours or to address physician, hospital, or patient requests to have at least a pager system in place to take care of after-hour patient prescription needs, Mr. Charles Cooper moved and Mr. Donald Gibson seconded that the previously granted variance be extended for a two-year period of time, or until a community pharmacy in Fergus Falls comes forward to provide the needed services, whichever occurs first. The motion passed.

The eighth request for a variance, to be considered by the Board, was submitted on behalf of PHRS Pharmacy by Ms. Susan Bickmore, pharmacist-in-charge. Ms. Bickmore is requesting a variance which would allow registered nurses, employed by PHRS, to carry emergency medications with them for use in the event of an emergency situation in a patient's home. Ms. Bickmore has developed policies and procedures for the ownership, access, and storage of these emergency kits, and has done so in conformity with guidelines established by the Board. Mr. Don Gibson then moved and Mr. Jeff Lindoo seconded that the variance, requested by Ms. Bickmore, be approved for a two year period of time. The motion passed.

The ninth request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacy in Virginia, Minnesota, by Mr. Robert Pullano, pharmacist-in-charge. Mr. Pullano is requesting authorization to staff a second pharmacy technician, who will be used exclusively to process and package unit-dose prescriptions specific to nursing home patients. Mr. Pullano indicates he is familiar with the fact that a two-technician to one-pharmacist ratio is available if consultation and drug use review is provided to all patients, not just Medicaid patients. Mr. Pullano indicates he strongly believes every patient deserves to be counseled and that he tries very hard to accomplish this task but cannot state that 100% of his patients are counseled every time they receive a prescription. As a result, he is requesting a variance to allow the use of the second technician, who will be devoted solely to unit-dose packaging. After a brief discussion, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the variance, requested by Mr. Pullano, be approved for a one year period of time. The motion passed, with Mr. Jeff Lindoo abstaining.

Mr. Holmstrom next presented, to the Board, information he received from Board of Pharmacy surveyors indicating that Loch Pharmacy in Rosemount, Minnesota is no longer engaged in comprehensive pharmaceutical care, which was the basis for a previously granted variance allowing a three-technician to one-pharmacist ratio at Loch Pharmacy. After a brief discussion, Mr. Charles Cooper moved and Ms. Denise Frank seconded that Mr. Holmstrom inform Mr. Loch that the previously granted variance, allowing a three-technician to one-pharmacist ratio, is repealed, but that it appears that Loch Pharmacy is qualified for a two-technician to one-pharmacist ratio. The motion passed.

Mr. Holmstrom next provided the Board with information



allowing licensure of this establishment at the residence of the owner, granted by the Board at its last meeting, should be repealed. After a brief discussion, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board rescind the variance it issued at its last meeting granting Pharmaceutical Returns the option of obtaining licensure at the personal residence of the owner. 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 February 18, 1997 and March 25, 1997. After reviewing the list of programs, submitted to and approved by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Jeff Lindoo 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. Don Gibson 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 letter from Mr. John Dragich, at Village Snyder Drug in Sauk Rapids, Minnesota, who is requesting that the Board reconsider its denial of Mr. Dragich's previous proposal to operate two licensed pharmacies, adjacent to but not connected to each other, with just one pharmacist. After discussing this issue, the Board again declined to accept Mr. Dragich's proposal.

Mr. Holmstrom next presented, to the Board, a letter he received from MedE America relating to electronic prescription communication from physicians to pharmacists, and requesting a position from the Board relating to organizations that "re-map" or "translate" the data before it reaches the pharmacy. After some discussion, the Board directed Mr. Holmstrom to request additional information from Tim Loerch, Vice President of Pharmacy Services from MedE America.

Mr. Holmstrom next described the situation surrounding Ms. Paula Manthe, a licensed pharmacist in Wisconsin who is seeking reciprocity to Minnesota, but who has not practiced pharmacy for over 20 years. Ms. Manthe is currently obtaining experience as a pharmacist-intern in Minnesota, as a prerequisite for reciprocating her Wisconsin license here, and is inquiring as to the total number of internship hours required. After a brief discussion, Mr. Charles Cooper moved and Ms. Denise Frank seconded that Ms. Manthe be required to obtain the full 1500 hours of internship prior to the Board considering her application for reciprocity. The motion passed.

There being no further business requiring formal Board action at this time, President Benson adjourned the meeting at 4:15 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY  
SEVEN HUNDRED AND FIFTH MEETING

At approximately 8:00 a.m., June 24, 1997, 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. Also in attendance was Mr. David Holmstrom, Executive Director of the Board.

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>
ELPEDIO BASA	CO
STEVEN J BERGER	PA
LORI A BRECKHEIMER	WI
MARY CHACKO	TX
KEVIN A CHRISTIANS	IA
JEANNE G CHRISTIANSEN	WI
LINDA S CODY	TX
STEVEN G FINSTROM	ND
STEVEN A HAUGLAND	WI
LISA K JOINES	GA
KAREN N OSAYAMWEN	TN
MICHAELA J PARK	NV
TRACY E SAMSON	ND
DAWN M SANDE-LYKKEN	ND
ANN M SCHLOESSER	TX
RUTH R THIEL	CO
LAURA M VAN DAALWYK	WI
LARRY V WATSON	NY

Also participating in the written Jurisprudence Examination were Ms. Sally Schlepp and Mr. Robert Duffee, who are seeking reinstatement of their licenses to practice pharmacy in Minnesota, which they had previously allowed to lapse. Also participating in the written Jurisprudence Examination was Ms. Olayemi Olabisi-Falowo, who was participating in the examination as part of the requirements imposed under a stipulation and order, adopted subsequent to a disciplinary conference.

At approximately 8:00 a.m., June 25, 1997, the Board met at the Radisson Metrodome Hotel 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 Jurisprudence to candidates for licensure by examination. All members of the Board were in attendance, with the exception of Ms.



Jean Lemberg. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Pharmacy Surveyors, Mr. Lloyd Pekas, Mr. Stuart Vandenberg, Mr. Leslie Kotek, and Mr. Byron Opstad.

