



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

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Minnesota Board of Pharmacy

SEVEN HUNDRED AND NINETEENTH MEETING

At approximately 8:00 a.m., January 26, 1999, the Board of Pharmacy 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. All members of the Board were in attendance, with the exception of Ms. Carol Peterson. 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, Mr. Byron Opstad, and Ms. Candice Fleming.

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

**MICHELE D DI CARLO
VIRAJ V GANDHI
KIMBERLY J JOHNSON
CAMANH T NGUYEN
TAMI-LYNN J PETRESCUE**

**TROY D RABENBERG
SUSAN M REDMAN
HEATHER L RENTERIA
MARK A SOLINO
ERIKA J WICHMANN**

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

**DAVID A COOPER
LARRY D HEINERT
EUNSIL LEE**

**ANDREA E ROST
TIERRA E SIMMONS**

Also present to write the Practical Examination were the following candidates for reinstatement of their licenses, which were previously allowed to lapse.

**LESTER SCHRIEVER
ROSE EGGERTH**

BONNIE BRUGGEMANN

At approximately 8:30 a.m., January 27, 1999, the Board met in Conference Room A, at the 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, with the exception of Ms. Carol Peterson. Also in attendance were the Board's Executive Director, Mr. David Holmstrom and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 9, 1998. Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the minutes of the meeting of December 9, 1998 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, Mr. Jeff Lindoo moved to nominate Chuck Cooper. Mr. Carl Benson seconded the nomination. There being no further nominations, the nominations were closed and Mr. Cooper was elected to the Office of President by a unanimous ballot.

For the Office of Vice President, Mr. Carl Benson moved to nominate Mr. Jeff Lindoo. Mr. Donald Gibson seconded the nomination. There being no further nominations, the nominations were closed and Mr. Lindoo 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. Mr. Donald Gibson 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, Mr. Don Gibson moved that Ms. Patricia Eggers be continued as Assistant Director for Administrative Affairs. Mr. Carl Benson seconded the nomination. 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. At this time, Ms. Denise Frank turned over the presidency of the Board to Mr. Cooper. Mr. Cooper now assumed the position as President.

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 NAPLEX and Multistate Pharmacy Jurisprudence Examination, and participation in the National Disciplinary Clearinghouse, Mr. Jeff Lindoo 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 licensing examination. Ms. Denise Frank then moved and Mr. Donald Gibson 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 by 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 colleges, so listed, 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, established in Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Mr. Don Gibson then moved and Ms. Denise Frank 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 graduates who have been properly certified by the Foreign Pharmacy Graduate Examination Commission. The motion passed.

At this time, President Cooper began discussion of appointment to the Board's various standing committees. After making minor modifications in committee representation, including the appointment of Mr. Don Gibson as an alternate to HPSP and Mr. Chuck Cooper to the Internship Committee, current members were continued on the various committees.

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 Rainbow Pharmacy in Coon Rapids, Minnesota, by Mr. Richard Hayes, Director of Pharmacy. 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 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 Rainbow Pharmacy in Maple Grove, Minnesota, by Mr. Richard Hayes, Director of Pharmacy. 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 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Rainbow Pharmacy in Plymouth, Minnesota, by Mr. Richard Hayes, Director of Pharmacy. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, with special attention being paid to the location of the patient counseling area. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Soderlund Long-Term Care Pharmacy in St. Peter, Minnesota, by Mr. William A. Soderlund, Sr., 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 fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Tri-County Hospital Outpatient Pharmacy in Wadena, Minnesota, by Mr. Paul Neitzke, 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 sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Twin Cities Compounding Pharmacy in St. Paul, Minnesota, by Mr. Peter Bell, pharmacist-in-charge. 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 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 Walgreens Pharmacy in Champlin, Minnesota, by Mr. Michael Hagelin, 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, and with particular attention being paid to the drive-thru window and the Board's concern for privacy during sensitive communications with the pharmacist. The motion passed.

The eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy in Willmar, Minnesota, by Mr. William Smith, pharmacist-in-charge. 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 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 Hy-Vee Pharmacy in Austin, Minnesota, by Mr. Scott Goodman, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson 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 tenth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Sun Mart Pharmacy in Moorhead, Minnesota, by Mr. Jim Linden, Director of Pharmacy. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 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 matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, involved a petition, by Mr. Christian Lintner,

that his license to practice pharmacy be reinstated, and that he be placed on probation in accordance with the previously issued stipulation and order of the Board. Mr. Lintner now personally appeared before the Board to discuss his petition for reinstatement and his compliance with the Board's previous order. After discussing these issues with Mr. Lintner, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that Mr. Lintner's license to practice pharmacy be reinstated, and that he be placed on probation in accordance with the previously issued stipulation and order, and further, that the monitoring of Mr. Lintner's continued recovery be done through HPSP, if all parties agree. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, involved the completion, by Mr. Gary Wehrwein, of his probation with the Board. Mr. Wehrwein 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 noting that Mr. Wehrwein's probation does not officially end until April 22, 1999, the Board directed Mr. Wehrwein to continue compliance with the terms of probation until April 22, at which time submission of documentation of compliance will automatically terminate his probation.

The Board next entertained an appearance, by Mr. John Choi and Mr. K.S. Reagan, who requested an opportunity to address the Board regarding a piece of proposed legislation that would delay the implementation date for the schedule of Carisoprodol as a controlled substance in Minnesota. Mr. Choi and Mr. Reagan represent Carter-Wallace, the manufacturer of Soma and Soma Compound (the major brand name product containing Carisoprodol). Carisoprodol was made a Schedule IV controlled substance in Minnesota by the 1997 Legislature, with an effective date of August 1, 1998. The delayed effective date was established in the belief that action to schedule Carisoprodol as a controlled substance or, in the alternative action, to conclude that scheduling was not needed for Carisoprodol, would be completed at the federal level by that date. During the 1998 Legislative Session, the effective date was delayed until August 1, 1999, since federal action had not yet been completed. It now appears that the federal decision will take additional time, and Carter-Wallace is seeking a legislative change to again delay the effective date for one year.

After discussing the issue with Mr. Choi and Mr. Reagan, Mr. Carl Benson moved and Mr. Don Gibson seconded that, without making a judgement on the merits of the scheduling of Carisoprodol, the Board take the position that another delay in the effective date is reasonable and that the Board would not oppose such legislation. The motion passed.

Mr. Holmstrom next presented, to the Board, information he received from several sources relating to the dangers of uncontrolled distribution of drugs known as GHB and GBL, and a request that the Board of Pharmacy sponsor legislation making GHB and GBL controlled substances in Minnesota. After a brief discussion of the issues, the Board declined to take action at this time and acted to table the issue until the next meeting while gathering additional information on the subject.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Fairview Lakes Regional Medical Center Pharmacy in Wyoming, Minnesota, by Mr. Mark Nelson, Pharmacy Manager. Mr. Nelson is requesting a variance that would allow nurses, affiliated with

the Fairview Lakes Regional Healthcare Hospice program, to carry a few emergency drugs in an emergency kit. After noting that the Board's rules, which will eliminate the need for variances for this purpose, will become effective on February 1, Mr. Donald Gibson moved and Mr. Jeff Lindoo seconded that the variance, requested by Mr. Nelson, be approved. The motion passed.

The second variance request, to be considered by the Board, was submitted on behalf of Glencoe Area Health Center by Ms. Rita Krueger, Director of Pharmacy. Ms. Krueger is seeking approval from the Board of a variance that would allow her pharmacy to take returns of medication, from an attached long-term care facility, which were repackaged in blister packs without first having to perform the permeability testing generally required by the Board. After reviewing Ms. Krueger's request and discussing the ease of performing the permeability testing and the negligible expense involved in performing such testing, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that Ms. Krueger's request to be exempted from permeability testing be denied. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of HealthEast Optional Care Pharmacy by Ms. Beth Ferguson, pharmacist-in-charge. Ms. Ferguson is requesting an extension of a previously granted variance that allowed emergency medications and supplies to be used by HealthEast Homecare's home care nurses. Again, the Board noted that its new rules will become effective on February 1, which will eliminate the future need for such variances and, that being the case, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the variance, requested by Ms. Ferguson, be approved. The motion passed.

The fourth request for a variance, to be considered by the Board, was submitted on behalf of Ott Pharmacy, by Mr. Robert Ott, pharmacist-in-charge. Mr. Ott is requesting a variance that would allow Ott Pharmacy to establish a limited supply of prepackaged medications for dispensing by physicians at the Duluth Clinic Remer facility in Remer, Minnesota. There are, currently, no pharmacies in Remer, and the part-time clinic in Remer finds it desirable to have a limited supply of medications on hand for dispensing by physicians. After noting that a pharmacist at Ott Drug will contact the patient or the patient's caregiver within a reasonable time after dispensing of the medications by physicians at the Remer Clinic in order to provide necessary counseling, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the variance be granted for a one year period of time. The motion passed.

The fifth request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacies, by Ms. Patricia DeLaPointe, Manager of Long-term Care. Ms. DeLaPointe is requesting an extension to a previously granted variance that allows the return of medications from ALS, operated Assisted Living Facilities, known as WovenHearts. The medications are packaged in the same unit dose system and are subject to the same moisture permeability tests as those medications being distributed to nursing homes. Ms. DeLaPointe contends that the storage and handling of medications in the WovenHearts' facilities are comparable to a licensed nursing home and provide the same safeguard to the resident, assuring the integrity of the medication for re-use. Mr. Don Gibson then moved and Ms. Denise Frank seconded that the variance, requested by Ms. DeLaPointe, be extended for an additional one-year period of time. The motion passed. During the discussion and voting on this request, Mr. Jeff Lindoo absented himself from the room.

The next request for a variance, to be considered by the Board, was submitted on behalf of Coborns Pharmacy in Foley, Minnesota, by Mr. Brant Skanson, pharmacist-in-charge. Mr. Skanson is requesting a variance that would allow him to accept returns of medications packaged into the Opus 7-day Airtight System and delivered to the Benton County Jail for distribution to the inmates. All medication will be kept in a secure medication storage room. No medication is ever left under the control of an inmate. Mr. Don Gibson then moved and Ms. Denise Frank seconded that Mr. Skanson's variance request be approved for a one year period of time, but that Mr. Skanson be informed that no controlled substance drugs can be included in the return policy, and that this fact must be added to the official policies and procedures governing medication handling at the facility. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Tri-County Hospital Outpatient Pharmacy, by Mr. Paul Neitzke, pharmacist-in-charge. Mr. Neitzke, who submitted an application for licensure of the Tri-County Hospital Outpatient Pharmacy, which occupies the same physical space as the Tri-County Hospital Inpatient Pharmacy, is now requesting that he be allowed to be on record as the pharmacist-in-charge at both such pharmacies. Since this situation is not one in which Mr. Neitzke must leave one pharmacy in order to enter the other pharmacy, but is one in which both pharmacies occupy the same space, Mr. Carl Benson moved and Mr. Don Gibson seconded that the variance be approved on a permanent basis. The motion passed.

Mr. Holmstrom next presented, to the Board, two letters from Minnesota pharmacists requesting extensions of time in which to meet the Board's continuing education requirement. Pharmacist Jeff Theige, from Grand Forks, North Dakota, indicates that his continuing education records were lost due to the flooding of Grand Forks during the Spring of 1997. Mr. Theige is requesting an extension of time in which to obtain additional continuing education credits. The Board then directed Mr. Holmstrom to inform Mr. Theige that, since he is living and working in North Dakota, and since North Dakota also requires 30 hours of continuing education participation every two years, the Board will accept evidence of his license in North Dakota being current and in good standing as evidence of continuing education participation satisfactory to the Minnesota Board.

Pharmacist Linda Kramer, of Duluth, Minnesota, is a relatively new Minnesota licensee and misunderstood the amount of continuing education participation she would be required to obtain under the prorated amount of the first reporting period. After observing that Ms. Kramer is only lacking 4.75 hours of continuing education, and noting that she has had 17 months in which to accumulate 23.75 hours of continuing education, the Board acted to deny her request for an extension.

Mr. Holmstrom next presented, to the Board, a list of requests for the use of pharmacy technicians recommended for approval. After reviewing the list of requests and noting that, under the Board's new rules, which become effective on February 1, such submissions will no longer be required, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that those technician requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.

The Board next addressed itself to the performance of candidates for licensure by Reciprocity, Full Board Exam candidates, and candidates for reinstatement of previously granted licenses. For Reciprocity Exam candidates, the Board established a score of 75 on the Multistate Pharmacy Jurisprudence Examination as the minimum passing score. For Full Board Exam candidates, the Board determined that, in grading the Examination, 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 Multistate Pharmacy Jurisprudence Examination at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score would be 75. With the passing level thus established, the Board directed Mr. Holmstrom to calculate scores for individual candidates for licensure as they are received, and notify the candidates of their licensure or failure at the earliest possible time.

The Board next discussed whether to increase the number of practical examinations being offered to candidates for original licensure. After observing that the graduation schedule for students from the University of Minnesota is currently in flux, the Board determined that the schedule for the Board's Practical Examination will be left as is, for the time being.

The Board next discussed the issue of what to do with requests for licensure by reciprocity when background checks indicate that the pharmacist, applying for licensure, is currently under suspension or probation in another state. The Board determined that, since suspension of a license in another state is grounds for denying a license to practice pharmacy in Minnesota, candidates for licensure by reciprocity whose license in another state is currently under suspension be denied licensure in Minnesota, and that candidates for licensure by reciprocity whose license is currently on probation in another state be referred to the Board's Committee on Professional Standards to develop a recommendation.

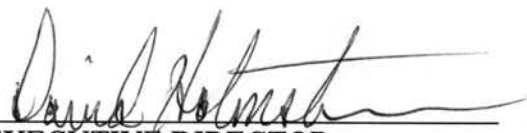
Mr. Holmstrom next provided the Board with information regarding achievement awards. Mr. Carl Benson then moved and Mr. Don Gibson seconded that the Board support the recommendation, by Mr. Holmstrom, of an achievement award for Ms. Patricia Eggers, as authorized under the Commissioner's Plan, and that Mr. Holmstrom be given an achievement award, as authorized under the Manager's Plan. The motion passed.

Mr. Holmstrom next provided the Board with information regarding the NABP Annual Meeting, scheduled for May 22-26, 1999, in Albuquerque, New Mexico. After discussing the value of attending NABP meetings and networking with counterparts in other states, Ms. Denise Frank moved and Mr. Carl Benson seconded that all Board members, the Board's Executive Director, and up to two Board surveyors be authorized to attend the NABP meeting at Board expense.

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



PRESIDENT



EXECUTIVE DIRECTOR

TECHNICIAN REQUESTS RECOMMENDED FOR APPROVAL
January 27, 1999

ONE-TO-ONE RATIO

Adams Drug, Adams
Anderson Drug, Gaylord
Andover Park Pharmacy, Andover
Heartland Pharmacy, Pequot Lakes
Larson Drug, Clarkfield
Liebe Drug Inc, Graceville
Merwin Drug #1, Minneapolis
Onamia Drug Inc, Onamia
Owatonna Hospital Pharmacy, Owatonna
Target Pharmacy #1173, Austin
Wal-Mart Pharmacy, Eagan

TWO-TO-ONE RATIO

Cub Pharmacy, Elk River
Cub Pharmacy, St. Cloud
Cub Pharmacy, Woodbury
HealthPartners, Bloomington
HealthPartners, Woodbury
Pamida Pharmacy #305, Thief River Falls
Park Nicollet Pharmacy, Minnetonka
Shopko Pharmacy, Albert Lea
St. Olaf Pharmacy, Inc, Austin
Walgreens, Minneapolis
Walmart Pharmacy #, Redwood Falls

THREE-TO-ONE RATIO

Apria Healthcare, Minnetonka
Falks Nursing Service Pharmacy, Duluth

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTIETH MEETING

At approximately 8:30 a.m., March 17, 1999, the Board met in Conference Room A, at the 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, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of January 26 and 27, 1999. After making a correction to page three of the minutes of the meeting of January 27, 1999, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the minutes be approved as amended. The motion passed.

President Cooper now asked Mr. Holley to introduce guests from the Attorney General's Office. Mr. Holley then introduced Attorney General Mr. Mike Hatch, Deputy Attorney General Ms. Kris Eiden, Manager of the Health Law Division Mr. Peter Krieser, and the Director of the Investigative Unit of the Health Law Division Mr. Hollace Allen.

Attorney General Hatch then addressed the Board and discussed his vision for the Health Law Division of the Attorney General's Office and the manner in which disciplinary actions will be handled by the Attorney General's Office. Attorney General Hatch then responded to questions from the Board. At the conclusion of the discussion, Mr. Hatch, Mr. Krieser, Mr. Allen, and Ms. Eiden departed from the meeting.

Mr. Holmstrom next provided the Board with a summary and update of the various pieces of legislation affecting the practice of pharmacy and/or the Board of Pharmacy. Mr. Holmstrom specifically provided the Board with updates on the Pharmacy Practice Act initiative, the Pharmacy Technician legislation, the rural pharmacy initiative, and several bills that impact all executive branch State agencies.

Mr. Holmstrom also provided the Board with a brief summary of legislation that has been introduced, calling for the classification as a controlled substance of GHB/GBL. Mr. Holmstrom then introduced several guests who wish to discuss the GHB/GBL issues. Appearing before the Board to discuss these issues were Dr. Andrew Topliff, a Toxicology Fellow at Hennepin County Medical Center, Ms. Carol Falkowski, Senior Research Analyst at the Hazeldon Foundation, and Ms. Patti Engel, from Orphan Medical. After a lengthy and thorough discussion of both the illicit and legitimate use of GHB/GBL, Ms. Denise Frank moved and Mr. Don Gibson seconded that the Board support the classification of GHB as a Schedule III controlled substance in Minnesota, and that, if a proposal is made to enhance the criminal penalties for illicit use of GHB beyond that which normally attends a Schedule III controlled substance, the Board also support such enhanced penalties. The motion passed.