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

GREGORY D AAKHUS  
JULIE R ALTENBERND  
SUZANNE E AYLING  
LAURA J BLEYHL  
JENNIFER A BRATVOLD  
CHRISTOPHER D DANIELS  
STEPHEN J DE STEFANO  
THUAN N DO  
NICOLE M FAGERNESS  
JAMES M FEIST  
LISA FEIST  
BENJAMIN D GEYER  
JENNIFER L GODDETTE  
SHELLY M GREEN  
MICHELLE A GROSSMAN  
DAVID HUBERS  
JILL R HUFFER  
LINNAE J JOHNSON  
JANE M JOHNSTON  
PEGGY L KAPROTH  
REBECCA S KHANKARI  
BRADLEY W KOSEL  
CYNTHIA L KUNNICK  
PHILIP J KUPER  
ANN M LATOURELLE

HOUA LEE  
JILL C LIEBERS  
ALLISON R LIMKE  
DARREN G MACK  
LEANN M NESS  
KRISTIN J NORLAND  
OLUWATOSIN O ODUMADE  
MELISSA J OLSSON  
JENNIFER D OLSTAD  
DEBORAH A PARRIES  
DANA M PETERSON  
PHONG T PHAM  
JACQUELINE M RETKA  
JULIE A RIZZO  
LISA J SAUNDERS  
KIMBERLY R SCHNACKY  
LISA L SCHREIBER  
WILLIAM J SEILER  
MAHMOUD S SHAKER  
KRISTEN A TADDEI  
VADANAK TRY  
ANGELA M TUCKER  
TRICIA L WAKELY  
JANE T WALTHER  
CHERI L WYMAN

In addition to the candidates who are participating in the examination for the first time, the following NAPLEX score transfer candidate also participated in the Laboratory Practical and Jurisprudence Examinations:

**TIZITA FEKREDENGEL**

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

**SUZETTE M ST PETER**

**ALKARIM BHANJI**

At approximately 8:30 a.m., June 26, 1997, the Board met in conference room A at University Park Plaza, 2829 University Avenue Southeast, Minneapolis, 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 Council, Mr. Robert Holley.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of April 15 and 16, 1997. After making an addition to pages 8 and 9 of the minutes of April 15 and 16, 1997, Mr. Donald Gibson 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 it has received since its last meeting. The first such application to conduct a new pharmacy was submitted on behalf of Advantage Pharmacy in Blaine, Minnesota, by Ms. Deborah Frazey, pharmacist-in-charge. Advantage Pharmacy is proposed to be located adjacent to an existing pharmacy, Rx Express, and Ms. Frazey is requesting that the two pharmacies be allowed to share the required hardware and reference materials due to the close proximity; and that she, Ms. Frazey, be allowed to act as pharmacist-in-charge of both pharmacies.

After carefully reviewing this application, a diagram of the proposed pharmacy, and the variance being requested by Ms. Frazey, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the application be approved with the requested variances, and that a license be 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 District One Community Pharmacy in Faribault, Minnesota, by Mr. Dale Straus, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that this pharmacy is proposed for housing within the space currently occupied by the District One Hospital Pharmacy, but that nurses accessing the hospital pharmacy after hours would not have access to the community pharmacy drug supply, Ms. Carol Peterson moved and Mr. Chuck Cooper 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 Lakeland Vet Pharmacy in Eden Prairie, Minnesota, by Mr. Barry Zoss, pharmacist-in-charge. After a lengthy discussion of this application, during which Pharmacy Surveyor Les Kotek and Veterinary Board Executive Director Roland Olson provided the Board with additional information regarding this application, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that this application be tabled pending the outcome of a Veterinary Board investigation of this facility, and that Mr. Holmstrom be directed to write to Mr. Zoss indicating that the dispensing of veterinary products from this location must not take place until the location receives its pharmacy license. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Northland Providers Inc. West in Detroit Lakes, Minnesota, by Mr. Ralph Eisenach, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and after noting that Mr. Byron Opstad had already inspected the facility, Mr. Chuck Cooper moved and Mr. Don Gibson seconded that the application be approved and a license issued. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Optional Care Systems Pharmacy in St. Paul, Minnesota, by Ms. Jennifer LaRock, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper moved and Mr. Jeff Lindoo 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 conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Pamida Pharmacy in Luverne, Minnesota, by Mr. Derald Shaw, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 seventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Phoenix Medical Services Inc., in Roseville, Minnesota, by Ms. Joan Nerz, Company President. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank 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 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 eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Bemidji, Minnesota, by Mr. Mark Rauman, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Denise Frank moved and Mr. Donald Gibson 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 ninth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Vadnais Heights, Minnesota, by Mr. Mark Rauman, District Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that Pharmacy Board Surveyor Patricia Bellino had already inspected the pharmacy, and that Pharmacist William Beaudette had been appointed as permanent pharmacist-in-charge, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the application be approved and a license issued. The motion passed.

The tenth application to conduct a new pharmacy, to be reviewed by the Board, was submitted as a move and a variance request for Option Care Pharmacy in St. Cloud, Minnesota, by Mr. Stephen Mareck, pharmacist-in-charge. After a lengthy discussion of the proposal, submitted by Mr. Mareck, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the proposed move and variance, relating to space for Option Care Pharmacy, be approved, but that the variance relating to the use of nurses to receive drug orders from physicians be tabled pending receipt of detailed policies and procedures from Mr. Mareck. The motion passed.

The eleventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Vet Rx Pharmacy in St. Peter, Minnesota, by Mr. William A. Soderlund, Jr., pharmacist-in-charge. This application is a request that the pharmacy be allowed to expand into the lower level of the existing pharmacy. The lower level room would be used only for the compounding and dispensing of veterinary medication, and will be locked at all times unless a pharmacist is present and on duty. Mr. Donald Gibson then moved and Ms. Carol Peterson seconded that the application be approved as a remodeling of the existing pharmacy. The motion passed.

The twelfth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hazelden-Center City Pharmacy, by Mr. Mark Nelson, pharmacist-in-charge. In addition to the application, Mr. Nelson is requesting variances that would allow him to be pharmacist-in-charge at both the Hazelden-Center City Pharmacy and at the Chisago Lakes Hospital Pharmacy, and a variance relating to pharmacy size. After carefully reviewing this application and the proposed variances, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application and the associated variances 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 matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, involved the matter of the pharmacist's license of Mr. Michael J. Broker, license #112544-7. Mr. Holley described, for the Board, a proposed stipulation and order in the matter of the pharmacist license of Mr. Broker. The stipulation was developed subsequent to a conference held with Mr. Broker to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Broker.

Mr. Broker now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order, Ms. Carol Peterson moved and Ms. Jean Lemberg 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.

Mr. Holmstrom next presented, to the Board, a reciprocity application from Ms. Janet Panek, wherein a previous employer indicated that Ms. Panek was fired from her employment and was criminally convicted of fraud and theft associated with her employment as a pharmacist. Ms. Panek now personally appeared before the Board to discuss her reciprocity application and the allegations made by her previous employer. Ms. Panek admitted that she was fired for submitting fraudulent moving company bills, for making personal phone calls on business time, and for failing to document a prescription dispensing error. Ms. Panek indicated she was criminally charged relating to the fraudulent billing issue, that she paid \$174.20 to her previous employer and court costs, and her record was expunged. Ms. Panek indicated that she has a job in Minnesota with ValuRx in a non-dispensing position.

After discussing these issues with Ms. Panek, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the Board accept her as a candidate for reciprocity and allow her to sit for the

Reciprocity Examination when it is next offered. The motion passed.

Mr. Holmstrom next presented, to the Board, a reciprocity application from Mr. Michael Nydle, in which Mr. Nydle disclosed that he had previously been suspended by the Iowa Board of Pharmacy for various controlled substance violations. After discussing Mr. Nydle's application and noting that these violations occurred approximately 15 years ago, and that Mr. Nydle's current license in Iowa is in good standing, and that he also is currently licensed in Illinois, New Mexico, and Pennsylvania, Ms. Carol Peterson moved and Ms. Jean Lemberg seconded that the Board accept his application as a candidate for reciprocity and allow him to sit for the Reciprocity Examination the next time it is offered. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a petition from Mr. Roscoe D. Heim, that he be granted an early release from his probation with the Board. Mr. Heim was placed on probation with the Board until March 1, 1998, or such time as his probation with the U.S. District Court terminates, whichever is later. Mr. Heim has provided the Board with documentation that the U.S. District Court has terminated his criminal probation early and he is now petitioning the Board of Pharmacy to similarly terminate his license probation prior to the expiration date. After discussing Mr. Heim's case, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the Board terminate his probation at this time and release him from any further obligations under the order of the Board. The motion passed.

The final item of a quasi-judicial nature, to come before the Board, was a request that Pharmacist Ron Schipper's probation with the Board be modified to allow him to become pharmacist-in-charge of the pharmacy where he is currently employed. Mr. Schipper's employer is willing to impose checks on Mr. Schipper's work performance and provide safeguards, required by the Board, if Mr. Schipper is allowed to be named as pharmacist-in-charge at the pharmacy. After discussing Mr. Schipper's status, Ms. Denise Frank moved and Mr. Donald Gibson seconded that Mr. Schipper's probation be modified to allow him to become pharmacist-in-charge at his place of employment with certain conditions. The motion passed, with Mr. Chuck Cooper voting in opposition and Ms. Jean Lemberg abstaining.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Brant Skanson, pharmacist-in-charge of Albany Pharmacy. Mr. Skanson is requesting an extension of a previously granted variance which allowed the prepackaging of antibiotics and comfort medications to be used by clinic physicians at clinics in nearby towns. After reviewing Mr. Skanson's request, Mr. Donald Gibson



moved and Ms. Denise Frank seconded that the previously granted variance be extended for another two years. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request from Mr. Robert Fauver on behalf of Berg's Pharmacy in Stewartville, Minnesota. Mr. Fauver is requesting an opportunity to utilize technicians in a two-to-one ratio of pharmacists, with the second technician being solely in the performance of unit-dose filling and preparation of nursing home orders. After reviewing Mr. Fauver's request and discussing the fact that because of action by the State Legislature the basic ratio allowed in all pharmacies will become two-to-one on August 1, 1997. Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that Mr. Fauver's request be approved. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Kathy Ivanov, pharmacist-in-charge, Dakota Treatment Center Pharmacy. Ms. Ivanov is requesting an extension of previously granted variances relating to:

1. An exception from having prescription balance, weights, graduates, mortar and pestles, etc. on the premises.
2. An exemption from the requirement for a physical barrier around the pharmacy area between the false ceiling and the roof deck.
3. Allowing the dosing nurse to dose without an on-site pharmacist when emergency situations, such as illness, disaster, or bad weather prevent the pharmacist from being at the clinic.
4. Exemption from having to do a drug use review at each patient visit.

After discussing Ms. Ivanov's request, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the previously granted variances be extended for another one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Tamara Nielsen, consultant pharmacist with Good Samaritan Pharmacy, requesting a waiver for Maplewood Good Samaritan Center on the ten oral medication limitation for nursing home emergency kits. Maplewood Good Samaritan Center has recently opened a sub-acute unit in their facility and they are finding it difficult to meet the needs of these patients with the current restrictions on the emergency kit. Ms. Nielsen enclosed a list of medications proposed for inclusion in the emergency kit at Maplewood Good Samaritan Center. After discussing this request, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the variance request be granted for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Irv Hines, pharmacist-in-charge at In Home Health Pharmacy. Mr. Hines is requesting an extension of a previously granted variance provided to In Home Health to allow registered nurses, employed by the company, to carry an Anaphylaxis kit during home care visits. Mr. Hines reported on the usage of the kits and noted that virtually all of the drugs used were those that were added to the original variance in an amendment of January 30, 1997. After discussing Mr. Hines' request, Mr. Jeff Lindoo moved and Mr. Donald Gibson seconded that the previously granted variance, as amended, be approved for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Valerie Halverson, pharmacist-in-charge of Northern Itasca Pharmacy. Ms. Halverson is proposing a variance which would accommodate a telemedicine/telepharmacy pilot project based at the Northern Itasca Health Care Center and providing for the dispensing of medications by staff at remote clinic sites. After discussing Ms. Halverson's proposal, Mr. Donald Gibson moved and Ms. Denise Frank seconded that Board staff work with Ms. Halverson to modify the proposal so that prescription orders would be faxed to Northern Itasca Pharmacy before dispensing from the remote site; that the pharmacist at Northern Itasca Pharmacy will enter the prescription information for label printing at the remote site; and that qualifications for the staff at the remote site will be developed and identified. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Loren Noreen, on behalf of Pharmacy Corporation of America. Mr. Noreen is requesting a modification to the variance granted during April of 1997 to Lake Ridge Health Care Center. Mr. Noreen is requesting that the list of drugs, authorized for inclusion in an expanded emergency kit at Lake Ridge Health Care Center, be modified. After discussing Mr. Noreen's request, Ms. Denise Frank moved and Ms. Carol Peterson seconded that his request be accepted and that the previously granted variance be modified as proposed. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Donald R. Spawn, pharmacist-in-charge at the Pipestone County Medical Center Pharmacy. Mr. Spawn is requesting an extension and a modification of a previously granted variance relating to the use of technicians. Mr. Spawn's original variance involved the securing of a portion of the pharmacy from the drug storage area of the pharmacy and allowing a technician to engage in clerical duties within the area when a pharmacist is not present. Mr. Spawn is requesting that the original variance be modified to:

1. Allow the technician to receive and check-in pharmaceutical orders from the wholesaler during a time that the pharmacist is not present and on duty; and
2. Allow the technician to accompany a designated registered nurse into the secured portion of the pharmacy (drug storage area) for purposes of expediting that nurses determination of whether the ordered dose of a drug is stocked in the pharmacy and where it is located.