At this time, Mr. Scott Setzepant addressed the Board, requesting the Board's support for the reclassification of flunitrazepam from Schedule I to Schedule IV of the State Controlled Substances Act. Mr. Setzepant provided the Board with background information on flunitrazepam and requested that the Board support an initiative to reclassify flunitrazepam as a Schedule IV controlled substance. After some discussion of the issue, wherein the Board noted

that flunitrazepam does not have a current legitimate medical use in the United States, the Board declined to support reclassification of the drug from Schedule I to Schedule IV.

At this time, Mr. Henry Capiz, the Board's representative to the Health Professional Services Program, appeared before the Board to discuss the HPSP Program and his desire to continue to represent the Board on the program committee of HPSP. After hearing from Mr. Capiz, President Cooper acknowledged the wishes of the Board by appointing Mr. Capiz as the Board's delegate to HPSP, with Board member Don Gibson acting as an alternate.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Larry Heinert requesting that the Board re-consider his failure to pass the Practical Examination, administered by the Board on January 26, 1999. After reviewing Mr. Heinert's letter, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board deny Mr. Heinert's request, that he be licensed in spite of receiving a failing score on the January 1999 Board Exam, and that Mr. Heinert be given the opportunity to retake the examination in June of 1999, during the regularly scheduled examination process. 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, required of candidates for licensure by reciprocity, the following candidates 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>
7295	LISA GENEVA ALLEN	WI
7296	TARULATTA U BHAKTA	NC
7297	JULIE ANN BROWN	KS
7298	SEAN THOMAS HIGGINS	SD
7299	DEBORAH ANN KERSHAW	PA
7300	LUC FREDERIC MICHAUD	ND
7301	RODNEY R PAUL	MO
7302	PAULA ANDERSON UJHELYI	GA
7303	GINA LYNN WILL	IL
7304	MARCIA MARIE WORLEY	PA

While continuing to discuss Reciprocity Examinations and license by reciprocity, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that Board staff identify, on a weekly basis, reciprocity candidates who have successfully passed the Multistate Pharmacy Jurisprudence Examination and, as soon as practicable, issue letters authorizing them to begin the practice of pharmacy in Minnesota. At each Board meeting, the Board will then confirm the action taken by Board staff and formally accept the candidates who have received passing scores on the Multistate Pharmacy Jurisprudence Examination as licensed pharmacists in Minnesota. The motion passed.

The Board next addressed itself to the performance of candidates for licensure by examination. For Full Board Exam candidates, the Board determined that, in grading the examination, 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 Multistate Pharmacy Jurisprudence Examination at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, the following candidates were granted licensure as pharmacists.

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
7293	MICHELE D DI CARLO	116729-8
7291	EUNSIL LEE	116727-2
7286	TROY DAVID RABENBERG	116722-7
7287	SUSAN MARIE REDMAN	116723-0
7292	HEATHER LYNN RENTERIA	116728-5
7288	ANDREA E ROST	116724-3
7289	TIERRA ELIZABETH SIMMONS	116725-6
7294	MARK ANTHONY SOLINO	116730-8
7290	ERIKA JANE WICHMANN	116726-9

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Fairview Medical Arts Pharmacy, by Ms. Michelle Skoglund, pharmacist-in-charge. Ms. Skoglund is requesting a variance, which would allow the pharmacy to stock and dispense sample prescription medications for the physicians at the Fairview Nicollet Mall Clinic, located in the same building. After noting that the proposal, put forth by Ms. Skoglund, would provide better security for the drugs involved and would provide patients with appropriately labeled prescription drug samples, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that the Board approve the requested variance for a two year period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Mercy Hospital Pharmacy in Moose Lake, Minnesota, by Ms. Wendy Greenwalt, consultant pharmacist. Ms. Greenwalt is requesting a variance which would allow Mercy Home Health Services, a hospice program affiliated with Mercy Hospital and Healthcare Center, to have access to a locked box of emergency medication that would be housed in the emergency room of Mercy Hospital and Healthcare Center. The box would contain a small number of emergency-type medications that are occasionally needed by hospice nurses for hospice patients. Mercy Home Health Service's nursing staff would have access to the drugs contained in the emergency kit by a key, which would become part of the on-call supplies. A physician would order medication by phone or written prescription, or through the implementation of current hospice standing orders. If a medication in the emergency box is required and all local pharmacies are closed, the hospice nurses would have access to the emergency box and would be able to use the medication in accordance with the directions of the physician. A written order would then be issued to replace (restock) the medications used from the locked box. After directing Mr. Holmstrom to obtain some additional information from Ms. Greenwalt, relating to the emergency supply of medications, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the variance request 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 PharMerica, 5255 East River Road in Minneapolis, Minnesota, by Mr. Jonathan Thacker, pharmacist-in-charge. Mr. Thacker is requesting that the Board grant a variance to the ratio of technicians-to-pharmacists that would allow a three-technician to one-pharmacist ratio to be employed among the order entry technicians. After observing that the Board no longer has the authority to grant variances to technician ratios, since the ratios are now established in statute rather than Board rule, the Board directed Mr. Holmstrom to inform Mr. Thacker that the order entry technicians must be maintained at a ratio not exceeding the statutorily provided ratio of two-technicians to one-pharmacist.

The next request for a variance, to be considered by the Board, was submitted on behalf of St. Mary's Medical Center, by Mr. Dick Spehar, pharmacist-in-charge. Mr. Spehar is requesting a variance that would allow St. Mary's Medical Center to utilize automated healthcare's Robot-Rx system in accordance with the policies and procedures developed by St. Mary's Medical Center Pharmacy. After a brief discussion of Mr. Spehar's request, Ms. Denise Frank moved and Mr. Jeff Lindoo seconded that the Board authorize Mr. Spehar to proceed in accordance with the policies and procedures he has developed, and to report back in one year. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Syncor Pharmacy Services, of St. Paul, Minnesota, by Mr. Norbert Salamonski, pharmacist-in-charge. Mr. Salamonski is requesting an extension of the previously granted variance, which provided exemptions from labeling of certain non-therapeutic (diagnostic) prescriptions, with patient names. After briefly discussing this extension request, Mr. Carl Benson moved and Ms. Denise Frank seconded that the Board grant the extension, requested by Mr. Salamonski, and that the extension be granted for a two-year period of time. The motion passed.

The next 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 emergency room dispensing at Lake Region Hospital. After briefly discussing this variance request, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that the variance be extended for an additional one-year period of time. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Stadtlanders Pharmacy in Arden Hills, Minnesota, by Mr. Gary Clauson, pharmacist-in-charge. Mr. Clauson is seeking an extension of a previously granted variance relating to the return for re-use of certain expensive fertility drugs. After thoroughly discussing this request, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that the Board grant the request of Mr. Clauson and that the previously granted variance be extended for a one year period of time, but that Progesterone in Oil not be included among those drugs that may be returned for re-use or re-issuance. 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 November 17, 1998 and January 12, 1999, and between the dates of January 12, 1999 and

February 16, 1999. 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 turned its attention to applications to conduct new pharmacies it has received since its last meeting. The first such application was submitted on behalf of Cub Pharmacy in Baxter, Minnesota, by Mr. Jon Mobley, 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 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 be considered by the Board, was submitted on behalf of Cub Pharmacy in Bloomington, Minnesota, by Mr. Steve Darnell, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 be considered by the Board, was submitted on behalf of Cub Pharmacy in Burnsville, Minnesota, by Ms. Cynthia Espander, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Cub Pharmacy in Fridley, Minnesota, by Mr. Maurice Salls, 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 fifth application, to be considered by the Board, was submitted on behalf of Cub Pharmacy in Plymouth, Minnesota, by Ms. Kristin Norland, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson 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 be considered by the Board, was submitted on behalf of Cub Pharmacy in St. Louis Park, Minnesota, by Mr. Tony Bose, 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 seventh application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy in Chaska, Minnesota, by Mr. Richard Hayes, 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 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 be considered by the Board, was submitted on behalf of Rainbow Pharmacy in Mankato, Minnesota, by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 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, and with special attention being paid to the privacy offered by the consultation area. The motion passed.

The ninth application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy, on Lagoon Avenue in Minneapolis, Minnesota, by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 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 tenth application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy, on New Brighton Blvd., in Minneapolis, Minnesota, by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson 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 eleventh application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy in Oakdale, Minnesota, by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson 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 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, and with special attention being paid to the privacy offered by the patient counseling area. The motion passed.

The twelfth application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy in Roseville, Minnesota, by Mr. Richard Hayes, 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 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 thirteenth application, to be considered by the Board, was submitted on behalf of Rainbow Pharmacy in St. Cloud, Minnesota, by Mr. Richard Hayes, 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 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 fourteenth application, to be considered by the Board, was submitted on behalf of Walgreens Pharmacy in Hopkins, Minnesota, by Mr. Steven Roudabush, 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 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 fifteenth application, to be considered by the Board, was submitted on behalf of Snyder Drug in Burnsville, Minnesota, by Mr. Anthony Brom, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 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, and with special attention being paid to the privacy provided by the patient counseling area. The motion passed.

The sixteenth application, to be considered by the Board, was submitted on behalf of Walgreens Pharmacy in Savage, Minnesota, by Ms. Bridget Reagan, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson 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, information reported by Pharmacy Board Surveyor Lloyd Pekas during his on-site inspection of a proposed new pharmacy called Twin Cities Compounding Pharmacy in St. Paul, Minnesota. Upon performing the on-site inspection, Mr. Pekas found that the pharmacy was located in half of a double bungalow home, in a residential area. In addition, Mr. Pekas found that, on the second floor level, there was direct access from the residential side of the building to the side of the building proposed for licensure

as a pharmacy. Thus, both sides of the double bungalow were, essentially, one contiguous space, with no physical separation between the area proposed for licensure as a pharmacy and that being used as a residence by the pharmacist-in-charge. As a result of these findings, the license to open Twin Cities Compounding was not granted. After thoroughly discussing the issue, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that Mr. Holmstrom inform Mr. Peter Bell, the pharmacist-in-charge, that a solid sheet rock wall must be constructed to totally separate the living area from the area proposed for licensure as a pharmacy, and that Mr. Holmstrom require Mr. Bell to submit a letter to the Board, from the city of St. Paul, acknowledging their approval of the operation of a pharmacy in a residential area and, specifically, indicating that such operation does not violate city zoning regulations. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of pharmacists who are delinquent in renewal of their license to practice pharmacy for the years 1997 and 1998, and who are, thus, candidates to be permanently dropped from the rolls of licensees in Minnesota, effective March 1, 1999. Mr. Jeff Lindoo then moved and Ms. Denise Frank seconded that the pharmacists listed be permanently dropped from the Board of Pharmacy roll of licensees. The motion passed.

Mr. Holmstrom next presented, to the Board, a list of requests for the use of pharmacy technicians recommended for approval. After reviewing the list of requests submitted since the last meeting of the Board, Mr. Jeff Lindoo moved and Ms. Denise Frank seconded that those technician requests, recommended for approval by Mr. Holmstrom, be so approved. The motion passed.


Mr. Holmstrom next presented, to the Board, a letter from Mr. Anilkumar A. Patel. Mr. Patel is seeking an opportunity to sit for the Practical portion of the Board Exam before he finishes the 1500 hours of practical experience as a pharmacist intern, which is a prerequisite for examination as a pharmacist. Mr. Patel is requesting an opportunity to sit for the Board Exam in June of 1999, but indicates that he will not complete his internship requirement until the end of July. After briefly discussing Mr. Patel's request, the Board directed Mr. Holmstrom to obtain additional information from Mr. Patel before the Board acts on his request.

Mr. Holmstrom next presented, to the Board, a document from NABP requesting identification of two individuals who will act as the contact persons and item written persons for the Multistate Pharmacy Jurisprudence Examination. After a brief discussion, Mr. Holmstrom and Board Member Denise Frank were identified as the individuals to be involved the MPJE.

Mr. Holmstrom next provided the Board with information, from NABP, seeking the completion of an official delegate certificate for voting purposes at the annual meeting of the National Association of Boards of Pharmacy to be held in May. The Board identified Mr. Charles Cooper, Board President, as the Board's official delegate, with Mr. Jeffery Lindoo as the Board's alternate delegate.

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


PRESIDENT


EXECUTIVE DIRECTOR

TECHNICIAN REQUESTS RECOMMENDED FOR APPROVAL
March 17, 1999

ONE-TO-ONE RATIO

Pilot City Health Center Pharmacy, Minneapolis
PHS Pharmacy, Roseville
Andover Park Pharmacy, Andover

TWO-TO-ONE RATIO

District One Hospital, Faribault
Cub Pharmacy #701, Shakopee

THREE-TO-ONE RATIO

United Pharmacy Associates, Golden Valley



Partially Redacted Material

A portion of this page/item has been redacted for privacy considerations. The collection can be viewed at the Minnesota Historical Society's Gale Family Library in Saint Paul, Minnesota. For more information, visit www.mnhs.org/library/.

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
STEPHANIE J AIELLO 10217 LOGAN LANE TWINSBURG OH 44087	115081	[REDACTED]	RECIP.***
IDOWU A AJIBOLA 2216 RENWICK DRIVE SPRINGFIELD IL 62704	116172	[REDACTED]	RECIP.***
NEETA B AMIN 16500 QUARRY RD #449 SOUTHGATE MI 48195	116216	[REDACTED]	EXAM
PAUL D ANDERSON 33914 91 AVE N ST JOSEPH MN 56374	109091	[REDACTED]	EXAM
ALVIN G AUCHSTETTER R 1 BOX 80B ORTONVILLE MN 56278	109859	[REDACTED]	RECIP.***
ANNE M BARAN 3001 S MAPLE AVE BERWYN IL 60402-2850	114549	[REDACTED]	EXAM
DANIEL P BARANICK 1000 21ST ST NW MINOT ND 58701	110171	[REDACTED]	EXAM
HOWARD G BIEBL BOX 145 GIBBON MN 55335	108676	[REDACTED]	EXAM
LYLE D BIGHLEY 14623 W 90TH ST LENEXA KS 66215	110348	[REDACTED]	EXAM
ALBERT F BOT 1008 N ESTEY ST LUVERNE MN 56156	109829	[REDACTED]	RECIP.***
JACK L BRADY C/O VIRGINIA BRADY P O BOX 343 GASSAWAY WV 26624	114094	[REDACTED]	RECIP.***
FREDERIC G BRANDES 2501 WIGWAM PKWY #623 HENDERSON NV 89014	109686	[REDACTED]	EXAM

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
ROBERT E BULGER 2157 HENDON AVE ST PAUL MN 55108	109366	[REDACTED]	EXAM
CYNTHIA A BURNS 8906 NORTH VERIDIAN DR TUCSON AZ 85743	113810	[REDACTED]	RECIP.***
JOHN W BURTON 3204 INDEPENDENT CT SPARKS NV 89434	113192	[REDACTED]	RECIP.***
VIRGINIA S CHAMBERS P O BOX 66960 ST PETERSBURG BEACH FL 33736	112023	[REDACTED]	RECIP.***
PAULA DIANE CHICOINE 280 NORTH ALBRIGHT P O BOX 223 PRIMGHAR IA 51245	115339	[REDACTED]	RECIP.***
JOSHUA S COLLINS 2656 TWISTED OAK COVE SO CORDOVA TN 38018	113142	[REDACTED]	RECIP.***
THOMAS E DINNDORF 14200 60TH PLACE NO PLYMOUTH MN 55446	109869	[REDACTED]	EXAM
DAVID W FORRER 7073 HIGHFIELDS FARM DR ROANOKE VA 24018	115726	[REDACTED]	RECIP.***
JOANNE I FRANSON 4733 S MEADOW RIDGE ROAD GREEN VALLEY AZ 85614	109522	[REDACTED]	EXAM
TERESE LEE FRUENDT 4400 PARK AVE #70 DES MOINES IA 50321	115817	[REDACTED]	EXAM
JOHN J GALLIZZI 38017 MEADOWHILL WEST NORTHVILLE MI 48167	113687	[REDACTED]	RECIP.***
DAVID B GREGORNIK 551 S MCLEAN BLVD MEMPHIS TN 38104	115756	[REDACTED]	EXAM

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
WILLIAM H GREMSGARD BOX 453 LA QUINTA CA 92253	109318	[REDACTED]	EXAM
DONALD G GRONLUND 4144 MEADOW PARKWAY #D DED DULUTH MN 55811	109697	[REDACTED]	EXAM
VERNON E GULLICKSON 525 MAITLAND DR #71 CHIPPEWA FALLS WI 54729	109096	[REDACTED]	EXAM
E RICHARD HAGLUND 750 E IOWA AVE ST PAUL MN 55106	108801	[REDACTED]	EXAM
ROBERT O HANSON 525 EIKEN DRIVE BOX 279 RUSHFORD MN 55971	109497	[REDACTED]	EXAM
DAVID A HIRSCHER 6449 W 87TH PLACE LOS ANGELES CA 90045	109744	[REDACTED]	EXAM
RAYMOND E HOPPONEN 524 NORTH 28TH STREET #8 FT DODGE IA 50501	108854	[REDACTED]	EXAM
RENEE L JACOBSON 1029 PLUMMER CIRCLE SW ROCHESTER MN 55902	114902	[REDACTED]	RECIP.***
STANLEY J JELINEK 1109 12TH AVE N ST CLOUD MN 56303	109326	[REDACTED]	EXAM
ANDREW R JOHNSON #11 LAKEVIEW DRIVE OLD TAPPAN NJ 07675	109748	[REDACTED]	EXAM
GARY LUVERNE JOHNSON P O BOX 15-0143 LAKEWOOD CO 80215	111476	[REDACTED]	EXAM
MARY MARGARET JUSTICE 7587 E CAMINO DEL BRIOSO TUCSON AZ 85750	113790	[REDACTED]	EXAM