Mr. Jeff Lindoo then moved and Ms. Denise Frank seconded that the technician not be allowed to receive and check-in pharmaceutical orders when the pharmacist is not present and on duty, but that the technician will be allowed to accompany the nurse into the drug storage area of the pharmacy, on condition that the technician leave the drug storage area with the nurse and does not remain in that area alone, and that the originally granted variance, as amended, be extended for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Jeannie Jorissen, pharmacist-in-charge at St. Paul Metro Treatment Center Pharmacy. Ms. Jorissen is requesting an extension of previously granted variances relating to:

1. An exception from having prescription balance, weights, graduates, mortar and pestles, etc. on the premises.
2. An exemption from the requirement for a physical barrier around the pharmacy area between the false ceiling and the roof deck.
3. Allowing the dosing nurse to dose without an on-site pharmacist when emergency situations, such as illness, disaster, or bad weather prevent the pharmacist from being at the clinic.
4. Exemption from having to do a drug use review at each patient visit.

After discussing Ms. Jorissen's request, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the previously granted variances be extended for another one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Mark E. Johnson on behalf of Thrifty White Drug in Hibbing, Minnesota. Before the Board began discussion of this variance request, Mr. Jeff Lindoo excused himself from the meeting. Mr. Johnson is requesting an extension of a previously granted variance which allowed the use of a two-technician to one-pharmacist ratio at Thrifty White in Hibbing, with the second technician devoted exclusively to the processing of nursing home prescriptions. After a brief discussion, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the previously granted variance



be extended through August 1, 1997, at which time the basic ratio of technicians to pharmacists becomes two-to-one. The motion passed. Mr. Lindoo did not vote.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. George Evans, District Pharmacy Supervisor, on behalf of Walgreens Pharmacy, located at 1235 Franklin Avenue in Minneapolis, Minnesota. Mr. Evans is requesting a variance to Minn. Rule 6800.0700 relating to space. Mr. Evans is requesting a variance which would allow the pharmacy to license and secure only the prescription dispensing area, which is 311 square feet in size. The Board's minimum allowable size for a licensed pharmacy is 400 square feet. After discussing this issue, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the Board defer action on this variance request, and that Mr. Holmstrom be directed to write to Mr. Evans requesting additional information on the amount of counter space available within the area proposed for licensing, the space allocated for patient counseling, and whether drug use review is taking place for Medicaid patients as is currently required. The motion passed.

Mr. Holmstrom next presented, to the Board, variance requests submitted by Mr. Richard Mueller, pharmacist-in-charge at Wells Drug. Mr. Mueller is requesting an extension of previously granted variances which allowed Wells Drug to prepare medications for physician dispensing at clinics in Kiester and Bryceland. Mr. Mueller reported on the use of the prepackaged medications at each of the various clinics and requested an extension of this variance. Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the variances requested be approved for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Jon Richey, Pharmacy Director of HealthSpan Home Care & Hospice. Mr. Richey is requesting a variance relating to an emergency medication kit, carried by hospice and home care nurses, and an exemption to the requirement for containing a prescription balance and weights as part of the equipment of the pharmacy. After discussing the proposed variances, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the variances, requested by Mr. Richey, be approved for a two-year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Carl D. Woetzel, pharmacist-in-charge at St. Francis Regional Medical Center in Shakopee. Mr. Woetzel is requesting a variance which would allow his pharmacy to provide prepackaged medications for physician dispensing at an urgent care clinic in Chaska, Minnesota. The physician dispensing from this prepackaged stock will be restricted to hours when the local community pharmacies are closed. After reviewing the policies and

procedures, developed by Mr. Woetzel, Mr. Donald Gibson moved and Ms. Carol Peterson seconded that the requested variance be approved for a one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Mr. Donald Koshak, pharmacist-in-charge at Coram Health Care. Mr. Koshak is requesting an extension of a previously granted variance relating to emergency kits for home care nurses.

After reviewing the information submitted by Mr. Koshak, Ms. Carol Peterson moved and Ms. Denise Frank seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

Mr. Holmstrom next presented, to the Board, a variance request submitted by Ms. Sara Strobel, pharmacist-in-charge of Target Pharmacy in St. Cloud, Minnesota. Ms. Strobel is requesting a variance to Minn. Rule 6800.3120, Subpart 3, relating to voiding of the original hard copy prescription when transferring a prescription to another pharmacy. Ms. Strobel would like to begin recording transfers electronically and printing a monthly log of all transfers, which will be kept on file and would like to eliminate the requirement that the original hard copy prescription be retrieved and voided. After a discussion, wherein it was determined that such a monthly log should be maintained for a period of at least two years, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board grant the requested variance, on condition that the records be maintained for a period of at least two years, and that such a variance be granted for a one year period of time. The motion passed.

At this time, Board President Carl Benson invited Office Manager Patricia Eggers to join the meeting. Mr. Benson then presented Ms. Eggers with words of congratulations on behalf of the Board for serving on the Board's staff for 20 years. Ms. Eggers was also presented with a 20 year award.

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. Jeff Lindoo 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>
6927	STEVEN J BERGER	PA
6928	LORI A BRECKHEIMER	WI
6929	MARY CHACKO	TX
6930	KEVIN A CHRISTIANS	IA
6931	JEANNE G CHRISTIANSEN	WI
6932	LINDA S CODY	TX
6933	STEVEN G FINSTROM	ND
6934	STEVEN A HAUGLAND	WI
6935	LISA K JOINES	GA
6936	KAREN N OSAYAMWEN	TN
6937	MICHAELA J PARK	NV
6938	TRACY E SAMSON	ND
6939	DAWN M SANDE-LYKKEN	ND
6940	RUTH R THIEL	CO
6941	LARRY V WATSON	NY

The motion passed.

The Board next addressed itself to the performance of the Full Board Examination candidate, who was seeking licensure by examination and who was retaking only the State Law 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. With the passing scores thus established, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the Examination retake candidate, achieving a score of not less than 75 on the State Jurisprudence Examination, be granted licensure as a pharmacist:

<u>CERTIFICATE #</u>	<u>NAME</u>
6942	SUZETTE ST. PETER

The motion passed.

The Board next addressed the examination performance of the candidates for reinstatement and the candidate participating in the Jurisprudence Exam, subsequent to a Board order. Ms. Denise Frank then moved and Ms. Carol Peterson seconded that, having achieved a passing score of 75 on the Jurisprudence Examination, the following reinstatement candidates be informed that they have successfully passed the Jurisprudence Examination, required for the reinstatement of their licenses to practice.

SALLY SCHLEP	ROBERT DUFFEE
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Board Member Jean Lemberg next led a discussion of the NABP Annual Meeting, attended by members of the Board. The discussion focused on resolutions passed at the NABP Meeting and the action,



if any, that should be taken by the Minnesota Board of Pharmacy as a result of these resolutions.

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 March 25, 1997 and April 29, 1997. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank moved and Mr. Jeff Lindoo 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 Ms. Denise Frank seconded that those supportive personnel requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

The Board next considered a recommendation from the Board's Rules and Legislation Committee regarding the need for pharmacists to continue to submit supportive personnel requests, and policies and procedures to the Board for review. The Board directed Mr. Holmstrom to review the current technician rules and develop a proposal whereby supportive personnel requests would not be submitted to the Board in the future, but would be kept on file in the pharmacy and that technicians be required to affirm their knowledge of the policies and procedures when they register with the Board.

Mr. Holmstrom then led a discussion regarding legislative enactments during the 1997 legislative session that potentially impact the Board. Substantial discussion was held regarding the proposals that have been floated to restructure the current manner in which Boards operate, specifically, proposals to consider the establishment of an umbrella Department of Licensing and Regulation that would oversee Board operations.

Mr. Holmstrom next presented, to the Board, information he received from Mr. Bill Bond, Executive Director of the Minnesota Pharmacists Association. Mr. Bond announced that MPhA is planning a pharmacy summit meeting for July 23, 1997, and requested that four people, representing the Board of Pharmacy, be identified to attend that meeting. After discussing the issue and the calendars of the various members of the Board, it was determined that Executive Director David Holmstrom, Board President Carl Benson, and Board Members Jeff Lindoo and Denise Frank represent the Board at the meeting.

Mr. Holmstrom next provided the Board with information regarding the availability of property and liability insurance for state agencies. After reviewing the information available, the Board directed Mr. Holmstrom to proceed with securing insurance coverage.

Mr. Holmstrom next indicated, to the Board, that the National Association of Boards of Pharmacy is seeking two representatives from the Board who will be available to review the Multistate Pharmacy Jurisprudence Examination Item Pool prior to the NABP District Meeting in Omaha, Nebraska. Since Mr. Holmstrom and Ms. Frank participated in this review prior to the District Meeting of 1996, they were again appointed to represent the Board in this review on August 13 and 14 in Omaha, Nebraska.

The Board next turned its attention to the District V Meeting of the boards and colleges of the upper midwest area. The meeting is scheduled to be held in Omaha, Nebraska on August 14-16, 1997. Mr. Jeff Lindoo then moved and Mr. Chuck Cooper seconded that all members of the Board and the Board's Executive Director be authorized to attend the District V Meeting, and that the Board pay expenses for all those that are able to attend. The motion passed.

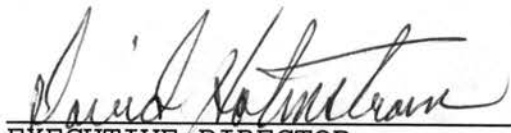
The Board next addressed itself to dates of future Board meetings. The Board established the following schedule of meeting dates through December of 1998:

January 27, 28, & 29, 1998	Reciprocity Exam/Board Exam/Business Meeting
March 4, 1998	Business Meeting
April 21 & 22, 1998	Reciprocity Exam/Business Meeting
May 16-20, 1998	NABP Annual Meeting
June 23, 24, & 25, 1998	Reciprocity Exam/Board Exam/Business Meeting
August 5, 1998	Business Meeting
September 15 & 16, 1998	Reciprocity Exam/Business Meeting
October 21, 1998	Business Meeting
December 9, 1998	Business Meeting

Mr. Holmstrom next presented the Board with figures relating to the budget for fiscal year 1997 and 1998. No formal action of the Board was required nor was any taken.

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

  
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PRESIDENT

  
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EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

June 26, 1997

ONE-TO-ONE RATIO:

City Drug - Lamberton  
Coborn's 5th Ave. Pharmacy - St. Cloud  
Community Memorial Hospital Pharmacy - Deer River  
Cub Pharmacy - Brooklyn Park  
Cub Pharmacy - Duluth  
Cub Pharmacy - St. Anthony  
Danielson Medical Arts Pharmacy - Minneapolis  
Econo Family Pharmacy - Rochester  
Fairview Northland Pharmacy - Elk River  
Falls Memorial Hosp. Phcy. - International Falls  
Goodrich Pharmacy - Elk River  
Happeth Prescription Shop - St. Cloud  
K-Mart Pharmacy #3777 - Dundas  
K-Mart Pharmacy #7326 - Grand Rapids  
K-Mart Pharmacy #9588 - Hibbing  
K-Mart Pharmacy #3052 - Minnetonka  
K-Mart Pharmacy #3045 - New Hope  
K-Mart Pharmacy #4882 - Waite Park  
Lake City Drug, Inc. - Lake City  
More 4 Family Pharmacy - Faribault  
New Ulm Drug - New Ulm  
Olson Brothers Pharmacy - Edina  
Prescription Shoppe II - Detroit Lakes  
Pratt Pharmacy - Bagley  
Randall Pharmacy - New Ulm  
St. Paul Ramsey Pharmacy - St. Paul  
Snyder Drug #72 - Apple Valley  
Snyder Drug - Breckenridge  
Snyder Drug #5068 - Brooklyn Park  
Snyder Drug #18 - Fridley  
Snyder Drug - Richfield  
Snyder Drug #27 - St. Cloud  
Snyder Drug #37 - West St. Paul  
Target Pharmacy #360 - Eagan  
Target Pharmacy #220 - Eden Prairie  
Target Pharmacy #664 - Plymouth  
Target Pharmacy #930 - St. Cloud  
Thrifty White Drug #730 - Brainerd  
Thrifty White Drug #37 - Perham  
Vet Rx Pharmacy - St. Peter  
Walgreens Pharmacy - Minneapolis  
Walgreens Pharmacy - Roseville  
Wal-Mart Pharmacy #10-2274 - Forest Lake  
Wal-Mart Pharmacy #10-1738 - Hutchinson  
Zumbrota Healthcare - Zumbrota



**TWO-TO-ONE RATIO:**

Target Pharmacy - Baxter  
White Drug #23 - Detroit Lakes  
White Drug #38 - Virginia

**SPECIAL RATIOS:**

Abbott Northwestern Pharmacy, Mpls. - 3:1  
Merwin Long Term Care Pharmacy, Robbinsdale: 3:1  
for unit-dose and prepackaging

Miller-Dwan Med. Ctr. Phcy., Duluth: 3:1 for IV,  
unit-dose, prepackaging, and bulk compounding.