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
CHARLES J KESTNER 19500 SO QUAIL RIDGE RD BELTON MO 64012	112344	[REDACTED]	EXAM
EHAB M KHALIL 425 ERIE ST SE #307 MINNEAPOLIS MN 55414	115601	[REDACTED]	RECIP.***
CHI-YEOW S KOE 20 THOMSON TERRACE SINGAPORE 574551	116012	[REDACTED]	EXAM
MARIA H KONANC APT #2135 9494 EAST REDFIELD ROAD SCOTTSDALE AZ 85260	115686	[REDACTED]	RECIP.***
HILDEGARDE C L KRUMM 2804 S WILLOW SIOUX FALLS SD 57105	110266	[REDACTED]	RECIP.***
BERYL A LEE N3597 PINE MOUNTAIN RD IRON MOUNTAIN MI 49801	109163	[REDACTED]	EXAM
MARIA LENIS 101 OLD MAMARONECK RD WHITE PLAINS NY 10605	116086	[REDACTED]	RECIP.***
SAVITRE LENIS 1331 SEAGATE DRIVE #105 PALM HARBOR FL 34685	115735	[REDACTED]	RECIP.***
ALLEN M LEPINSKI 3597 ASHBURY ROAD EAGAN MN 55122	114030	[REDACTED]	RECIP.***
JENNIFER S LILL 323 N 73RD STREET SEATTLE WA 98103	116087	[REDACTED]	RECIP.***
HAROLD T LINDQUIST BOX 7 OKLEE MN 56742	109222	[REDACTED]	EXAM
CHARLES R LINDSAY 6710 QUINCY ST NE FRIDLEY MN 55432	109892	[REDACTED]	EXAM

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
LAWRENCE L LOFSTROM 233 W. KNOXVILLE P O BOX 1307 BROKEN ARROW OK 74013-1307	111790	[REDACTED]	EXAM
CRAIG D LOGEMANN 1607 SE HAYES DRIVE ANKENY IA 50021	114908	[REDACTED]	RECIP.***
RICHARD D LOVAAS 1001 E 61ST STREET SIOUX FALLS SD 57106	110226	[REDACTED]	RECIP.***
JULIE C LUKE 1645 EDGEWOOD DRIVE ALHAMBRA CA 91803	115194	[REDACTED]	EXAM
EUGENE M MAGNAN 13047 HWY. 371 S FORT RIPLEY MN 56449	111188	[REDACTED]	RECIP.***
DELL B MATHER #924 1506 WOODWAY CLUB DRIVE DURHAM NC 27713	115691	[REDACTED]	RECIP.***
ANNETTE K MCCANN 2440 BRISTOL CT AURORA IL 60504	114427	[REDACTED]	RECIP.***
ANDREW F MEYERLE 911 E 6TH MCCOOK NE 69001	113760	[REDACTED]	RECIP.***
JON C MONTAGUE-CLOUSE 1570 PARK CIRCLE MENDOTA HEIGHTS MN 55118	112657	[REDACTED]	RECIP.***
JACK I MOREHOUSE 7462 CARMEN AVE E INVER GROVE HEIGHTS MN 55076	109711	[REDACTED]	EXAM
MARSHA R MURPHY P O BOX 84 CONDE SD 57434	115637	[REDACTED]	EXAM

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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
PAUL DOUGLAS MURRAY 3287 RIDGECREST CT. #1114 NORMAN OK 73072	115335	[REDACTED]	RECIP.***
JADWIGA S NAJIB 81-32 166TH ST HILLCREST NY 11432	114491	[REDACTED]	EXAM
THOMAS H NEUMAYR 303 W CHERRY PO BOX 430 PARKSTON SD 57366	113978	[REDACTED]	RECIP.***
DAN C NEWTON 2010 W 15TH ST S NEWTON IA 50208-5333	113821	[REDACTED]	RECIP.***
CHRISTOPHER O NJIGHA 3126 E 58TH ST, #5 MINNEAPOLIS MN 55417	116111	[REDACTED]	RECIP.***
T THOMAS NOVAK RT 1 BOX 273 CUSHING MN 56443	108840	[REDACTED]	EXAM
KAREN L O'TOOLE 2410 WINTER CIRCLE WAYZATA MN 55391	113391	[REDACTED]	RECIP.***
DONN W OLSON 3117 ROBINHOOD LN SOUTH BEND IN 46614	113616	[REDACTED]	RECIP.***
LESTER C PAULSON 515 W HAMILTON AVE EAU CLAIRE WI 54701-6924	115927	[REDACTED]	RECIP.***
GREGG N PEDERSON 813 MEADOW LANE CASTLE ROCK CO 80104	112487	[REDACTED]	EXAM
RAY D PIERSKALLA 1455 GRACE AVE SW WILLMAR MN 56201	110600	[REDACTED]	RECIP.***
ERVIN W PIETAN SW WELLS BOX 216 WELLS MN 56097	108643	[REDACTED]	EXAM

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PAULA E PIPER 1207 TOMLIN LANE ARLINGTON TX 76012	115489	[REDACTED]	RECIP.***
EARL J POIRIER JR BOX 778 MONTICELLO MN 55362	110696	[REDACTED]	EXAM
MONICA POWELL 1509 HOLLOW COURT EL CAJON CA 92019	114681	[REDACTED]	EXAM
ANN K RASMUSSEN 5375 MEADOWLARK DRIVE RAPID CITY SD 57702	111878	[REDACTED]	EXAM
GEORGE F REISDORF 36479 PELICAN LK RD 1 AVON MN 56310-9710	109285	[REDACTED]	EXAM
STEPHANIE J RICE 8300 EL MUNDO #319 HOUSTON TX 77054	116061	[REDACTED]	EXAM
LAURENE A RICK 5755 TWIN LAKE TERRACE CRYSTAL MN 55429	109287	[REDACTED]	EXAM
HAROLD A ROMIG 241 S OAK SHORE DR BURNSVILLE MN 55306	110029	[REDACTED]	RECIP.***
MARK L RYLANDER 13530 105TH AVE NE KIRKLAND WA 98034	111495	[REDACTED]	EXAM
THEODORE A SAMUELSON ROUTE 3 BOX 32 STARBUCK MN 56381	109034	[REDACTED]	RECIP.***
BRYAN C SATTER 4958 S MURRAY BLVD #126 MURRAY UT 84123	115742	[REDACTED]	RECIP.***
CECIL M SCHIMKE 531 TERRACE DRIVE GRAND FORKS ND 58201	111541	[REDACTED]	RECIP.***

03/08/1999
10:30:55

MINNESOTA BOARD OF PHARMACY
PHARMACISTS DROPPED

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Pharmacists delinquent in renewal of registration for YEARS 1997 AND 1998
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NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
ELIZABETH A SCOLAPIO 25 ELTON RIDGE COURT NW ROCHESTER MN 55901	115316	[REDACTED]	RECIP.***
WILLIAM A SCRIMGEOUR 136 N ELM ST N LESTER PRAIRIE MN 55354	109289	[REDACTED]	EXAM
JAMIE S SINCLAIR 6836 WATERVIEW CIRCLE MEMPHIS TN 38119	115699	[REDACTED]	RECIP.***
LEON G SKELTON 203 MAPLE ST BOX 416 NORTH BRANCH MN 55056	108650	[REDACTED]	EXAM
MICHAEL G SPELTZ 841 7TH STREET NW ROCHESTER MN 55901	115067	[REDACTED]	EXAM
NANCY M SPIGARELLI 3000 LAWDALE LN PLYMOUTH MN 55447	112994	[REDACTED]	RECIP.***
DALE L STAFFORD 18400 HIGHLAND DRIVE PLEASANT HILL MO 64080	111417	[REDACTED]	RECIP.***
ALAN R STANTON RR 3 BOX 320 PINE CITY MN 55063	113803	[REDACTED]	EXAM
VALERIE W TAKEMORI 6655 TOWHEE LANE CARLSBAD CA 92009	112003	[REDACTED]	EXAM
DIANE M TENNY 5020 WEST 128TH STREET LEAWOOD KS 66209	112462	[REDACTED]	RECIP.***
DONALD K THOMPSON NORTH RIDGE PHARMACY 5430 BOONE AVE N NEW HOPE MN 55428	109197	[REDACTED]	EXAM
NORMAN N TOLCHINER C/O CRAZY LOUIE'S 1500 NE JACKSON ST MINNEAPOLIS MN 55413	110405	[REDACTED]	EXAM

03/08/1999
10:30:55

MINNESOTA BOARD OF PHARMACY
PHARMACISTS DROPPED

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Pharmacists delinquent in renewal of registration for YEARS 1997 AND 1998
102 Presented to the board at THE EXECUTIVE SESSION AND DROPPED 03/17/1999

NAME/ADDRESS	REGISTR NUMBER	BIRTH DATE	REGISTR BY
DUANE E TUPPER BOX 488 CLEAR LAKE SD 57226	110553	[REDACTED]	RECIP.***
JOHN C UDEANI 21860 MANOR COURT #1005 FARMINGTON MI 48336	115282	[REDACTED]	EXAM
KENT J UDULUTCH 3104 WELLINGTON DR EAST EAU CLAIRE WI 54703-0664	115390	[REDACTED]	RECIP.***
LINDA E WALTH 1515 18TH AVE RT 2 RIVER FALLS WI 54022	112403	[REDACTED]	EXAM
DONALD P WEINBERGER 1488 E MARYLAND AVE ST PAUL MN 55106	109677	[REDACTED]	EXAM
THOMAS A WOFFORD 704 10TH STREET SE ROCHESTER MN 55904	115999	[REDACTED]	RECIP.***
LINDA R WU 2815 ALISDALE DR #201 TOLEDO OH 43606	115722	[REDACTED]	EXAM

* * * * * E N D R E P O R T - O D - 2 3 * * * * *

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY FIRST MEETING

At approximately 9:00 a.m., April 28, 1999, the Board met in Conference Room A, at the 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, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of March 17, 1999. Mr. Carl Benson 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 it has received since its last meeting. The first such application was submitted on behalf of Duluth Clinic Sandstone Pharmacy, 307 Division Street in Sandstone, Minnesota 55072, by Mr. James Koppen, 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 Fairview University Westgate Specialty Pharmacy, 2577 Territorial Road #A, St. Paul, Minnesota 55114, by Mr. Jon Brummond, pharmacist-in-charge. 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 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 Rainbow Pharmacy #15, 1276 Town Centre Drive, Eagan, Minnesota 55123 by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Donald Gibson moved and Ms. Jean Lemberg seconded that the application be approved and a license issued subject to the naming of a permanent pharmacist-in-charge for the pharmacy, and subject 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 Wahl Drug Ulen, 108 Viking Ave. W., Ulen, MN 56585, by Ms. Jane Feigum, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Donald Gibson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, and with special attention being paid to the adequacy of the patient counseling area of the pharmacy. The motion passed.

The final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Midland Pro Health Pharmacy, 2323 16th Ave. S. #101, Moorhead, MN 56560, by Mr. Gerald Geiger, Director. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 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 embarked on a general discussion regarding the Board's concern over the Pharmacy Manpower situation, and what the Board perceives as unneeded pharmacy competition/predatory pricing/escalating salaries by some of the larger chain drug pharmacies. After a discussion of the issues surrounding these concerns, the Board determined that these issues were more properly addressed by the professional pharmacy associations in the state rather than by the Board.

Mr. Holmstrom next provided the Board with scores from candidates for licensure by reciprocity. After a review of the performance of the candidates for licensure by reciprocity, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7309	DAISY M. HUNSLEY	AZ
7310	STEVEN D. KASTENDIECK	IA

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 February 16, 1999 and March 23, 1999. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Denise Frank 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.

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. Robert Holley, Legal Counsel for the Board, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Dale K. Eads. The stipulation was developed subsequent to a conference, held March 30, 1999, with Mr. Eads, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Eads. Mr. Eads now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Eads, Mr. Carl Benson 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, was the acknowledgement of the successful completion of his probation by Mr. Gary Wehrwein. Mr. Wehrwein had appeared before the Board at the Board's January meeting to discuss his compliance with the terms of his probation. Ms. Denise Frank then moved and Ms. Carol Peterson seconded that Mr. Holmstrom communicate the fact of successful completion of probation to Mr. Wehrwein, and that Mr. Wehrwein's license be recognized as being now free of any restrictions imposed as terms of his probation. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Fairview Pharmacy Services in Zimmerman, MN, Fairview Danielson Medical Arts Pharmacy in Minneapolis, MN, and Fairview Eagan Pharmacy in Eagan, MN by Mr. Bill Schommer, Regional Manager of Fairview Pharmacy Services. Mr. Schommer is requesting a variance, on behalf of the three pharmacies, that would allow the pharmacies to control sample medications for the physicians at the Zimmerman Clinic, the Nicollet Mall Clinic, and the Eagan Clinic, in a manner similar to that which is already being done for Fairview clinics in the Highland Park area of St. Paul, and in the Hiawatha area of Minneapolis. Mr. Schommer reports that physicians and their staff members are pleased with the new arrangement due to the time savings of not having to manage this portion of the business, and that patients are pleased that they are now receiving labeled medications, and drug interaction screening for both written and verbal information from the pharmacists regarding the drugs being dispensed. Mr. Jeff Lindoo then moved and Mr. Don Gibson seconded that the variances, requested by Mr. Schommer, be granted for a one-year period of time. The motion passed.

The second request for a variance, to be considered by the Board, was submitted on behalf of The Hennepin County Methadone Program, 1800 Chicago Avenue, Minneapolis, MN by Ms. Gretchen Smarciaz, pharmacist-in-charge. Ms. Smarciaz is requesting a variance from the registration requirement of pharmacy technicians, for individuals working in the Hennepin County Methadone Program Pharmacy whose civil service title is "office specialist." After reviewing the job description of the "office specialist," and reviewing the functions they are performing, Ms. Denise Frank moved and Mr. Carl Benson seconded that Mr. Holmstrom inform Ms. Smarciaz that the "office specialist" is performing functions that make them pharmacy technicians in the eyes of the Board, and that these people must, therefore, become registered as pharmacy technicians and wear a name tag identifying themselves as pharmacy technicians in accordance with the Board's technician rules. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Greater Staples Hospital Pharmacy, 401 East Prairie Ave., Staples, Minnesota, by Ms. Pat M. Ryle, pharmacist-in-charge. Ms. Ryle is requesting an extension of a previously granted variance relating to an emergency supply of medications for hospice patients that contains certain narcotic medications which are, ordinarily, not authorized by Board rules relating to hospice emergency kits. After some discussion, Ms. Denise Frank moved and Mr. Don Gibson seconded that the previously granted variance be extended for an additional one-year period of time, but that Mr. Holmstrom request additional information from Ms. Ryle regarding the

location of the hospice department (where the emergency kit is located) in relation to the Greater Staples Hospital, information on who has access to the drugs, information on when the kit is accessed, and information from Ms. Ryle on whether it would be feasible to store the kit in the hospital pharmacy rather than in the hospice department. The motion passed.

The fourth request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Drug, 615 S. Mill St., Fergus Falls, Minnesota, 56537, by Mr. Robert Hubbes, pharmacist-in-charge. Mr. Hubbes is requesting an opportunity to provide an emergency kit for Lakeland Hospice Inc, which would include several controlled substances that nurses at Lakeland Hospice feel are essential to the emergency kit. Mr. Hubbes is proposing that the Lakeland Hospice emergency kits be kept on a permanent basis with the hospice nurses, even when not in use.

Due to a potential conflict of interest, Mr. Jeff Lindoo excused himself from the consideration of this request and left the room.

After discussing Mr. Hubbes' request, and observing that the Drug Enforcement Administration does not permit nurses to possess controlled substances, Ms. Denise Frank moved and Mr. Carl Benson seconded that the variance request be denied, and that Mr. Holmstrom suggest that Mr. Hubbes explore an arrangement whereby the emergency kits would be kept at the Lake Region Hospital Pharmacy, rather than in the possession of the hospice nurses during times that it was not being used. The motion passed.

Mr. Holmstrom next requested that Board President Cooper appoint a committee to begin the search for a replacement for Pharmacist Surveyor Lloyd Pekas, who has indicated his intention to retire during August of 1999. Mr. Cooper then appointed a committee composed of himself, Board Member Don Gibson, Pharmacy Board Surveyor Stuart Vandenberg, and Executive Director David Holmstrom.

The Board next considered a letter from Ms. Valerie Halverson, Pharmacy Manager at Northern Itasca Pharmacy, 258 Pine Tree Drive, Bigfork, Minnesota, requesting Board approval of a proposed telemedicine project involving Northern Itasca Healthcare Center. After discussing Ms. Halverson's letter, the Board determined that a number of questions regarding the proposed operation of the telemedicine program still exists, and directed Mr. Holmstrom to invite Ms. Halverson to discuss this proposal with the Board at the Board's June 23 meeting.

The Board next addressed a letter received from Mr. Brent J. Thompson, pharmacist-in-charge at Coborn's Pharmacy, 161 Glen St., Foley, MN 56329. Mr. Thompson is requesting approval to accept returns on medications packaged into the Opus 7-day Airtight System from the Benton County Jail in Foley, Minnesota. This variance was previously approved by the Board meeting of January 27, 1999, for the previous pharmacist-in-charge, Brant Skanson. As the new pharmacist-in-charge, Mr. Thompson is requesting re-approval. Mr. Don Gibson moved and Ms. Carol Peterson seconded that the Board authorize Mr. Thompson to accept returns, as he proposed, for a one-year period of time. The motion passed.

The Board next considered a letter from Mr. Jason Franke of Wisconsin. Mr. Franke is seeking an opportunity to reciprocate to Minnesota now, even though he will not have been

licensed as a pharmacist for one year until July 25, 1999. After discussing Mr. Franke's situation and observing that by the time Mr. Franke completes the reciprocity process, he will, in all likelihood, have been licensed as a pharmacist for the full one year period of time, Ms. Denise Frank moved and Mr. Carl Benson seconded that Mr. Franke be authorized to reciprocate to Minnesota at anytime from this point forward. The motion passed.