St. Paul Ramsey Med. Ctr. Phcy., St. Paul: 3:1 for  
IV, unit-dose, prepackaging, and bulk compounding.

## MINNESOTA BOARD OF PHARMACY

### SEVEN HUNDRED AND SIXTH MEETING

At approximately 8:30 a.m., August 6, 1997, the Board of Pharmacy met, in Conference Room A, at University Park Plaza, 2829 University Avenue Southeast, Minneapolis, 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 this meeting, the Board addressed the minutes of the meeting of June 24, 25, and 26, 1997. After making an amendment to page 11 of the minutes of June 26, 1997, Mr. Jeff Lindoo 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 it has received since its last meeting. The first such application, to conduct a new pharmacy, was submitted on behalf of Wal-Mart Pharmacy in Pine City, Minnesota, by Mr. Michael Pitzl, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy, 6390 Brooklyn Blvd., in Brooklyn Center, Minnesota, by Mr. Delroy Shane, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Don 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 Hy-Vee Pharmacy in Albert Lea, Minnesota, by Mr. Paul Allen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don 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 fourth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hy-Vee Pharmacy, 2010 Adams Street, Mankato, Minnesota, by Ms. Linda Kunz,

pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper 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 Board next discussed potential mechanisms by which pharmacy services could be extended to residents of rural communities where a pharmacy is not currently located. The Board noted that the provision of pharmacy services to rural communities is a concern that will need to be addressed by the pharmacy profession, and that the Board must be open to new ideas that will meet this need. No formal action was required nor was any taken by the Board on this issue.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Tim Werner regarding the possibility of obtaining licensure as a drug wholesaler for Mr. Werner's company, known as PICC STAT. PICC STAT is a provider of services to physicians in clinics, long-term care centers, outpatient surgical centers, and hospitals. The services are provided on a 24-hour a day basis, seven days a week. PICC STAT's services extend to all areas of the state, serving physicians in the metropolitan area, as well as in small towns across the state. Mr. Werner's company contracts with physicians to insert parenteral IV lines in patients requiring IV therapy. PICC STAT is considering licensure as a drug wholesaler as a mechanism for providing medications used during the IV line placement procedure. Mr. Werner's proposal is that PICC STAT obtain licensure as a drug wholesaler and, when contracted by a physician for IV line placement, PICC STAT would transfer the necessary drugs to the physician, who would, in turn, direct the use of the drugs by PICC STAT staff during line placement.

After a substantial discussion of the information provided by Mr. Werner, the Board determined that it needed additional information and a formal application for licensure as a drug wholesaler in order to arrive at a decision. The Board thus directed Mr. Holmstrom to contact Mr. Werner and invite him to address the Board at the Board's next 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, involved the matter of the pharmacist's license of Mr. Thomas D. Smith and the pharmacy license of Geritom Med Pharmacy. Mr. Holley described, for the Board, a proposed stipulation and order in the matter of Mr. Smith and Geritom Med Pharmacy. The stipulation was developed subsequent to a conference, held May 28, 1997, with Mr. Smith, to discuss allegations of unprofessional conduct. The stipulation has been



agreed to and signed by Mr. Smith. Mr. Thomas D. Smith now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order, Mr. Donald Gibson moved and Mr. Jeff Lindoo 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.

Mr. Holley and Mr. Holmstrom next described, for the Board, a request by Mr. James Pettit. Mr. Pettit is currently on probation with the Board. Mr. Pettit is requesting that the Board grant an early termination of his probation. Mr. Pettit has currently served 16 months of a five year term of probation with the Board. Mr. Pettit is seeking early termination so that he can apply for reciprocity to the state of Idaho. After discussing Mr. Pettit's request and the recommendation of the Board's Committee on Professional Standards, Ms. Denise Frank moved and Ms. Carol Peterson seconded that the Board deny Mr. Pettit's request for early release from his probation. The motion passed.

Mr. Holmstrom next presented, to the Board, a reciprocity application from Ms. Lori Huynh, wherein a disciplinary action, taken on her license to practice pharmacy in Illinois, was brought to the Board's attention. Ms. Huynh now personally appeared before the Board to discuss her reciprocity application and the action taken by the Illinois Board of Pharmacy on her license to practice pharmacy in Illinois. Ms. Huynh indicated that the action taken by the Illinois Board of Pharmacy was a result of a misunderstanding on her part regarding the time period during which continuing education courses needed to be taken in order to maintain a current license to practice in Illinois. Ms. Huynh was living and working, at the time of the incident, in Iowa and simply accumulated continuing education programs to meet the Iowa requirement. She then submitted the CE programs to Illinois but discovered that the time during which she participated in these programs did not fit within the time frame required by Illinois. In that she had certified completion of her continuing education requirements to the Illinois Board of Pharmacy, the Board took action on her license to practice pharmacy for falsely certifying completion of the required continuing education.

After discussing these issues with Ms. Huynh, Mr. Jeff Lindoo moved and Mr. Chuck Cooper seconded that the Board accept her as a candidate for reciprocity and allow her to sit for the Reciprocity Examination when it is offered in September of 1997. The motion passed.

The Board next turned its attention to the performance of the candidates for licensure by examination who sat for the state portions of the full Board Examination on June 25, 1997, and who have now completed all required portions of the licensure

examination. Having first determined, in grading the examination, that the NAPLEX portion of the exam would be weighted at 65% of the total, the Board's Practical Examination portion at 20% of the total, and the average score of the Federal Drug Law Examination and the Board's Jurisprudence Examination weighted at 15% of the total, Mr. Jeff Lindoo moved and Ms. Denise Frank 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, and that Mr. Holmstrom apply these standards to all June 1997 Board Exam candidates who complete the examination process by August 8, 1997. The motion passed.