The Board next considered a letter from Mr. Anilkumar A. Patel, who is seeking internship credit for practical experience as a pharmacist in the United Kingdom. In addition, Mr. Patel has, as of April 7, 1999, accumulated 900 hours of internship experience working at Snyder Drug Stores in Minnesota. Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the Board grant Mr. Patel up to 250 hours of internship credit for his experience as a pharmacist in the UK. The motion passed.

The Board next considered a letter from Mr. Ehab B. Gendy, who is seeking internship credit for his previous work as an intern and as a licensed pharmacist in the Canadian province of British Columbia. Mr. Don Gibson moved and Ms. Denise Frank seconded that, given the similarities in pharmacy practice between the United States and Canada, Mr. Gendy be granted the entire 1500 hour internship requirement for his previous experience in Canada. The motion passed.

The Board next considered a letter from Ms. Beesha Thomas, requesting an opportunity to reciprocate her license to practice pharmacy from Oklahoma to Minnesota, even though she will not have been licensed for one year until October of 1999. After discussing Ms. Thomas' situation and observing that Ms. Thomas has been licensed to practice pharmacy for only six months, rather than the required one year, Ms. Denise Frank moved and Mr. Carl Benson seconded that Ms. Thomas either be required to wait until she has been licensed to practice pharmacy for one year before reciprocating to Minnesota, or that she be offered an opportunity to take the practical examination in addition to the law examination normally required of reciprocity candidates. Successful passing of the practical examination would then be accepted by the Board in lieu of the one year of practice experience normally required for reciprocity. The motion passed.

The Board next considered a letter from Mr. James Galloway, Director of Pharmaceutical Services at North Country Regional Hospital in Bemidji, Minnesota. Mr. Galloway is seeking information on the Board's position regarding the use of hospital bid priced drugs in a long-term care facility owned by the non-profit hospital. Mr. Galloway provided the Board with information regarding the position of the Federal Trade Commission on this issue, and is simply seeking information from the Board regarding its position. After discussing this issue the Board directed Mr. Holmstrom to inform Mr. Galloway that it appears that the position taken by the Federal Trade Commission is controlling on this issue, and that it would be acceptable, under federal law and under federal court decisions, for him to use hospital bid-priced drugs to supply nursing home patients in a long-term care facility owned by the hospital corporation.

The Board next considered a letter submitted by Mr. Robert E. Williams, pharmacist-in-charge at St. Michael Drug in St. Michael, Minnesota. Mr. Williams is requesting an opportunity to manage and control sample medications for the physicians at a Fairview Clinic in St. Michael. After discussing Mr. William's request, and noting that this is the first example of a situation

where a pharmacy, not affiliated with the clinic involved, is seeking authority to control sample distribution, the Board directed Mr. Holmstrom to inform Mr. Williams that, while control over distribution and labeling of sample medication is desirable, the Board is not prepared to grant approval when the pharmacy involved is not under common ownership with the clinic.

The Board next considered a letter from Mr. Thad Koppenhafer, who is seeking the opportunity to reciprocate his license to practice pharmacy from Colorado to Minnesota, even though he will not have been licensed for one full year prior to reciprocating until October of 1999. After citing similarities between the Koppenhafer request and the request of Ms. Beesha Thomas, Ms. Carol Peterson moved and Mr. Don Gibson seconded that Koppenhafer also be offered the opportunity to take the practical examination, in addition to the Multistate State Jurisprudence Examination, or to wait until October to reciprocate to Minnesota. The motion passed.

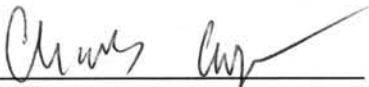
Mr. Holmstrom next provided the Board with an update of the various pieces of legislation, making their way through the legislative process this session, that impact pharmacy practice or Board of Pharmacy operations. No specific action was required by the Board nor was any action taken.

Mr. Holmstrom, Mr. Cooper, and Mr. Gibson next discussed the progress being made on the planning of the District V Meeting of the Boards and Colleges, being hosted by the Minnesota Board of Pharmacy and the University of Minnesota College of Pharmacy in August.

The Board next discussed, briefly, the issues to be discussed at the annual meeting of the National Association of Boards of Pharmacy, which the Board will be attending in May of 1999.

The Board next discussed several issues surrounding the specialty credentialing for pharmacists and training programs for pharmacy technician. At the conclusion of the discussion, Mr. Holmstrom was directed to invite Pharmacist Ray Vellenga, who directs the pharmacy technician training program at Century College in White Bear Lake, Minnesota, to attend the June meeting of the Board to provide the Board with information regarding technician training programs and the curriculum, currently in place at Century College.

There being no further business to come before the Board at this time, President Cooper adjourned the meeting at 2:07 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND TWENTY SECOND MEETING

At approximately 8:00 a.m., June 22, 1999, the Board of Pharmacy 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. All members of the Board, with the exception of Ms. Jean Lemberg and Mr. Charles Cooper, were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Pharmacy Surveyors, Mr. Lloyd Pekas, Ms. Candice Fleming, 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 examinations administered as part of the full board examination process:

CARNITA R. ALLEX
IRIS G. APOSTOL
CAROL L. ARENDS
GWENYTH R. BAUER
KIRSTEN L. BERG
ANDREA L. BISTODEAU
ANNETTE M. BRAND
ERIC M. BRANDRIET
ANDREW J. BRIGGS
JASON W. BROOKS
MELISSA K. CARLSON
GREGG A. CARLTON
MUYANG M. CHI
SCOTT T DALEIDEN
STEPHANIE M. DAVIS
COLLEEN A. DEVALK
MARK W. DEWEY
MEGAN M. DOWNEY
AARON E. DRAKE
JANEL J. EBNET
DENISE R. ENGEN
ANGELA K. ERICKSON
JULIE A. FIKE
LINDA E. FOGELBERG
SCOTT A. GAST
CORWIN A. GELLNER
EHAB B. GENDY
RAYMOND S. GLASER
MICHAEL P. GULSETH
KAYE D. HANSEN
WENDY L. HARMSSEN
PEGGY S. HASELOW
KATHLEEN M. HAYES
SUSAN F. HELFTER
TERRY J. HEITPAS
DENNIS HOANG
MATTHEW D. HOLT

LE T. HONG
SHEILA J. JANZEN
KRISTEN F. JOHNSON
DANA J. JOHNSTON
JENIFER R. KALIS
SHANNON M. KAMPA
PATRICK T. KARL
KELLY J. KEENAN
JUDY M. KENNEDY
RUTH A. KLATT
KELLY L. KLEHR
JILL L. KRONGARD
DEANNA N. LARSON
SHIU C. LEE
STEPHANI S. LEFLORE
BRETT A. LEITCH
TODD D. LEMKE
SHARON R. LICHTER
CATHERINE I. LINDBLAD
HEATHER D. LINDEMAN
MICHELLE L. MALONE
AMY L. MATTSO
KIMBERLY A. MILLER
ANN S. MITCHELL
BRENDA J. NELSON
CANDACE T. NGUYEN
JULIE L. NORSTREM
KIMBERLY R. OSTENDORF
ERICA K. PAFFEL
KELLY M. PASCHKE
ANILKUMAR A. PATEL
BHAVIN P. PATEL
KIRSTEN M. PEDERSEN
MELISSA L. PETERSON
HOA T. PHAM
AMY J. PLATZ
REESE M. PUCKETT

REBECCA K. RASMUSSEN
AMANDA R. RHODE
CHRISTINE SANCHEZ
MARA D. SATTER
SHARI C. SAURO
MEEGAN M. SCHAEFFER
SOHILA SEPEHRI
LANE K. SHELVER
SARAH J. SHOEMAKER
JENNIFER J. SKIFTON
STEVEN R. SOLEM
LEAH M. SOMMER
MICHELLE L. STEARNS
NICOLE M. STOWELL
STEPHANIE J. SVOBODA
AMANDA R. TATRO
DAVID A. TAYLOR
PHONEKEO THIRAKUL
KRISTY D. THOM
LOUIS P. TRAN
HEATHER S. VALITON
TRANG Y. VO
VYVY QUYEN K. VO
LORELI J. WESTBY
AMY M. WHITEHEAD
AMY J. WILLEY
JESSICA A. WILSON
MIJA YOON
JAMIE L. ZACHER

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

DAVID A. COOPER

VIRAJ V. GANDHI

LARRY D. HEINERT

Also present to write the examination was Mr. Lester Schriever, a candidate for reinstatement of his license to practice pharmacy in Minnesota, which he had previously allowed to lapse.

At approximately 8:30 a.m., June 23, 1999, 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. Jean Lemberg and Mr. Charles Cooper. Also in attendance were the Board's Executive Director, Mr. David Holmstrom and the Board's Legal Counsel, Mr. Robert Holley. In the absence of Mr. Cooper, Vice President Jeff Lindoo chaired the meeting.

After reviewing and approving the agenda for this meeting, the Board addressed the minutes of the meeting of April 28, 1999. Mr. Carl Benson moved and Ms. Denise Frank seconded that the minutes of the meeting of April 28, 1999 be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Pharm Care LLC in Elbow Lake, Minnesota, by Mr. Paul Swan, 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 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 be considered by the Board, was submitted on behalf of Rainbow Pharmacy in Blaine, Minnesota, by Mr. Richard Hayes, 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 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Rainbow Pharmacy in St. Paul, Minnesota, by Mr. Richard Hayes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson 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 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 Snyder Rx Express in McGregor, Minnesota, by Mr. Patrick Holder, 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 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 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 Twin Cities Compounding Pharmacy in St. Paul, Minnesota, by Mr. Peter Bell, 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. The motion passed.

The sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Kmart Pharmacy in International Falls, Minnesota, by Mr. Brett McCabe, 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 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 seventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Inver Grove Heights, Minnesota, by Mr. Mark Schoolman, 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. The motion passed.

Mr. Holmstrom next provided, to the Board, a letter from Mr. Gary Boehler, Vice President of Pharmacy at Thrifty Drug Stores, Inc., requesting that Thrifty White Pharmacy, in Hastings, Minnesota, which is in the process of acquiring Eddy's Pharmacy, also in Hastings, Minnesota, be allowed to operate both pharmacies under a single license for a period of six to eight weeks while construction of a new pharmacy for Thrifty White is being completed. After discussing this issue, during which Mr. Jeff Lindoo absented himself from the meeting room, Mr. Carl Benson moved and Mr. Don Gibson seconded that Mr. Holmstrom inform Mr. Boehler that the Board will not permit two locations to operate as licensed pharmacies under a single license. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Keith Sadowsky, District Pharmacy Manager for Omnicare Pharmacy-Twin Cities, requesting that the Board approve an expansion of Omnicare Pharmacy-Twin Cities, and that the Board approve motion detectors covering the additional area as adequate coverage of the added square footage, rather than the addition of a physical barrier between the suspended ceiling and roof deck on the outside wall of the pharmacy. After a brief discussion, Mr. Donald Gibson moved and Ms. Denise Frank seconded that Mr. Sadowsky's request be approved. The motion passed.

The Board next discussed whether it should establish a standing Pharmacy Technician Advisory Committee and, if so, how that committee should be structured. At the conclusion of the discussion, Mr. Holmstrom was directed to get additional information from the Board's of Dentistry and Medical Practice, in Minnesota, to attempt to obtain additional information from NABP and from other states, and to place discussion of this issue on the agenda for the District V Meeting of the Boards and Colleges, being held in August. The Board will then discuss the issue further at a future meeting.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity, who have taken the Reciprocity Jurisprudence Examination since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Ms. Denise Frank seconded that, having passed the Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7182	EVAN B. VARGA	IA
7319	HEATHER B. SORRICK	WA
7320	JAYSON VERDICK	WI
7322	JOHN D. GUSTAFSON	IL
7323	PAMELA J. GUSTAFSON	IL
7324	GORDON A. SEIM	IL
7325	SHELBY A. SETNIKER-ESCHITI	OK
7326	LISA A. EHELE	SC

The Board next turned its attention to setting of examination and meeting dates for the first half of the Year 2000. The following schedule of meetings was adopted.

January 25, 2000	Board Examination
January 26, 2000	Business Meeting
March 15, 2000	Business Meeting
April 26, 2000	Business Meeting
May 6-10, 2000	NABP Annual Meeting
June 6, 2000	Board Examination
June 7, 2000	Business Meeting

While discussing dates for future meetings, the Board acted to change the date of the October 1999 Business Meeting from October 20 to October 27.

The Board next turned its attention to matters of a quasi-judicial nature. The first item of a quasi-judicial nature, to be presented to the Board, was a presentation, by Mr. Holley, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Daniel Astrup. The stipulation was developed subsequent to a conference held with Mr. Astrup on June 10, 1999, to discuss allegations of unprofessional conduct and of violations of Mr. Astrup's previous probation with the Board. The stipulation has been agreed to and signed by Mr. Astrup. Mr. Astrup now personally

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

At this time, Mr. Jeff Prosch, Executive Director of the Care Alliance Pharmacy, appeared before the Board to discuss a Tech-Check-Tech proposal, proposed for the unit-dose packaging system in use at Care Alliance Pharmacy. After hearing from Mr. Prosch and reviewing the safeguards contained in the Tech-Check-Tech proposal put forward by Mr. Prosch, Mr. Donald Gibson moved and Ms. Denise Frank seconded that the Board authorize Mr. Prosch to proceed with the Tech-Check-Tech Project for a one year period of time, and to report back to the Board on his progress at three month intervals. The motion passed.

At this time, Mr. Ray Vellenga, the Minnesota pharmacist who heads up the Pharmacy Technician Training Program at Century College in White Bear Lake, Minnesota, appeared before the Board to discuss the technician training program at Century College and other community and vocational colleges throughout the area. Mr. Vellenga graciously volunteered to provide the Board with information on the education and training received by pharmacy technician students at the Century College program, in order to give the Board a better idea of the background of pharmacy technicians graduating from the program. After discussing pharmacy technician training curriculum with Mr. Vellenga, the Board thanked him for his input and Mr. Vellenga left the meeting.

The Board next began a discussion of what its expectations are of pharmacists who, because of their personal beliefs, refuse to fill certain prescriptions, such as those for the recently marketed "morning-after" pill. After a lively discussion, the Board took the position that a pharmacist has an obligation to either fill the prescription, or provide an alternative for the patient for getting the prescription filled by another staff person, or at another pharmacy. Further, employee pharmacists must discuss their concerns about filling these types of prescriptions ahead of time with their management, so that staffing arrangements or arrangements with other pharmacies can be made ahead of time.

The Board next turned its attention to continuing education programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of March 24, 1999 and April 27, 1999. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Don Gibson moved and Mr. Carl Benson seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Albany Apothecary in Albany, Minnesota, by Mr. Will Seiler, pharmacist-in-charge. Mr. Seiler is requesting an extension of a previously granted variance that allowed him to provide pre-packaged antibiotics and comfort medications to clinics in nearby communities that are not currently serviced by a licensed pharmacy. Mr. Carl Benson then moved and Ms. Denise Frank seconded that the previously granted variance be renewed for a one year period of time. The motion passed.

The second variance request, to be considered by the Board, was submitted on behalf of Chronimed Pharmacy, by Ms. Lori Dickson, pharmacist-in-charge. Ms. Dickson is requesting an extension of a previously granted variance relating to the layout of Chronimed Pharmacy and the authority of non-pharmacist personnel to work in one section of the licensed area, where they would have access to computers, but not to prescription drugs. Non-professional personnel in this area include billing specialists who perform clerical and financial functions, and customer service representatives who answer phone calls and assist customers with non-professional questions. Mr. Don Gibson then moved and Ms. Carol Peterson seconded that the previously granted variance be extended for an additional two year period of time.

The next request for a variance, to be considered by the Board, was submitted on behalf of Dakota Treatment Center Pharmacy by Ms. Kathleen Ivanov, pharmacist-in-charge. Ms. Ivanov is requesting an extension of a previously granted variance relating to an exemption from the requirement for keeping prescription balances, weights, mortars and pestals, etc., as minimum equipment in the pharmacy; an exemption from a physical barrier between the drop ceiling and the roof deck around the perimeter of the pharmacy; acceptance of a procedure which allows patients to obtain medication without a pharmacist being on duty in cases of an emergency; and an exemption from performing DUR for each patient at each visit. Mr. Don Gibson then moved and Ms. Carol Peterson seconded that the requested variances be extended for an additional one year period of time. The motion passed.

The next request for a variance was submitted on behalf of Duluth Clinic West Pharmacy by Mr. Tim Ferch, pharmacist-in-charge. Mr. Ferch is requesting a variance that would allow him to move two refrigerators currently used to store legend drugs requiring refrigeration to a space just outside of the licensed area of the pharmacy. Mr. Ferch maintains that additional refrigeration is needed and a new refrigerator unit would replace the two that are being moved. The two refrigerators they move would be locked, with keys available only to pharmacists and would be located immediately outside of a rear door to the licensed area. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the request, by Mr. Ferch, be denied at this time, and that Mr. Holmstrom contact him requesting that he re-explore all alternatives for keeping the refrigerators within the licensed area, but if all other options are exhausted, the Board will re-consider its decision. The motion passed.

The next request for a variance was submitted on behalf of Fairview Pharmacy Services in St. Paul, Minnesota, by Mr. Bill Schommer, Regional Manager. Mr. Schommer is requesting that a variance, that would allow Fairview Pharmacy in Eagan to utilize an automated drug dispensing system at the Cedar Ridge Clinic, also in Eagan, in the same manner as the Fairview Highland Park Pharmacy utilizes the ADDS at the Health Works clinic in St. Paul. Mr. Donald Gibson then moved and Mr. Carl Benson seconded that Mr. Schommer's request be approved for a one year period of time, on condition that drugs being dispensed at the remote site be labeled first and then scanned for the bar code, that staff at the remote site be registered with the Board as pharmacy technicians, and that no medications be dispensed without counseling by the pharmacist. The motion passed.

The next request for a variance was submitted on behalf of Johnson Memorial Health Services Pharmacy by Ms. Janet Fenske, pharmacist-in-charge. Ms. Fenske is requesting an extension of a previously granted variance that allows one nurse/technician to assist the pharmacist in surveying pharmacy stock in outlying areas in the hospital for outdates, assisting with inventory and return of merchandise, assisting with ordering and checking in drug orders, and assisting with billing. This variance, according to Ms. Fenske, allows her to spend her time in the facility on delivering direct pharmacy services to patients. Mr. Carl Benson then moved and Ms. Denise Frank seconded that the previously granted variance be extended for an additional one year period of time, but that Mr. Holmstrom suggest to Ms. Fenske that they consider a security camera for the pharmacy, so that the Pharmacist has a record of the technicians' activities during the times when the pharmacist is not physically present in the pharmacy. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Minnesota Veterans Home Pharmacy by Mr. Tom Mullen, Administrator. Mr. Mullen is requesting a variance to the rule that specifies that only a pharmacist may have proper access to the pharmacy at all times. Mr. Mullen is requesting that the Board authorize a key to the pharmacy to be maintained in the Administrator's office for use in emergencies. The Board did not act on this request for a variance, in that the request did not come from the pharmacist-in-charge of the pharmacy. The Board directed Mr. Holmstrom to contact the pharmacist-in-charge regarding this issue.

The next request for a variance, to be considered by the Board, was submitted on behalf of Pipestone County Medical Center Pharmacy by Mr. Donald Spawn, pharmacist-in-charge. Mr. Spawn is requesting an extension of a previously granted variance which allows the pharmacy technician to accompany a designated registered nurse into the secured area of the pharmacy, when the pharmacist is not present, for purposes of expediting that nurse's determination of whether the ordered dose of a drug is stocked in the pharmacy, and where it is located. Ms. Denise Frank then moved and Mr. Don Gibson seconded that the previously granted variance be extended for an additional 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 Thrifty White Pharmacy in Fergus Falls, by Mr. Robert Hubbes, pharmacist-in-charge. This variance request was considered by the Board at its April meeting and was denied. Ms. Phyllis Schmid, of the Lakeland Hospice Program now appeared before the Board to request that the Board reconsider its decision and allow Lakeland Hospice nurses to keep emergency boxes of multiple drugs, including controlled substances, in their homes and vehicles, in order to expedite the availability of these drugs for hospice patients. Ms. Schmid now appeared before the Board to discuss the issues involved.

Ms. Schmid indicated that Thrifty White Pharmacy, in Fergus Falls, is "on call" 24 hours a day, but that, since the hospice nurses cover all of Ottertail County, it is sometimes a lengthy drive into Fergus Falls to obtain the needed medications and then back out to the residence of the patient.

Ms. Schmid acknowledged that physicians could anticipate the use of the various medications she is requesting be placed in the emergency kit and could, instead, prescribe them and have them available at the home of the patient, but Ms. Schmid indicated that there have been two

cases within the past six months of family members stealing the patient's drugs. At the conclusion of the discussion with Ms. Schmid, the Board declined again to approve the variance request and suggested that Ms. Schmid contact the Drug Enforcement Administration regarding the issue of whether nurses would legally be allowed to possess stock supplies of controlled substances under federal law, since they do not qualify for registration as under DEA rules. Ms. Schmid was encouraged to get back in contact with the Board after discussing this issue with DEA.

The next request for a variance was submitted on behalf of Maplewood Pharmacy, by Ms. Linda Benson, Director of Pharmacy Systems for HealthEast. HealthEast owns Maplewood Pharmacy and, as a result, Ms. Benson is responsible for the operation of Maplewood Pharmacy, but is not on duty at the pharmacy. Ms. Benson indicates that HealthEast is having a difficult time identifying a pharmacist to be pharmacist-in-charge at Maplewood Pharmacy and is requesting the Board to grant a variance that would allow her to be on record with the Board as the pharmacist-in-charge. Ms. Denise Frank then moved and Mr. Carl Benson seconded that the Board grant the variance, requested by Ms. Benson, but that she be encouraged to find a pharmacist-in-charge regularly employed in the pharmacy as soon as possible. The motion passed.

Mr. Holmstrom next presented, to the Board, an issue raised by Ms. Candice Fleming regarding previously granted variances to Red Wing Corner Drug in Red Wing, Minnesota, and to Goltz Pharmacy in Winona, Minnesota, allowing nurses, employed as pharmacy technicians, to take verbal orders from physicians during the Pharmaceutical Care Project, with which both pharmacies were involved. The Pharmaceutical Care Project has now ended, but the nurses are still employed as technicians and are still taking verbal orders from physicians, without having had the Board review and approval of a continuance of the previously granted variances. After a brief discussion, the Board directed Mr. Holmstrom to write to the pharmacists-in-charge, at Red Wing Corner Drug and at Goltz Pharmacy, and inform them that they will need to re-apply for their variances if they wish to continue to use their nurse/technicians in this manner.

The final request for a variance, to be considered by the Board, was submitted on behalf of St. Francis Regional Medical Center Pharmacy in Shakopee, Minnesota, by Ms. Judith Quinn, pharmacist-in-charge. Ms. Quinn is requesting an extension of a previously granted variance allowing St. Francis Regional Medical Center Pharmacy to provide pre-packaged medications for physician dispensing at the affiliated urgent care clinic in Chaska, Minnesota. After a brief discussion, Mr. Donald Gibson moved and Mr. Carl Benson seconded that the previously granted variance be extended for an additional one year period of time, but that Ms. Quinn be requested to review the list of medications being pre-packaged, to eliminate those not often needed or used, and that some consideration be given to the possibility of technology, such as the automated drug dispensing system utilized by pharmacies as a substitute for the pre-packaging system currently in use. The motion passed.

Mr. Holmstrom next provided the Board with copies of guidelines on the use of off-site robotics for assembly of prescriptions and guidelines for automated medication storage and distribution systems that have been developed by Board of Pharmacy Surveyors. The Board acted to approve both sets of guidelines and commended the Board Surveyors for their work in developing these guidelines. Further, the Board suggested that the surveyors develop guidelines for the use of automated drug distribution systems like the one being used by Fairview pharmacies.

Mr. Holmstrom next provided the Board with a letter he received from Pharmacist Thomas Mio, at Lakewood Health Center Pharmacy, and Stuart Noble, of Noble Drug, both in Baudette, Minnesota. According to the letter, Lakewood Health Center Pharmacy compounds all IV's for use in the Baudette area because they have the only laminar flow hood available. When Noble Drug receives an order for home IV's, the pharmacist, at Noble Drug, will call the pharmacist at Lakewood and the pharmacist at Lakewood will compound the solutions needed. If Noble Drug does not carry the needed supplies, Lakewood will sell them to Noble Drug at AWP, less 10%, or Noble Drug will replace Lakewood's stock as soon as the product is obtained. All insurance and patient billing is done by Noble Drug. The compounding at the hospital is provided without charge to Noble Drug, to ensure sterility of product for area patients. If the pharmacist at Lakewood is on vacation when an IV drug is needed, the pharmacist from Noble Drug has access to the hospital's laminar flow hood and is responsible for compounding the home IV's. Both pharmacists are inquiring about the legality of this type of arrangement.

After discussing the issue, the Board was unable to arrive at a decision and directed Mr. Holmstrom to forward the issue to the Federal State Liaison at the Food and Drug Administration in Washington, D.C., for an opinion.

The Board next conducted a review of the NABP Annual meeting in Albuquerque, New Mexico, which the Board members attended, and discuss the various issues raised, including the new federal requirement for reporting disciplinary actions to a federal database.

The Board next discussed the upcoming District V meeting of the Boards and Colleges, scheduled for August 19 - 21, in Duluth, Minnesota, and the arrangements that are being made for the hosting of that meeting.

There being no further business at this time, the meeting was adjourned at approximately 2:45 p.m.


VICE PRESIDENT


EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND TWENTY-THIRD MEETING

At approximately 8:30 a.m., August 4 1999, the Board of Pharmacy 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. Also in attendance was the Board's Executive Director, Mr. David Holmstrom.

President Cooper began the meeting by welcoming new Board Member Mr. Vern Kassekert to the meeting. Mr. Kassekert was recently appointed by Governor Ventura to replace Ms. Denise Frank, whose term of appointment to the Board expired.

The Board next turned its attention to review and approval of the agenda for today's meeting. After adding two items to the agenda, the agenda was approved.

The Board next turned its attention to the minutes of the meeting of June 22 and 23, 1999. Mr. Carl Benson moved and Mr. Don Gibson seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since the last meeting. The first such application was submitted on behalf of Cub Pharmacy in Hutchinson, Minnesota, by Mr. Theodore Beatty, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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.

Mr. Holmstrom next presented, to the Board, a letter received from Mr. Phil West, at Swanson's Drug in St. Paul, requesting a response from the Board regarding Mr. West's informal proposal to operate a mail order/internet pharmacy in the basement of the area currently occupied by Swanson's Drug. After discussing this issue, the Board directed Mr. Holmstrom to write to Mr. West regarding the Board's concern over staffing issues and issues of requiring separate inventories, and inquire of Mr. West why it is not possible to provide mail service and on-line service directly from Swanson's Drug, rather than attempting to establish a second licensed pharmacy in essentially the same location.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Thurza Bender, Director of Pharmacy Services at St. Mary's /Duluth Clinic Health System. Ms. Bender is proposing that the Duluth Clinic IV Pharmacy be re-designated as a satellite of St. Mary's Medical Center. After a thorough discussion of this proposal, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that Ms. Bender's proposal be denied on the grounds that satellite pharmacies, by definition, serve only hospitalized patients and are, by definition, located in the same facility as the primary pharmacy. In both these regards, the Duluth Clinic IV Pharmacy fails to meet the standards. As a result, separate licensure must be continued for the Duluth Clinic IV Pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a request for testing accommodations for taking the MPJE Exam by a candidate who is sensitive to fragrances and is requesting that she be allowed to take the MPJE Exam at a time when no other person is being tested. Mr. Don Gibson then moved and Ms. Carol Peterson seconded that the Board accept this student's request for accommodation and notify NABP to proceed accordingly. The motion passed.

The Board next turned its attention to continuing education programs reviewed and approved by the Continuing Education Advisory Task Force between the dates of April 27 and June 1, 1999, and between the dates of June 1 and July 6, 1999. Mr. Jeff Lindoo then moved and Mr. Vern Kassekert seconded that the continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force, be approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed itself to the performance of candidates for licensure by reciprocity, who have taken the Reciprocity Jurisprudence Exam since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Jean Lemberg moved and Mr. Jeff Lindoo seconded that, having passed the Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7327	JAMES CHARLES HERNDON	GA
7328	THAD ADRIAN KOPPENHAFFER	CO
7329	DIANA MARY POOR	MO
7363	SANSANA BOONTAVEEKUL	MD
7364	PAULA MAE HAMMOND	IA
7365	BARRY KIDDER	MO
7389	ANGELA LEAH HUGHES	IA
7390	PERRY WILLIAM SWEETEN	ND
7411	JASON WILLIAM FRANKE	WI
7412	AMER A MIKATI	OH
7429	BETH PURVIS ROWELL	MS

The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by examination, who have completed all portions of the Full Board Examination. For Full Board Examination candidates, the Board determined that, in grading the examination, 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 Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts as well as the minimum overall score would be 75. With the passing level thus established, Mr. Don Gibson moved and Mr. Jeff Lindoo seconded that the following candidates be granted licensure as pharmacists.

MINNESOTA BOARD OF PHARMACY - 723 Meeting, August 4, 1999

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<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
7435	NICOLE MARIE AJAS	116869-5
7330	CARNITA RAE ALLEX	116763-8
7366	IRIS G. APOSTOL	116788-7
7413	GWENYTH RAE BAUER	116847-5
7367	KIRSTEN LEE BERG	116801-9
7384	ANDREA LYNN BISTODEAU	116818-7
7404	ANNETTE M. BRAND	116838-1
7331	ERIC MARLO BRANDRIET	116764-1
7414	ANDREW J. BRIGGS	116848-8
7405	JASON WESLEY BROOKS	116839-4
7415	MELISSA KAY CARLSON	116849-1
7368	GREGG A. CARLTON	116802-2
7356	MILDRED MUYANG CHI	116789-0
7431	DAVID A. COOPER	116865-3
7416	SCOTT THOMAS DALEIDEN	116850-1
7391	STEPHANIE M. DAVIS	116825-5
7357	COLLEEN DEVALK	116790-0
7346	MARK WILLIAM DEWEY	116779-3
7332	MEGAN M. DOWNEY	116791-3
7369	JANEL J. EBNET	116803-5
7370	DENISE R. ENGEN	116804-8
7439	ANGELA KAY ERICKSON	116873-4
7371	JULIE ANN FIKE	116805-1
7359	LINDA E. FOGELBERG	116792-6
7347	VIRAJ V. GANDHI	116780-3
7348	SCOTT ALAN GAST	116781-6
7333	CORWIN A. GELLNER	116766-7
7417	EHAB B. GENDY	116851-4
7334	RAYMOND GLASER	116767-0
7335	MICHAEL P. GULSETH	116768-3
7349	KAYE DOROTHY HANSEN	116782-9
7336	WENDY LYNN HARMSSEN	116769-6
7418	PEGGY SUE HASELOW	116852-7
7453	KATHLEEN M. HAYES	116887-3
7337	LARRY D. HEINERT	116770-6
7338	SUSAN F. HELFTER	116771-9
7372	TERRY JOHN HIETPAS	116806-4
7392	DENNIS HOANG	116826-8
7339	MATTHEW DALE HOLT	116772-2
7419	LE TUYET HONG	116853-0
7350	SHEILA JANZEN	116783-2
7317	KIMBERLY J. JOHNSON	116750-2
7373	KRISTEN FAITH JOHNSON	116807-7
7393	DANA JANELLE JOHNSTON	116827-1
7394	JENNIFER R. KALIS	116828-4

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
7374	SHANNON MARIE KAMPA	116808-0
7420	PATRICK THOMAS KARL	116854-3
7421	KELLY JEANNE KEENAN	116855-6
7440	JUDY MARIE KENNEDY	116874-7
7395	RUTH ANGELA KLATT	116829-7
7375	KELLY LYNN KLEHR	116809-3
7422	JILL LESLIE KRONGARD	116856-9
7351	DEANNA NECOLE LARSON	116784-5
7432	SIMON SHIU CHI LEE	116866-6
7423	STEPHANI S. LEFLORE	116857-2
7360	BRETT A. LEITCH	116793-9
7406	TODD DARWIN LEMKE	116840-4
7376	SHARON R. LICHTER	116810-3
7396	CATHERINE I. LINDBLAD	116830-7
7407	HEATHER D. LINDEMAN	116841-7
7340	MICHELLE LYNN MALONE	116773-5
7361	AMY L. MATTSO	116794-2
7341	KIMBERLY ANN MILLER	116774-8
7398	BRENDA JO NELSON	116832-3
7442	CAMAHN THI NGUYEN	116876-3
7377	CANDACE TUYET NGUYEN	116811-6
7455	JULIE L. NORSTREM	116889-9
7399	KIMBERLY R. OSTENDORF	116833-6
7400	ERICA K. PAFFEL	116834-9
7424	KIMBERLY MICHELLE PASCHKE	116858-5
7408	ANILKUMAR A. PATEL	116842-0
7433	BHAVIN P. PATEL	116867-9
7378	KIRSTEN M. PEDERSEN	116812-9
7441	ANN SARA PETERSEN	116875-0
7352	MELISSA LYNN PETERSON	116785-8
7318	TAMI PETRESCUE	116751-5
7443	HOA THE PHAM	116877-6
7353	AMY PLATZ	116786-1
7342	REESE MICHAEL PUCKETT	116775-1
7401	REBECCA K. RASMUSSEN	116735-2
7379	AMANDA R. RHODE	116713-2
7425	CHRISTINE E. SANCHEZ	116859-8
7426	MARA DANIELLE SATTER	116860-8
7427	SHARI C.SAUO	116861-1
7402	MEEGAN MARIE SCHAEFFER	116836-5
7380	LANE KATHRYN SHELVER	116814-5
7381	SARAH J. SHOEMAKER	116815-8
7434	JENNIFER J. SKIFTON	116868-2
7354	STEVEN RICHARD SOLEM	116787-4
7403	LEAH MARIE SOMMER	116837-8

<u>Certificate #</u>	<u>Name</u>	<u>Registration #</u>
7382	MICHELLE LEE STEARNS	116816-1
7343	STEPHANIE J. SVOBODA	116776-4
7436	AMANDA RUTH TATRO	116870-5
7344	DAVID ALAN TAYLOR	116777-7
7383	PHONEKEO THIRAKUL	116817-4
7362	KRISTY D. THOM	116795-5
7409	LOUIS P. TRAN	116843-3
7410	HEATHER S. VALITON	116844-6
7388	TRANG YEN VO	116822-6
7428	VYVY QUYEN KIM VO	116862-4
7345	LORELI JO WESTBY	116778-0
7385	AMY MICHELLE WHITEHEAD	116819-3
7363	AMY JOELLE WILLEY	116796-8
7386	JESSICA ANNE WILSON	116820-0
7461	MIJA YOON	116894-1
7387	JAMIE LYNN ZACHER	116821-3

The Board next welcomed Ms. Valerie Halverson, pharmacist at the Northern Itasca Health Care Center Pharmacy, and her husband, Daniel Halverson, who is a computer systems integrator for a telepharmacy application project for which Ms. Halverson is seeking Board approval.

After hearing Ms. Halverson's presentation, Mr. Don Gibson moved and Mr. Carl Benson seconded that the Board authorize Ms. Halverson to proceed with the proposed telepharmacy project for a three-month period of time from the date it is ready for implementation, on condition that she do a monthly reconciliation of any controlled substances maintained at the remote location. At the end of three months, Ms. Halverson is requested to report back to the Board on the number of transactions completed through the telepharmacy pilot study, the types of those transactions, a description of any errors or problems that arose through the telepharmacy process, and an analysis of the new prescription versus refill prescription data. The Board will then consider whether an extension of the project is warranted. The motion passed.