Candidates, who, as of August 6, 1997, have successfully passed the examination are as follows:

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
6981	GREGORY D AAKHUS	116417-
6946	JULIE R ALTENBERND	116418-
6947	ALKARIM BHANJI	116419-
6948	LAURA J BLEYHL	116420-
6949	JENNIFER A BRATVOLD	116421-
6950	NICOLE M FAGERNESS	116422-
6951	LISA FEIST	116423-
6952	TIZITA FEDREDENGEL	116424-
6953	BEMJAMIN D GEYER	116425-
6954	DAVID HUBERS	116426-
6955	JILL R HUFFER	116427-
6956	LINNAE J JOHNSON	116428-
6957	JANE M JOHNSTON	116429-
6958	BRADLEY W KOSEL	116430-
6959	CYNTHIA L KUNNICK	116431-
6960	PHILIP J KUPER	116432-
6961	ANN M LATOURELLE	116433-
6962	JILL C LIEBERS	116434-
6963	ALLISON R LIMKE	116435-
6964	DARREN G MACK	116436-
6965	LEANN M NESS	116437-
6966	KRISTIN J NORLAND	116438-
6967	OLUWATOSIN O ODUMADE	116439-
6968	DANA M PETERSON	116440-
6969	JACQUELINE M RETKA	116441-
6970	JULIE A RIZZO	116442-
6971	LISA L SCHREIBER	116443-
6972	WILLIAM J SEILER	116444-
6973	TRICIA L WAKELY	116445-
6974	JAMES M FEIST	116446-
6975	CHRISTOPHER D DANIELS	116447-

6976	MELISSA S OLSSON	116448-
6977	MICHELLE A GROSSMAN	116449-
6978	JENNIFER D OLSTAD	116450-
6979	KIMBERLY R SCHNACKY	116451-
6980	KRISTEN A TADDEI	116452

Mr. Holmstrom next presented, to the Board, a list of supportive personnel requests for which approval is recommended. After reviewing the list of supportive personnel requests, submitted since the last meeting of the Board, Mr. Jeff Lindoo moved and Mr. Don 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 the Hennepin County Medical Center In-patient Pharmacy that the variance previously granted for a Tech-check-tech Program at HCMC be extended. The request for an extension was submitted by Mr. David Graves, Assistant Director of Pharmacy. After a brief discussion of the Tech-check-tech Program authorized for HCMC, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that the Tech-check-tech Program at Hennepin County Medical Center Pharmacy be extended for an additional one year period of time. The motion passed with Mr. Charles Cooper abstaining.

The Board next turned its attention to requests for variances it has received since the last meeting. The first request for a variance, to be reviewed by the Board, was submitted on behalf of Haugan's Pharmacy in Preston, Minnesota, by Mr. Jon C. Haugan, pharmacist-in-charge. Mr. Haugan is requesting a variance which would allow his pharmacy technician, who is an LPN, to receive and record new prescription telephone orders from physician offices and the local nursing home. After a lengthy discussion, the Board declined to act on Mr. Haugan's request at this time, but instead directed Mr. Holmstrom to have Board surveyors observe Mr. Haugan's operation and report back to the Board on the extent to which Mr. Haugan is in compliance with OBRA '90, and the extent to which he has extended this patient counseling and drug use review to all patients.

The second request for a variance, to be reviewed by the Board, was submitted on behalf of HealthEast St. Joseph's Hospital Pharmacy and HealthEast St. John's Hospital Pharmacy, by Mr. Dean Huska, Pharmacy Director. Mr. Huska is requesting a variance which would allow him to serve as pharmacist-in-charge at both hospitals, in that St. John's Hospital Pharmacist-in-charge, Linda Benson, has been assigned a new role within the organization and is no longer responsible for day-to-day pharmacy activities at St. John's Hospital Pharmacy. After a thorough discussion of the issues involved here, Mr. Don Gibson moved and Ms. Denise Frank seconded that the Board deny Mr. Huska's request to become pharmacist-in-



charge at both pharmacies, and that Mr. Holmstrom indicate to Mr. Huska that a new pharmacist-in-charge must be appointed for the St. John's Hospital Pharmacy. The motion passed.

The third request for a variance, to be reviewed by the Board, was submitted on behalf of Lakeview Hospital Pharmacy in Stillwater, Minnesota, by Ms. Cynthia Appleseth, pharmacist-in-charge. Ms. Appleseth is requesting an extension of a previously granted variance which allowed Lakeview Hospital Pharmacy to furnish portable containers of medications to hospice and home care nurses for use in emergency situations. After reviewing the documentation of the relative successes and failures of the variance during its first year of use, Mr. Charles Cooper moved and Mr. Jeff Lindoo seconded that the Board extend the previously granted variance for another one year period of time. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Mayo Pharmacy in Rochester, Minnesota, by Mr. Gerald Christenson, pharmacist-in-charge. Mr. Christenson submitted a variance request pertaining to Mayo Pharmacy's utilization of an automated prescription assembly process, and the issue of a visual check of the original manufacturer's container from which medication was withdrawn during the process of prescription filling, as is currently required of pharmacists under Minn. Rule 6800.3100, Subpart 3A.

Mr. Christenson indicated that the tool, utilized by the pharmacist at the prescription checking station for the component of the certification process pertaining to this variance request, will be the reference medication data base contained within the Optifill Automated Dispensing System. Pertinent information from the data base will be accessed electronically and displayed to the pharmacist upon scanning of the unique bar code contained on the label of each prescription presented to the pharmacist for checking. The data base will be developed and maintained by Mayo Pharmacy personnel and certified by the pharmacy staff. The data base will contain at least the generic name, brand name, manufacturer, and NDC number for each medication. For all oral solid medications, the data base will also display a reference image and descriptive information pertaining to color, markings, dosage form, and shape. Additionally, the data base will display the lot number and expiration date of medications stored in the canisters of the automated prescription bottle filler machine. The pharmacist will certify that the correct medication has been utilized for each prescription by comparing the data base information to the following:

- A) The image of the bottle contents, captured prior to capping of the container, for all medication stored in the Automated Bottle Filler Machine.

- B) An inspection of the bottle contents of all prescriptions for oral solid medications assembled by technicians at manual fill stations.
- C) An inspection of prepackaged medications labeled by technicians at manual fill stations.
- D) Inspections of the prescription container contents and the manufacturer container(s) from which the medication was obtained and subsequently placed into the tote by the technician during the assembly process at a manual pick station for all other medications.