The Board next welcomed Dr. Randall Green and Mr. Randolph Morris, representing Metro Treatment of Minnesota to the meeting. Dr. Green provided the Board with information on the manner in which the St. Paul Metro Treatment Center Pharmacy and the Dakota Treatment Center Pharmacies operate, in the distribution of methadone, as part of the narcotic treatment programs run by Metro Treatment of Minnesota. At the conclusion of his testimony, Dr. Green requested that the Board consider allowing Metro Treatment Center of St. Paul and Dakota Treatment Center of Burnsville to operate with just part-time pharmacist coverage, due to the unique nature of these programs where the doses of methadone, distributed at these clinics, are prepared by a licensed pharmacy in Florida and shipped to these two clinic locations in Minnesota.

At the conclusion of Dr. Green's testimony, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the issue be tabled, and that Board staff gather information on the manner in which other methadone treatment programs operate in the state of Minnesota, so that the Board can better understand and appreciate the unique aspects of the programs at the Metro Treatment Center

and the Dakota Treatment Center. The motion passed.

The Board next welcomed Ms. Lisa Ganske to the meeting. Ms. Ganske appeared before the Board on behalf of Fairview Pharmacy Services and is requesting that the Board reconsider its previous decision regarding the management of Fairview Clinic drug samples at the Fairview St. Michael Clinic by the pharmacists at St. Michael Drug. At the conclusion of Ms. Ganske's presentation, the Board indicated that it would defer action on this request until the September Board meeting, and directed Board staff to obtain additional information on how drug samples are handled at the Chaska Clinic, which represents a situation similar to that in St. Michael.

The Board next welcomed Ms. Gretchen Smaciarz to the meeting. Ms. Smaciarz is the pharmacist-in-charge of the Hennepin County Methadone Program in Minneapolis, and is requesting that the Board reconsider its previous decision regarding the need for her supportive persons to register with the Board as pharmacy technicians. After discussing the issue with Ms. Smaciarz, the Board declined to change its previous decision at this time, and requested that Ms. Smaciarz discuss the issues involved in her request with Department of Human Resources' staff at Hennepin County Medical Center.

The Board next welcomed Ms. Patricia DeLaPointe, Manager of Long Term Care at Thrifty White Stores, to the meeting. For this portion of the meeting, Mr. Jeff Lindoo excused himself from the room, as Mr. Lindoo is also employed by Thrifty White Stores. Ms. DeLaPointe indicated that Thrifty White Stores has received several variances from the Board regarding the return of unused medication from several assisted living facilities in Minnesota. Ms. DeLaPointe is requesting an opportunity to add or subtract assisted living facilities to the list of those for which variances have been received, simply by a 30-day notification of the Board. In addition, she is requesting an opportunity to bring all such variances to the Board for review and renewal at the same time, on an annual basis, rather than having one or two such variances come up for renewal on a monthly basis. Finally, Ms. DeLaPointe is requesting specific variances for three additional facilities at this time. After discussing these issues with Ms. DeLaPointe, Mr. Don Gibson moved and Mr. Carl Benson seconded that the Board approve Ms. DeLaPointe's request for blanket approval of medication returns for additional assisted living facilities when the same drug distribution system and the policies and procedures are utilized, annual renewals for all variances on a specified date, and specific variances for the CedarHaven facility of Mankato, Karrington Cottages of Mankato, and Wellstead facility of Rogers. The motion passed.

At this time, Board President Cooper recognized Pharmacy Board Surveyor Stuart Vandenberg for completing ten years of dedicated service to the Board of Pharmacy, and presented Mr. Vandenberg with his ten year award.

President Cooper next recognized the pending retirement of Pharmacy Board Surveyor Lloyd C. Pekas. Mr. Pekas has served the Board with dedication, integrity, and class for over 20 years, and is scheduled to retire from his career of public service on August 18, 1999. Mr. Pekas was thanked for his years of dedicated service to the Board and was presented with a retirement gift from the Board Members and staff.

Mr. Carl Benson next provided the Board with information he obtained regarding the Pharmacy Technician Training Programs at schools in Wadena, Minnesota, and Wahpeton, North

Dakota.

Pharmacy Board Surveyors Lloyd Pekas, Stuart Vandenberg, Leslie Kotek, Byron Opstad, and Candice Fleming presented the Board with their concerns regarding action taken at the June Board Meeting relating to the Tech-Check-Tech Proposal, which was presented by Care Alliance Pharmacy, and requested that the Board reconsider its conditional approval of the Tech-Check-Tech Program.

After a substantial discussion of the issues involved, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board rescind its previous approval of the Tech-Check-Tech Program for Care Alliance Pharmacy, and that Mr. Holmstrom be directed to inform Pharmacist-in-charge Jeffrey Prosch that implementation of the Tech-Check-Tech Program must be halted, and that Mr. Prosch be invited to attend the September meeting of the Board if they wish to provide rebuttal to the points raised by the Board Surveyors. The motion passed.

At this time, the Board welcomed Mr. Matt Sheffield, liaison to the Board of Pharmacy from MPhA, to the meeting to discuss various issues surrounding collaborative practice agreements that may be established between pharmacists and physicians pursuant to the newly enacted changes in the Pharmacy Practice Act. The Board supports MPhA's assessment that pharmacists may need guidance from MPhA and the Board in the development of these collaborative practice agreements. The Board also agreed to be of any assistance deemed appropriate by MPhA in the development and execution of informational programs for pharmacists in this regard.

The Board next turned its attention to written requests for variances it has received since its last meeting. The first such request was submitted on behalf of Cambridge Medical Center Pharmacy by Ms. Karen Mandt, Pharmacy Manager. Ms. Mandt is requesting Board of Pharmacy approval for a Tech-Check-Tech Program at Cambridge Medical Center Pharmacy for implementation in the unit-dose cart fill exchange system. Ms. Mandt indicates, in her request, that she intends to adhere to the Tech-Check-Tech guidelines, developed by the Minnesota Society of Health System Pharmacists during a pilot project approximately ten years ago, and will follow those guidelines at her facility. The Board directed Mr. Holmstrom to inform Ms. Mandt that it has received her information and she may proceed to begin implementation of the program, but that she should be advised that the entire issue of Tech-Check-Tech programs is under review, and that her Tech-Check-Tech Program may need to be disassembled in the near future.

The second written request for a variance, to be considered by the Board, was submitted on behalf of Merwin Drug in Andover, Minnesota, by Mr. David Smith, pharmacist-in-charge. Mr. Smith is requesting a variance that would allow LPN's, working as pharmacy technicians at Merwin Drug, to double-check prescriptions at the end of the day as part of the Quality Assurance Program implemented at Merwin Drug. After briefly discussing this issue, Mr. Don Gibson moved and Ms. Jean Lemberg seconded that the Board deny Mr. Smith's request, that LPN's be allowed to do the end of day Quality Assurance double-check, on the grounds that this double-check requires the professional judgement of a pharmacist and is not something that should be delegated. The motion passed.

The next request for a variance was submitted on behalf of Midwest IV & Home Care Pharmacy, by Mr. Todd Meier, pharmacist-in-charge. Mr. Meier is requesting an extension of a

previously granted variance allowing Midwest IV & Home Care nurses to carry an emergency kit, provided by Midwest IV & Home Care Pharmacy. After noting that the Board rules now allow emergency kits of this type to be provided to affiliated hospice and home care nurses, the Board directed Mr. Holmstrom to inform Mr. Meier that there is no longer a need for a variance.

The next request for a variance was submitted on behalf of Rochester Methodist Hospital Pharmacy by Ms. Karen Bergrud, pharmacist-in-charge. Ms. Bergrud is requesting a variance to the ratio of supportive personnel-to-pharmacists in the prepackaging and compounding area of the hospital pharmacy. Currently, Board rules limit the ratio of technicians-to-pharmacists in prepackaging and compounding activities to three technicians to one pharmacist. Ms. Bergrud is requesting an opportunity to increase the ratio to a ratio of five technicians to one pharmacist in the pharmacy production lab at Rochester Methodist Hospital. After discussing Ms. Bergrud's request, the Board declined to act on the request at this time and directed Mr. Holmstrom to attempt to obtain more information from Ms. Bergrud on why a ratio of five technicians to one pharmacist appears to be needed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Albert Lea Medical Center Pharmacy in Albert Lea, Minnesota by Mr. C. Phillip Bumpus, pharmacist-in-charge, and Mr. Leo Held, pharmacist-in-charge of the Outpatient Pharmacy. Mr. Bumpus is requesting an opportunity to receive, store, and dispense drug samples from the hospital's pharmacy, rather than each individual physician having their own supply of sample medications. After discussing this request, Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that the Board approve the requested variance for a one year period of time, on condition that:

1. A written agreement needs to be made between the outpatient pharmacy and the medical clinic.
2. A list needs to be created of names of all practitioners who participate in any drug sample program, as well as any personnel who have access to the drug sample supply.
3. Records for samples need to be auditable.
4. An annual inventory should be taken of all drug samples in stock.
5. Drug samples cannot be repackaged. All drug samples must be dispensed in the original package.
6. Drug samples cannot be purchased or offered for sale.
7. A "firewall" should be established between the ordering of samples and there should be a separate freedom of choice process if the drug is to be continued on a regular prescription, i.e. ordering of non-sample prescriptions,
8. There must be a recall procedure for drug samples, including documentation of any recalls.
9. It is recommended that all drug samples be labeled according to Minn. Rule 6800.3400.
(Note: Samples must be kept in their original package.)

The motion passed.

The next request for a variance was submitted on behalf of Bois Forte Reservation Health Services and the associated Nett Lake Pharmacy, on the Bois Forte Reservation, by Mr. Jay Knaak, M.D. Dr. Knaak is requesting permission to be on record with the Board as the "pharmacist-in-charge" at the Nett Lake Pharmacy until a pharmacist can be recruited to take over that position.

After a brief discussion of the issues here and recognition that physicians do have the legal authority to dispense medications, Mr. Don Gibson moved and Ms. Carol Peterson seconded that Dr. Knaak's request be approved. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Chanhassen Center Drug, by Mr. David L. Busch, pharmacist-in-charge. Mr. Busch is requesting an opportunity to increase the technician-to-pharmacist ratio from the current two-to-one ratio to a ratio of three-to-one. After a brief discussion, Ms. Carol Peterson moved and Mr. Don Gibson seconded that Mr. Busch's request be denied, in that he did not establish a sufficient need for the increased ratio, nor did he provide information on what steps will be taken to protect the public health if such an increased ratio were approved. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Cub Pharmacy in Willmar, Minnesota, by Mr. Will Smith, pharmacist-in-charge. Mr. Smith is requesting the Board's approval of a proposal that he voluntarily assume responsibility for re-labeling of drug samples with full prescription labels, when such samples have been dispensed to patients of a group home served by Cub Pharmacy. After briefly discussing this request, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that Mr. Smith's request be approved on condition that the label be generated by making a full prescription record of the drug and the patient involved in the pharmacy's computer system, and doing a complete prospective drug use review. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Herzog Drug in Mabel, Minnesota, by Ms. Beth Storhoff, pharmacist-in-charge. Ms. Storhoff, together with Mr. Tom Witt, pharmacist-in-charge of Spring Grove Pharmacy in Spring Grove, Minnesota, are requesting an opportunity to merge these two small pharmacies into one pharmacy in Spring Grove, but continue to fill prescriptions for patients in Mabel through the use of telecommunications. Specifically, Ms. Storhoff's proposal includes the following:

1. Move the prescription inventory out of Herzog Drug in Mabel, but leave the OTC's in place for the community of Mabel.
2. Have the Herzog Drug phones forwarded to Spring Grove Pharmacy in Spring Grove where the pharmacist is on duty.
3. All doctors' office calls will also forward to Spring Grove to a pharmacist.
4. Install videophone computers in both the Mabel and Spring Grove stores. This would enable anyone in Mabel with a question on OTC's to be face-to-face with a pharmacist in Spring Grove.
5. All prescriptions filled in Spring Grove, for patients in Mabel who cannot get to Spring Grove for pickup, would be delivered by the pharmacist to the Mabel store. Once in Mabel, the prescriptions would be kept in a locked cabinet for safety and confidentiality purposes. When the patient comes into the Mabel store, the prescription could be retrieved by a technician and the patient would have to contact a pharmacist by videophone. This would ensure that the patient's identity is matched to the prescription and would provide for patient counseling and answering of any questions the patient has about his/her drug therapy. With videophone technology, this could be done in real time, face-to-face with a pharmacist.

After discussing this proposal, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the proposal be approved for a one year period of time, subject to the following conditions:

1. At least one pharmacist will always be on duty at the Spring Grove Pharmacy during operating hours.
2. Operating hours at the Spring Grove Pharmacy must be equal to or greater than the operating hours at the Mabel facility, and the Mabel facility may not be open for business without the Spring Grove Pharmacy also being open.
3. Prescriptions sent to the Mabel location must be sealed with a tamper-evident seal.
4. There must be absolutely no dispensing from the Mabel location without patient/pharmacist communication.
5. A log must be kept of all prescriptions sent to the Mabel location and picked up from the Mabel location.
6. A mechanism for allowing private conversations between a patient at the Mabel location and a pharmacist at Spring Grove must be developed.
7. The Board will be monitoring this proposal closely, and any deviations from the Board's requirements will result in the Board withdrawing its approval.

The motion passed, with Mr. Vern Kassekert voting in opposition.

Mr. Holmstrom next provided the Board with information he received from the Board of Medical Practice and the Board of Dentistry regarding the mechanisms by which they obtain input from the occupations they regulate, in addition to physicians and dentists, respectively. The Board took this information under advisement and will, at a future date, determine its course of action for obtaining input from pharmacy technicians.

Mr. Holmstrom next described the fee increases that are necessary to balance the Board's budget over the next biennium, and which were presented to and approved by the Legislature in 1999. Ms. Carol Peterson then moved and Mr. Jeff Lindoo seconded the following resolution.

"Resolved, that David Holmstrom, the Executive Director of the Minnesota Board of Pharmacy, is hereby granted the authority and is directed to sign and to give the notice of the Board's intent to adopt rules without a public hearing governing fees for pharmacists, including original license fees and reciprocity fees, pharmacies, drug wholesalers, drug manufacturers, and pharmacy technicians 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, if there are fewer than 25 outstanding hearing requests, David 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 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. Cooper and Mr. Holmstrom next led a brief discussion to summarize the plans made for the District V Meeting of the Boards and Colleges of Pharmacy that the Minnesota Board of Pharmacy will be hosting on August 19 -21 in Duluth.

Mr. Jeff Lindoo and Mr. Vern Kassekert next led a brief discussion of various manpower issues, and indicated that they hoped that the Board would set aside time for a substantial discussion of the issue at its September meeting.

Ms. Jean Lemberg next provided the Board with some preliminary information regarding the Citizens' Advisory Counsel Meeting, scheduled for later in the fall, and requested that a discussion of possible Board representation at this meeting be placed on the agenda for the September meeting of the Board.

There being no further business to come before the Board at this time, President Chuck Cooper adjourned the meeting at 4:20 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY FOURTH MEETING

At approximately 8:30 a.m., September 15, 1999, the Board of Pharmacy met in Conference Room A, of the University Park Plaza building, 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 was the Board's Executive Director, Mr. David Holmstrom.

The Board first turned its attention to a review and approval of the agenda for today's meeting. After adding three items to the agenda, the agenda was approved.

The Board next turned its attention to the minutes of the meeting of August 4, 1999. Mr. Carl Benson moved and Ms. Carol Peterson seconded that the minutes be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since the last meeting. The first such application was submitted on behalf of Chosen Valley Pharmacy in Chatfield, Minnesota, by Mr. Charles Blink, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 Coborn's Collegeville Pharmacy in Collegeville, Minnesota, by Mr. Marvin Moen, Director of Pharmacy. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Vern Kassekert 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Fresenius Medical Care in St. Paul, Minnesota, by Mr. Matthew Gagen, pharmacist-in-charge. After carefully reviewing this application, the Board acted to table the application at this time and directed Mr. Holmstrom to obtain additional information, from Mr. Gagen, regarding this proposed pharmacy.

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

The fifth application, to be reviewed by the Board, was submitted on behalf of Sleepy Eye Municipal Hospital Pharmacy in Sleepy Eye, Minnesota, by Mr. Randy Armbruster, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson 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 sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Hutchinson, Minnesota, by Ms. Stacey Jassey, 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 seventh application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Hastings, Minnesota, by Mr. James Korson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson 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, with Mr. Vern Kassekert and Mr. Jeff Lindoo abstaining.

The eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Allina Medical Clinic Woodbury Pharmacy in Woodbury, Minnesota, by Ms. Julie Miller, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 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 ninth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Kmart Pharmacy in Thief River Falls, Minnesota, by Mr. Earl McNea, 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 tenth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Snyder Drug in Woodbury, Minnesota, by Mr. Douglas Lobdell, pharmacist-in-charge. After reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 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 welcomed Mr. Randolph Morris, representing Metro Treatment of Minnesota to the meeting. At the August 4, 1999, meeting of the Board, Mr. Morris and Dr. Randall Green petitioned the Board for a variance on behalf of the St. Paul Metro Treatment Center Pharmacy and the Dakota Treatment Center Pharmacy regarding the manner in which these pharmacies operate. The request was tabled at the August meeting and additional information was requested.

Mr. Holmstrom now provided the Board with the additional information it requested, and the Board again began consideration of the previously submitted request. The Board heard testimony from Mr. Morris and from Dr. Randall Green, who discussed the request with the Board by speaker from his home in Florida. Dr. Green was unable to attend the meeting in person due to hurricane Floyd, affecting air travel into and out of Florida.

After thoroughly discussing the issue, Mr. Don Gibson moved and Ms. Jean Lemberg seconded that the Board approved the variance being requested and allow the St. Paul Metro Treatment Center Pharmacy and the Dakota Treatment Center Pharmacy to operate under the policies and procedures presented to the Board as part of the variance request. The motion passed.

The Board next turned its attention to matters of quasi-judicial nature. The first item of a quasi-judicial nature, to come before the Board, was a proposed stipulation and order in the matter of the pharmacist license of Mr. Jeffrey J. Dorhout. Mr. Dorhout now personally appeared before the Board to discuss the proposed stipulation and order. The stipulation and order was developed subsequent to a disciplinary conference held with Mr. Dorhout on August 13, 1999, to discuss allegations of unprofessional conduct. Mr. Dorhout has agreed to and signed the proposed stipulation and order.

After discussing the stipulation and order, and obtaining background information that led to the development of the stipulation and order from Mr. Dorhout, Mr. Jeff Lindoo moved and Ms. Jean Lemberg seconded that the proposed stipulation and order be approved, 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 come before the Board, involved a proposed stipulation and order in the matter of the pharmacist license of Mr. James R. Nielcen. Mr. Nielcen now personally appeared before the Board to discuss the proposed stipulation and order.

The stipulation and order was developed subsequent to a conference, held with Mr. Nielcen on August 18, 1999, to discuss allegations of unprofessional conduct. The proposed stipulation and order has been agreed to and signed by Mr. Nielcen. After discussing the proposed stipulation and order with Mr. Nielcen, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the proposed stipulation and order be approved, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The Board next turned its attention to candidates for licensure by reciprocity, who have taken the Reciprocity Jurisprudence Exam since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Don Gibson moved and Mr. Jeff Lindoo seconded that, having passed the Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7430	LOREN M. DEHNERT	SD
7437	JOYCE L. BISH	MD
7438	WILLIAM A. CRAWFORD	GA
7444	TARA E. AXELROD	IL
7445	JAMES M. BRIGHT	NM
7446	COURTNEY E. CRAWFORD	MI
7447	LAURA L. KOTTEN	ND
7448	PREET K. ANAND	WI
7449	RICHARD A. HANSEN	WI
7450	PAUL D. HOCHHALTER	TX
7451	MEGAN M. HOFFMAN	IA
7452	GARY D. PULVERMACHER	WI
7454	TINA M. SPARKS-OVIATT	IA

The motion passed.

The Board next turned its attention to continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force between the dates of July 6 and August 10, 1999. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the continuing education programs, reviewed and approved by the Continuing Education Advisory Task be approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed the issue of a replacement for Mr. Lloyd Pekas on the Continuing Education Advisory Task Force. Mr. Pekas, formerly a Pharmacy Board Surveyor, served as one of the Board of Pharmacy representatives on the CEATF for several years. After a brief discussion, President Cooper appointed Mr. Stu Vandenberg, Pharmacy Board Surveyor to the CEATF as a replacement for Mr. Pekas.

The Board next discussed the Citizen Advocacy Center Annual Meeting, and whether the Board should send a representative to that meeting. After discussing the organization and the agenda for the annual meeting, Mr. Don Gibson moved and Mr. Carl Benson seconded that the Board authorize Ms. Jean Lemberg to attend the meeting at Board expense and to report back on the value of attending future such meetings. The motion passed.

Mr. Holmstrom next presented, to the Board, a report and recommendations from the Internship Advisory Committee regarding changes to the internship requirement, applicable to candidates for licensure in Minnesota.

The Internship Committee is recommending that: for graduating classes in the short-term (graduating classes in the years 2000 and 2001), the Board waived the existing internship rule that requires 640 hours of compounding and dispensing experience as an intern prior to qualifying to sit for the Board exam and; for the intermediate term (graduates of the class of 2002), students be expected to meet the current 640 hour compounding and dispensing requirement which, if they are graduates of the University of Minnesota, would require them to obtain 240 hours of internship experience outside of their college required courses and; for the long-term (effective with the graduating class of 2003), that the total number of internship hours required be changed to 1,600, of which 800 must be of a traditional compounding and dispensing nature which, under the current curriculum at the University of Minnesota, would require the students to obtain 400 hours of compounding and dispensing experience outside of required coursework. In addition, the Internship Committee is recommending that, beginning May 15, 2000, the Board of Pharmacy eliminate the Internship Competency Examination and replace it with an internship manual containing competency statements which will be signed off on by both the intern and the preceptor when the intern has mastered those competencies.

After discussing the recommendations of the Internship Committee, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that Board accept the recommendations of the Internship Committee and directed Mr. Holmstrom to work with the Internship Committee in developing language for any changes that might be required in Board rules in order to implement these recommendations. The motion passed.

The Board next welcomed representatives of the Minnesota Pharmacists Association and the Minnesota Retail Merchants Association to the meeting to discuss issues relating to the shortage of pharmacists in Minnesota and nationally. Attending on behalf of MPhA and MRMA were Mr. Matt Sheffield, Ms. Mary Evans, Ms. Annette Henkel, Mr. Douglas Lobdell, and Mr. Bruce Whitehouse. A wide-ranging discussion was held. At the conclusion of the discussion, it was requested that the Board establish a work group to continue the effort to find a solution to the current pharmacist shortage.

The Board next welcomed Mr. Howard Juni and Mr. Jeff Prosch, representing Care Alliance Pharmacy to the meeting. At the Board's June meeting, Mr. Prosch requested an opportunity to develop a Tech-Check-Tech Program as a pilot program for long-term care pharmacies. The Board granted Mr. Prosch's request. At the Board's meeting of August 4, 1999, the Board reconsidered its previous decision and acted to withdraw its approval of the Tech-Check-Tech Program. Mr. Prosch and Mr. Juni now are appearing before the Board to urge the Board to again reconsider and to re-establish its approval of a Tech-Check-Tech pilot program.

After hearing from Mr. Juni and Mr. Prosch, and after a lengthy discussion of the issues involved, the Board acted to table further consideration of this issue until the October 27 meeting, and directed Mr. Holmstrom to obtain additional information.

The Board next welcomed Ms. Thurza Bender and Mr. Dick Spehar to the meeting. Ms. Bender and Mr. Spehar requested an opportunity to address the Board regarding the licensure of the Duluth Clinic IV Pharmacy. The Duluth Clinic IV Pharmacy has previously been licensed as a community pharmacy, serving outpatient oncology patients. Ms. Bender is proposing that the pharmacy be operated as a satellite of St. Mary's Hospital and proposes to discontinue the

separate licensure of the facility. After thoroughly discussing the issues involved with Ms. Bender and Mr. Spehar, the Board determined that continued separate licensure for Duluth Clinic IV Pharmacy is needed and directed Mr. Holmstrom to provide the appropriate application to Ms. Bender and Mr. Spehar.

The Board next turned its attention to written requests for variances it has received since its last meeting. The first such request was submitted on behalf of Thrifty White Pharmacy in Blaine, Minnesota, by Ms. Leanne Larson Arons, pharmacist-in-charge. Ms. Arons is requesting an extension of a previously granted variance, which allows medications, dispensed to the Correctional Facilities serviced by Thrifty White Drug, to be returned for re-use and credit in the same manner as nursing home medications. Mr. Donald Gibson then moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional two-year period of time. The motion passed, with Mr. Jeff Lindoo leaving the room during the discussion and voting.

The next request for a variance, to be considered by the Board, was submitted on behalf of Northern Itasca Pharmacy by Ms. Valerie Halverson, pharmacist-in-charge. Ms. Halverson is requesting an extension of a previously granted variance that allows Northern Itasca Pharmacy to pre-pack various pharmaceutical products to be dispensed by physicians at the Northome and Big Falls Clinics. The Northome Clinic is scheduled to be converted to a telepharmacy project in the near future, but Ms. Halverson is requesting an extension to the variance that would allow Northome to continue to operate as it has in the past until the telepharmacy project is operational, and further, the Big Falls Clinic is not, at this time, part of the telepharmacy project and will continue to need the variance for drug product distribution at that location. Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the previously granted variances be extended for an additional 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 the Grant County Healthcare Center and Pharmcare Pharmacy by Mr. Paul Swan, pharmacist-in-charge. Mr. Swan is requesting a variance that would allow him to be the pharmacist-in-charge at both Pharmcare Pharmacy, which is a community retail pharmacy, and at the Grant County Healthcare Center, which is a part-time hospital pharmacy. Mr. Jeff Lindoo then moved and Mr. Vern Kassekert seconded that the variance allowing Mr. Swan to be the pharmacist-in-charge at both pharmacies be approved for a two year period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Red Wing Corner Drug by Mr. Bob Goetz, pharmacist-in-charge. Red Wing Corner Drug had previously been granted a variance to utilize an LPN / Pharmacy Technician to receive new prescription orders by telephone from physician offices, as part of the comprehensive pharmaceutical care project. That project has now ended and the Board has informed Mr. Goetz that the issue needs to be re-examined. After reviewing the information, provided by Mr. Goetz, the Board acted to table this request until the meeting of October 27, and directed Mr. Holmstrom to invite Mr. Goetz to attend the October meeting in order to further discuss this issue with the Board.

The next request for a variance, to be considered by the Board, was submitted on behalf of St. Elizabeth Hospital Pharmacy in Wabasha, Minnesota, by Mr. Kurt Henn, pharmacist-in-charge. Mr. Henn is requesting an extension of a previously granted variance regarding

emergency room dispensing by nurses in the absence of a physician or pharmacist. After a brief discussion, Ms. Carol Peterson moved and Mr. Carl Benson 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 considered by the Board, was submitted on behalf of Ridgeview Pharmacy in Chaska, Minnesota, by Mr. Jim Polucha, pharmacist-in-charge. Mr. Polucha is requesting an extension of a previously granted variance regarding the handling of sample medications by Ridgeview Pharmacy for Western OB/GYN, Ltd. After thoroughly discussing the issue of sample medications and the added security and patient safety, provided by pharmacy control over drug samples, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the variance, requested by Mr. Polucha, be extended for an additional one year period of time. The motion passed.

The Board next addressed the variance request submitted by Fairview HealthSystems and St. Michael Pharmacy in St. Michael, Minnesota. This variance had been previously submitted to the Board at its meeting of June 1999 and was denied at that time. Fairview HealthSystems representatives requested that the Board reconsider its position during the August 1999 meeting. The Board did discuss the issue again at that time and tabled it until the September meeting. The Board now addressed the variance request for St. Michael Drug and the Fairview Clinic in St. Michael. After a brief discussion, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the variance requested on behalf of St. Michael Drug be approved for a one year period of time, on condition that the pharmacist-in-charge of St. Michael Drug sign off on the policies for sample control that were developed by Fairview Pharmacy Services' personnel. The motion passed.

The next request for a variance, to be reviewed by the Board, was submitted on behalf of Fairview Hiawatha Pharmacy, by Mr. Kevin Weckwerth, pharmacist-in-charge. Mr. Weckwerth is seeking an extension of a previously granted variance regarding the control of sample medications at Fairview Hiawatha Clinic. Mr. Don Gibson then moved and Mr. Carl Benson seconded that the extension, requested by Mr. Weckwerth, be approved for an additional 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 First Care Medical Services Pharmacy in Fosston, Minnesota by Mr. John Nord, pharmacist-in-charge. Mr. Nord is requesting an extension of a previously granted variance that allows the hospital pharmacy to prepare starter doses of medications for dispensing by physician assistants or nurse practitioners at the First Care Clinic in Oklee, Minnesota. After discussing this issue, Mr. Carl Benson moved and Mr. Don Gibson seconded that the previously granted variance be extended for an additional 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 Rochester Methodist Hospital by Ms. Karen Bergrud, pharmacist-in-charge. Ms. Bergrud is requesting a variance that would allow an increased number of pharmacy technicians at the pharmacy production lab at Rochester Methodist Hospital. This part of the hospital pharmacy is involved in prepackaging and bulk compounding of medications for future dispensing to hospitalized patients. This variance request was first submitted to the Board at its August 1999 meeting, and the Board determined that additional information was needed. The Board has now received that information and is reconsidering the variance. Mr. Carl Benson then moved and

Ms. Carol Peterson seconded that the variance requested by Ms. Bergrud be approved for a one year period of time, and that Ms. Bergrud report back regarding any errors or problems associated with the increased number of technicians. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of the Hutchinson Area Healthcare Pharmacy by Ms. Dawn Hagen, pharmacist-in-charge. Ms. Hagen is requesting a variance that would allow the hospital's pharmacy to control sample medication storage and distribution from the hospital's pharmacy. Mr. Jeff Lindoo then moved and Mr. Don Gibson seconded that the variance, requested by Ms. Hagen, be approved for a one year period of time. The motion passed.

Mr. Holmstrom next presented the Board with information regarding the annual meeting of the National Association of State Controlled Substance Authorities. The Minnesota Board of Pharmacy, being the agency responsible for controlled substance regulation in Minnesota is a member of the NASCSA. After reviewing the agenda for the annual meeting, and discussing the value of sending a representative to the meeting on the Board's behalf, Mr. Carl Benson moved and Mr. Don Gibson seconded that Pharmacy Board Surveyor Stu Vandenberg be authorized to attend the annual meeting of the NASCSA at Board expense and to report back to the Board at the Board's meeting of December 7. The motion passed.

The Board next reviewed the guidelines for dispensing with remote distribution via telepharmacy that had been developed by the Board's surveyors. The Board accepted the guidelines as they were presented, and authorized their use in assisting pharmacists who are interested in telepharmacy options.

There being no further business to come before the Board at this time, President Cooper adjourned the meeting at 4:35 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY-FIFTH MEETING

At approximately 8:30 a.m., October 27, 1999, the Board of Pharmacy met in the third floor conference room of the University Park Plaza building, 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 was the Board's Executive Director, Mr. David Holmstrom.

The Board first turned its attention to a review and approval of the agenda for today's meeting. After adding several items to the agenda, the agenda was approved.

The Board next addressed the minutes of the meeting of September 15, 1999. After making minor amendments to the minutes on pages two and five, Mr. Carl Benson moved and Mr. Don Gibson seconded that the minutes of the meeting of September 15, 1999 be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Image Perx, Inc., in Roseville, Minnesota, by Mr. Todd Warren, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Pamida Pharmacy in Ely, Minnesota, by Ms. Judith Serson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to Ms. Serson moving the syringes and needles to a secure area within the licensed 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, and with special attention being paid to the adequacy of the patient counseling area proposed for the pharmacy. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Pamida Pharmacy in Glenwood, Minnesota, by Mr. Sidney Domier, 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 Mr. Domier moving the syringes and needles to a secure area within the licensed 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, and with special attention being paid to the adequacy of the patient counseling area proposed for the pharmacy. The motion passed.

The fourth application for a new pharmacy, to be reviewed by the Board, was submitted on behalf of Stearns Vet Outlet, by Ms. Stacy Jo Meyer, pharmacist-in-charge. After carefully reviewing this application, and the associated application as a drug wholesaler by Stearns Vet Outlet, and including the variances being requested in conjunction with the application, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the application for licensure as a pharmacy and as a drug wholesaler be denied, in that the proposed pharmacy would not be operated with a pharmacist present and on duty at all times that the facility is open for business. The motion passed.

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

The sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Fairview Lakes Pharmacy-Lino Lakes in Lino Lakes, Minnesota, by Mr. William Schommer, Regional Manager for Fairview Pharmacy Services. 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 naming of a permanent pharmacist-in-charge for the pharmacy, and subject also to the submission of specific variance requests for the ADDS Systems that are proposed to operate from the Lino Lakes 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 final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Rainbow Pharmacy in Richfield, Minnesota, by Mr. Richard Hayes, District Pharmacy Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the 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.

At this time, Mr. Gary Boehler, Vice President of Pharmacy for Thrifty Drug Stores, Inc., appeared before the Board to discuss a proposal for the implementation of a telepharmacy project, whereby pharmacy services would be provided to residents of Red Lake Falls, Minnesota from Thrifty White Drug in Thief River Falls, Minnesota. During Mr. Boehler's appearance, Mr. Jeff Lindoo excused himself from the meeting. After receiving Mr. Boehler's report and discussing the issue thoroughly with Mr. Boehler and among themselves, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the Board table action on Mr. Boehler's request until the Board's meeting of December 7, and that the Board, in the meantime, research the issue of telepharmacy and develop standards by which it will review requests for approval of telepharmacy projects. The motion to table passed.

The Board next turned its attention to candidates for licensure by reciprocity, who have taken the Reciprocity/Jurisprudence Exam since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that, having passed the Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates 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>
7466	Wendy Anderson	ND
7462	Jennifer L. Chase	WI
7463	Jerry S. Edwards	OR
7467	Deborah P. Francis	AZ
7465	Sherry L. Gorcowski	IL
7468	John P. Hanlon	MI
7459	Mark A. Lewis	ND
7456	Steven G. Loken	ND
7464	Nathan J. Long	WY
7457	Marcia A. McGowan	IA
7458	Sandra C. Widhalm-Murphy	ND

The motion passed.

The Board next turned its attention to a letter it received from Mr. Doug Thidrickson requesting internship credit for his previous experience as an intern and as a pharmacist in Canada, so that he might apply to sit for the licensing exam in Minnesota. After reviewing the information, submitted by Mr. Thidrickson, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that a decision regarding Mr. Thidrickson's request be tabled until the December 7 meeting, and that Mr. Holmstrom communicate with Mr. Thidrickson and request more information regarding Mr. Thidrickson's experience in Manitoba, and further, that Mr. Holmstrom check with the Manitoba Board of Pharmacy to confirm that Mr. Thidrickson is currently licensed and in good standing with that Board. The motion passed.

The Board next turned its attention to continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force between the dates of August 10, 1999 and September 7, 1999, and between the dates of September 8, 1999 and October 12, 1999. Mr. Jeff Lindoo moved and Mr. Don Gibson seconded that the continuing education programs reviewed and approved by the Continuing Education Advisory Task Force be 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 Mr. Tom Barrett, requesting an opportunity to provide an update to the Board on the activities of the Health Professional Services Program, of which the Board of Pharmacy is a participating member. After a brief discussion, Mr. Holmstrom was directed to invite Mr. Barrett to provide an update to the Board at the Board's meeting of December 7.