After briefly discussing this request for a variance, Mr. Charles Cooper moved and Mr. Don Gibson seconded that the variance be granted for a period of one year from the date the automated prescription assembly process becomes operational. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Medicap Pharmacy in Austin, Minnesota, by Mr. Jon Engelhardt, pharmacist-in-charge. Mr. Engelhardt is requesting a variance from Minn. Rule 6800.1050, Subpart 2A regarding the prescription balance requirement. Mr. Engelhardt is proposing an electronic scale, rather than a balance, for use in his pharmacy. Mr. Engelhardt provided the specifications of the electronic scale he wishes to utilize and the scale does meet the minimum weight measuring capacity required by the Board. Ms. Denise Frank then moved and Mr. Donald Gibson seconded that the variance, requested by Mr. Engelhardt, be granted on a permanent basis. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of St. Elizabeth's Hospital in Wabasha, Minnesota, by Mr. Kurt Henn, Director of Pharmacy. Mr. Henn is requesting a two year extension of a previously granted variance allowing emergency room dispensing by nurses in the absence of a doctor or pharmacist. Mr. Henn reports that the previously granted variance has been used about once a month and, up to this time, the system has worked well. After briefly discussing Mr. Henn's request, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the previously granted variance be extended for an additional two year period of time. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in Blaine, Minnesota, by Mr. Darryl Stoering, pharmacist-in-charge. Mr. Stoering is requesting an extension of a previously granted variance, which allowed Thrifty White to accept returned medications from the Anoka Medium Security Correction Facility in Lino Lakes, Minnesota, and is requesting that the authorization to accept return of

medications be extended to the Anoka County Juvenile Center, which is in a building adjacent to the Anoka Medium Security Correctional Facility, and also that the variance be extended to the Woven Hearts Assisted Living Facility in Blaine. After an extensive discussion, Ms. Denise Frank moved and Mr. Donald Gibson seconded that the Board extend the previously granted variance, relating to the return of medications from the Anoka Medium Security Correctional Facility in Lino Lakes, for a one year period of time, and that the return of medications be authorized to be extended to the Anoka County Juvenile Center, which is adjacent to the correctional facility; but that the return of medications from Woven Hearts Assisted Living Facility be denied. The motion passed, with Mr. Jeff Lindoo abstaining.

The final request for a variance, to be reviewed by the Board, was submitted on behalf of Edina Preserve Pharmacy in Eden Prairie, Minnesota, by Mr. Michael Frakes, pharmacist-in-charge. Mr. Frakes is requesting a variance which would allow the establishment of a secured mailbox, adjacent to the pharmacy, wherein filled prescriptions could be secured for after-hours pick-up by the patient. The mailboxes would have combination locks, with a combination known only to the pharmacy and the individual patient. Individual boxes may be used for different patients on different days, but the combination and the actual box used would be identifiable only by the patient and the pharmacy. Since the boxes would be located inside a mall area, they would not be subjected to extremes in temperature. No one, other than pharmacy employees and the patient, would be able to access the mailboxes to put anything into the boxes or take anything out of the boxes. The mailboxes would each have a number or letter designation that the patient would need to know to open the correct box, in addition to knowing their personal combination lock number. If a patient was unable to get to the pharmacy on time to pick up a completed prescription during normal business hours, the pharmacist would counsel the patient, as needed, relating to the prescription that would be picked up at a later time and place the completed prescription in the assigned mailbox using a unique combination number on the mailbox lock. The combination number and the mailbox location number would be given to the patient, who could then pick up the medication at a time when the pharmacy is not open for business.

After a lengthy discussion of Mr. Frakes' proposal, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the Board authorize a six month trial period for Mr. Frakes' proposal and require a report back to the Board on the extent of use and the success or failure of the proposal at the end of the six month trial period. The motion passed.

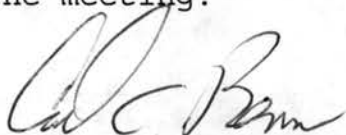
Mr. Holmstrom next presented, to the Board, a list of continuing education programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of



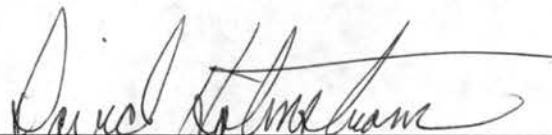
June 10, 1997 and July 8, 1997. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of individuals identified as being likely to participate as a member of an Ad Hoc Committee to review the draft of proposed rule changes, developed by the Board's Rules and Legislation Committee, and to make recommendations to the Board regarding those draft rules. After reviewing the list and discussing representation on the Ad Hoc Advisory Committee, Mr. Holmstrom was authorized to contact these individuals regarding their willingness to serve.

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



PRESIDENT



EXECUTIVE DIRECTOR

SUPPORTIVE PERSONNEL REQUESTS RECOMMENDED FOR APPROVAL

August 6, 1997

**ONE-TO-ONE RATIO:**

Byerly's Pharmacy - St. Louis Park  
Centennial Lakes Pharmacy - Edina  
Christenson Pharmacy - Rushford  
Dakota Treatment Center, Inc. - Burnsville  
Family Drug - Montevideo  
Fridley Plaza Pharmacy - Fridley  
Ivanhoe Family Pharmacy - Ivanhoe  
K-Mart Pharmacy #7704 - Mankato  
K-Mart Pharmacy #4803 - St. Paul  
Mike's Snyder Drug - Glencoe  
Pamida Pharmacy #361 - Luverne  
Proctor Pharmacy - Proctor  
Snyder Drug of Delano - Delano  
Snyder Drug #30 - Minneapolis  
Stemp Drug - Chatfield  
Sundberg Pharmacy - St. Paul  
Target Pharmacy #3 - Crystal  
Target Pharmacy #23 - St. Paul  
The Medicine Shoppe - North Mankato  
Walgreen Drug - Minneapolis  
Walgreens Pharmacy - St. Paul  
Wal-Mart Pharmacy #10-1634 - Little Falls  
Wal-Mart Pharmacy #10-1470 - Willmar

**TWO-TO-ONE RATIO (Per 8/1/97 New Statute Eff. Date):**

HealthPartners Bloomington Pharmacy - Bloomington  
HealthPartners Pharmacy - Spring Lake Park  
Target Pharmacy #T-0663 - Mankato  
Target Pharmacy #T-0664 - Plymouth  
Target Pharmacy - St. Cloud  
Target Pharmacy #751 - Vadnais Heights  
Walgreens Pharmacy - Coon Rapids  
Walgreens Pharmacy #2970 - Eden Prairie  
St. Paul Ramsey Med. Ctr. Pharmacy - St. Paul

**THREE-TO-ONE:**

Coram Alternate Site Svcs., Inc. - Mendota Heights