Mr. Holmstrom next provided the Board with information regarding the availability of criminal background checks for applicants for licensure, including the scope of the background investigation and the cost. After a brief discussion and, after noting that problems with licensees that would have been discovered by criminal background checks occur only once every five to ten years, the Board determined that it will not require criminal background checks for applicants for licensure at this time.

The Board next turned its attention to written requests for variances it has received since its last meeting. The first such request was submitted on behalf of Fairview University Medical Center's Methadone Clinic in Minneapolis, Minnesota, by Mr. William Diers, Pharmacy Director. Mr. Diers is requesting a variance which would allow Saturday staff persons, at the Methadone Clinic, be they pharmacist or nurse, to provide the carry-out doses to clients who arrive at the clinic on Saturday to receive the Saturday dose and the Sunday carry-out dose of Methadone. The carryout doses would be already prepared and labeled by the pharmacist on duty at the clinic on Fridays. After discussing Mr. Diers' proposal, Ms. Carol Peterson moved and Mr. Vern Kassekert seconded that the variance request be approved. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Lakeview Hospital Pharmacy, by Ms. Cynthia Appleseth, Pharmacy Director. Ms. Appleseth is requesting an extension of a previously granted variance that allowed the Lakeview Hospital Pharmacy to furnish portable containers of medications to hospice and home care nurses for use in emergency situations that also contain some controlled substance drugs. After noting that the Board's rules now allow pharmacies to provide emergency boxes of medications to hospice and home care nurses, but that the rules prohibit controlled substance drugs being included in the kits and that Ms. Appleseth needs to continue her variance in order to provide kits containing diazepam and lorazepam, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the previously granted variance be extended for another 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 Pediatric Home Services by Ms. Jill Liebers, pharmacist-in-charge. After reviewing the request by Ms. Liebers for a variance allowing registered nurses employed by PHS IV Service to carry emergency medications with them for use in the event of an emergency situation in a patient's home, the Board noted that recent rule changes already allow such emergency kits and that a variance is no longer required as long as the kit does not contain controlled substance drugs. Mr. Holmstrom was then directed to inform Ms. Liebers that her pharmacy can provide the emergency kits without a variance under the conditions of the Board's rule.

The next request for a variance, to be considered by the Board, was submitted on behalf of Ridgeview Pharmacy in Chaska, Minnesota, by Mr. Jim Polucha, pharmacist-in-charge. Mr. Polucha is requesting an expansion of a previously granted variance relating to the control of drug samples from nearby medical clinics. Ridgeview Pharmacy currently provides samples controlled services for Western OB/GYN Clinic and has now been approached by Ridgeview Behavioral Health Clinic to provide samples control for that clinic as well. After discussing Mr. Polucha's request, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the expanded variance being requested by Mr. Polucha be approved. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Benson Drug in Morris, Minnesota, by Board Member Carl Benson. Mr. Benson now excused himself from the meeting during the discussion and action on his request. Mr. Benson is requesting a variance to the Board's rule prohibiting the provision of goods or services free or below cost to nursing home administrators when the quid pro quo of such goods or services is the prescription business from the home. Mr. Benson is requesting authorization to provide three fax machines to his local nursing home in order to provide additional patient safety relating to the avoidance of misinterpreted prescription orders coming from the home. After thoroughly discussing Mr. Benson's request, Mr. Don Gibson moved and Mr. Jeff Lindoo seconded that Mr. Benson's variance request be denied. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Target Pharmacy in Edina, Minnesota, by Mr. James Hanson, pharmacist-in-charge. Mr. Hanson is requesting an extension of a previously granted variance relating to the checking of the original container from which the medication was withdrawn during the certification steps conducted by Target pharmacists at the Edina facility. The pharmacists at Target in Edina utilize a highly automated filling system at the location that makes it difficult, if not impossible, for the pharmacists to check the original container from which the medication was withdrawn. The system does, however, offer alternative mechanisms for verifying prescription accuracy. After thoroughly discussing this variance request, Mr. Don Gibson moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional 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 United Pharmacy Associates in Golden Valley, Minnesota, by Mr. Kevin Edel, pharmacist-in-charge. Mr. Edel is requesting a variance that would allow his pharmacy to provide an emergency kit for use by the registered nurses or the Medical Director at the Hennepin County Juvenile Detention Center in Minneapolis. The emergency kit will contain only a limited number of drugs and will not contain any controlled substances. After discussion of this request, Ms. Carol Peterson moved and Mr. Jeff Lindoo seconded that the variance request be approved for a one year period of time. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of St. Mary's Duluth Clinic Pharmacy by Mr. Richard Krikava, pharmacist-in-charge. Mr. Krikava is requesting a variance that would allow the establishment of a telepharmacy project providing services to a SMDC Clinic in Sandstone, Minnesota from the SMDC Pharmacy in Duluth. After noting that pharmacy services are already available to the residents of Sandstone, Minnesota from a full-time licensed pharmacy in the town, the Board acted to table further consideration of this request until the December meeting when the Board will have developed additional information and criteria by which to judge requests for telepharmacy projects.

Mr. Holmstrom next provided the Board with information concerning legislation that was passed during the last days of the 1999 Legislative Session that directs the Governor, in consultation with the Commissioners of Agriculture & Trade and Economic Development to prepare and submit an application for federal permits as might be needed to authorize the growing of experimental and demonstration plots of industrial hemp. In attempting to implement this legislative mandate, the Governor's office discovered that the Board of Pharmacy already

has an application process in place for the licensing of controlled substance researchers. The Governor's Office, the Department of Agriculture, the Department of Trade and Economic Development, and the Department of Public Safety intend to utilize the Board of Pharmacy's registration process for controlled substance researchers for farmers interested in growing experimental and demonstration plots of industrial hemp. Mr. Holmstrom reported on a meeting he had recently with the representatives of the above agencies. The Commissioner of Agriculture and the Board of Pharmacy staff will be meeting to develop a memorandum of understanding and cooperation between the two agencies so that Department of Agriculture staff can be used to validate applications by farmers wishing to plant industrial hemp. No formal action on this item was taken by the Board.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Sharon Braden requesting an opportunity to obtain licensure by reciprocity in Minnesota, without taking the Board's Practical Examination, which generally is required of Reciprocity candidates who have not been in active pharmacy practice for the previous two years. Ms. Braden has not actively practiced pharmacy since 1992. She is now contemplating obtaining licensure by reciprocity in Minnesota, and is contemplating getting back into active pharmacy practice. After briefly discussing Ms. Braden's request, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the Board deny Ms. Braden's request and require her to take the Practical Examination as would normally be the case for Reciprocity candidates who have not been in active pharmacy practice in recent years. The motion passed.

Mr. Holmstrom next provided, to the Board, information from Schering-Plough, a pharmaceutical company that has come out with a new product that requires unusual dosing and, thus, unusual dispensing/packaging by pharmacists. After discussing Schering-Plough's request for a letter from the Minnesota Board of Pharmacy regarding this issue, the Board clarified that there is currently nothing in Minnesota law that would prohibit the pharmacist from packaging and dispensing the product as requested by Schering-Plough. The Board directed Mr. Holmstrom to communicate this to Schering-Plough.

Mr. Holmstrom next presented, to the Board, a letter from Pharmacist Rich Januszewski, regarding auxiliary labels on prescriptions dispensed for nursing home patients and whether those auxiliary labels include the requirement to add warnings to labels that identify pertinent manufacturer specifications regarding medication storage and administration. After discussing this issue, the Board directed Mr. Holmstrom to communicate, to Mr. Januszewski, the Board's position that pharmacists are required by Board rule to exercise their professional judgement regarding auxiliary labels, but that the Board would expect pharmacists to include pertinent and specific manufacturer recommendations regarding the administration of medication being dispensed. This requirement applies not only to nursing home situations, but to medications being dispensed to ambulatory patients as well.


Mr. Cooper and Mr. Holmstrom next provided the Board with information regarding the manpower discussions that took place at the meeting of the Ad Hoc Committee on Manpower Issues, and notified the Board that another meeting of the group has been scheduled for Friday, November 19, 1999.

Mr. Holmstrom next provided the Board with information regarding the successful completion of the Multistate Pharmacy Jurisprudence Examination Test Item Review, which was conducted with the assistance of Board Members Kassekert, Gibson, and Lindoo.

Ms. Carol Peterson and Mr. Vern Kassekert next reported to the Board regarding their meeting with the Governor and members of the Governor's staff, regarding the Governor's expectation of Board appointees (Ms. Peterson and Mr. Kassekert were appointed by Governor Ventura in June of 1999).

Ms. Jean Lemberg reported that plans are in place for her to attend the Annual Meeting of the Citizens Action Council as a representative of the Board of Pharmacy, and that she will report back to the Board at its December meeting.

There being no further business at this time, President Cooper adjourned the meeting at approximately 3:15 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY-SIXTH MEETING

At approximately 9:00 a.m., December 7, 1999, the Board of Pharmacy met in Conference Room A, at the 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.

The Board first reviewed, amended, and approved the agenda for this meeting.

The Board next addressed the minutes of the meeting of October 27, 1999. After making minor modifications to page five and six of the minutes, Mr. Don Gibson moved and Mr. Jeff Lindoo seconded that the minutes of the meeting of October 27, 1999 be approved as amended. The motion passed.

The first item of business was a discussion, led by Mr. Carl Benson, regarding the procedure the Board follows in considering requests for variances. Mr. Benson expressed concern that the Board may be voting on variance requests without having complete background information, and moved that all new variance requests be considered at two consecutive Board meetings. At the first meeting, the variance would be read and discussed, but action would not be taken. At the second meeting, the variance request would be read a second time, any additional information needed would be presented, and final action would be taken. In instances where the Board is comfortable with taking action at the first meeting, a motion to suspend the rules could be made and voted on and, if the majority votes to suspend the rules, the variance could be voted up or down after the first reading. Mr. Don Gibson seconded the motion. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Fresenius Medical Care in St. Paul, Minnesota, by Mr. Matthew Gagen, pharmacist-in-charge. Mr. Gagen, together with Mr. Rick Mason and Mr. Mike Serono, now appeared before the Board to give some background information on the unique nature of the Fresenius Medical Care request. Fresenius is a manufacturer of dialysis solutions and is seeking licensure as a pharmacy in order to remain in compliance with Minnesota laws. Due to the unique nature of Fresenius' scope of services, variances related to Minn. Rule 6800.1050, Subpart 2 and 3 are included in the application for licensure. After completing the discussion of the variances and the application for licensure of Fresenius Medical Care, Mr. Vern Kassekert moved and Mr. Don Gibson seconded that the application be approved and a license issued, and that the variances relating to equipment, requested by Fresenius, also be approved. 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 Brooklyn Center, Minnesota, by Ms. Patricia Steinbach, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Jeff Lindoo 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 Hughes Investigational Pharmacy in Roseville, Minnesota, by Ms. Linda Eddy, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Don Gibson moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Red Wing Corner Drug in Red Wing, Minnesota, and is a request for an extension of a variance that was previously granted when Red Wing Corner Drug was part of the Pharmaceutical Care Project, developed by the University of Minnesota College of Pharmacy. The variance allowed the pharmacist-in-charge to use three technicians, who are nurses, to receive new prescription orders from prescribers by telephone. At this time, the Board spoke with Pharmacist-in-charge Robert Goetz, by speakerphone, and discussed his request for an extension of the previously granted variance. At the conclusion of the discussion with Mr. Goetz, Mr. Carl Benson moved and Mr. Jeff Lindoo 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 considered by the Board, was submitted on behalf of Fairview Pharmacy Services. Appearing on behalf of Fairview Pharmacy Services was Pharmacist David Miller. Mr. Miller described, for the Board, the operation of the QuickScript Automated Dispensing System that Fairview Pharmacy Systems plans to install at its Fairview University Westgate Specialty Pharmacy. After thoroughly discussing this proposal with Mr. Miller, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the Board suspend its recently adopted operating guidelines for variances and vote on the request today. The motion passed, with Mr. Carl Benson voting in opposition and Ms. Jean Lemberg abstaining. Mr. Vern Kassekert then moved and Mr. Jeff Lindoo seconded that the variance requested by Fairview Pharmacy Services, relating to the checking of the original container from which the medication was withdrawn, be granted for a one year period of time, and that Fairview Pharmacy Services be requested to report back to the Board at the end of six months on the relative successes or failures of the system. The motion passed, with Mr. Carl Benson voting in opposition.

The next request for a variance was submitted on behalf of Care Alliance Pharmacy, by Mr. Jeff Prosch, Project Supervisor. In June of 1999, the Board approved a variance request allowing Care Alliance Pharmacy to implement a Tech-Check-Tech Program on blistercard medications, dispensed to nursing home patients. At the August 4 meeting of Board, upon receipt of additional information, the Board rescinded the previously granted variance. Mr. Prosch now appeared before the Board to request that the Board reconsider its August 4 decision and reinstate the authority for a Tech-Check-Tech Program. After receiving Mr. Prosch's presentation, and after receiving comments in opposition from Mr. Stuart Vandenberg, Ms. Judy Vandenberg, Ms. Margaret Kotek, and Ms. Linda Benson, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the Board deny Mr. Prosch's request for reconsideration of the Board's August 4 decision to rescind the previously granted approval for a Tech-Check-Tech Program. The motion passed unanimously.

The next request for a variance, to be considered by the Board, was submitted in conjunction with an application for licensure for the Stearns Veterinary Outlet Store Pharmacy. Appearing before the Board to discuss this request were David Tomsche, DVM, Mr. Dick Piefer, Project Manager, and Mr. Gary Anderson, RPh. Dr. Tomsche and Mr. Piefer are requesting licensure for the Stearns Veterinary Outlet Store, and are requesting several variances related to the operation of the facility, including pharmacist coverage during regular hours of operation. After discussing the issues involved with Dr. Tomsche, Mr. Piefer, and Pharmacist Anderson, the Board directed Mr. Holmstrom to obtain additional information from the California Board of Pharmacy regarding its initiatives in the area of veterinary drug dispensing, and also to contact Pharmacist Donald Plum, who is affiliated with the University of Minnesota Veterinary Teaching Hospital, and to report back to the Board at its January meeting.

The next request for a variance, to be considered by the Board, was submitted on behalf of St. Mary's Duluth Clinic Pharmacy by Mr. Richard Krikava, Manager of Pharmacy Operations. Mr. Krikava is requesting a variance that would allow the St. Mary's Duluth Clinic Pharmacy to establish a telepharmacy site at its clinic location in Sandstone, Minnesota. The proposal would include drug dispensing using an automated drug distribution system at the Sandstone location, which would be controlled by a pharmacist in Duluth. After noting that pharmacy services are already available in Sandstone, and noting that the proposal for a telepharmacy project is being made for competitive reasons only and not solely to provide pharmacy services to under served areas, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that the issue be tabled until the January 26 meeting of the Board, and that Mr. Holmstrom be directed to invite representatives of SMDC, the existing pharmacy in Sandstone, and the existing pharmacy in nearby Hinckley to attend the meeting and discuss this proposal. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacy in Thief River Falls, Minnesota, by Mr. Gary Boehler, Vice President of Pharmacy for Thrifty Drug Stores, Inc. Mr. Boehler is proposing the establishment of a telepharmacy distribution system, operating out of what was previously a licensed pharmacy in Red Lake Falls, Minnesota. Mr. Boehler is proposing that the facility be licensed as a pharmacy and staffed on a very limited, part-time basis by a pharmacist, and that, during the hours that the pharmacist was not present, drugs would be dispensed by a technician, with the aid of computer links, back to a pharmacist in Thief River Falls. After discussing this proposal, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the proposal be denied, and that Mr. Holmstrom be directed to communicate to Mr. Boehler the fact that the Board was not prepared to license the facility as a pharmacy when no pharmacist would be on duty for a substantial portion of the time, and that Mr. Boehler should explore the option of providing actual part-time pharmacy services or pursue dispensing through technology out of the clinic itself, which would not be licensed as a pharmacy. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Thrifty Nystrom Drug in Brainerd, Minnesota, by Ms. Marie Ryan, pharmacist-in-charge. Ms. Ryan is requesting a variance that would allow an increase in pharmacy technicians beyond the standard two-technician to one-pharmacist ratio. In conformity with the Board's newly adopted policy on variance requests, the variance request by Ms. Ryan was briefly discussed and then tabled for consideration and voting at the Board's meeting of January 26.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview University Medical Center by Mr. Gary Clauson, pharmacist-in-charge. Mr. Clauson is requesting a variance to Minn. Rule 6800.3000, which would allow the University Outpatient Pharmacy to prepare and label specialized compounded prescriptions, and then courier those prescriptions to the Westgate Pharmacy location where they would be delivered to the specific patient. The labeling on the prescriptions from the University Outpatient Pharmacy would be patient-specific for each dispensing of an individual prescription. Upon discussing this variance request, the Board determined that a variance was not needed, since these would be patient specific prescriptions, and directed Mr. Holmstrom to inform Mr. Clauson that the proposed procedure is acceptable.

The next request for a variance, to be considered by the Board, was submitted on behalf of Cambridge Medical Center Pharmacy by Ms. Karen Mandt, Pharmacy Director. Ms. Mandt is requesting a variance that would allow her to utilize a pharmacist who is currently the pharmacist-in-charge at Rum River Drug, at the Cambridge Medical Center, as pharmacist-in-charge, even though the pharmacist will be reducing her hours to 0.6 FTE status upon returning from a maternity leave. Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the Board suspend its recently adopted rule and take final action on this request at this time. That motion passed. Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the variance requested by Ms. Mandt be approved. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Ely Bloomenson Hospital Pharmacy by Mr. Randall Adams, pharmacist-in-charge. Mr. Adams is requesting a variance that would allow the technician to be present in the pharmacy, without a pharmacist being present and on duty. Mr. Adams, in his request, indicates that the technician would only be allowed to perform clerical duties when the pharmacist was not present. In keeping with its decision for two readings of all variance requests, the Board tabled final consideration of this request until the Board's meeting of January 26, and directed Mr. Holmstrom to attempt to obtain additional information from Mr. Adams regarding his request.

The next request for a variance, to be considered by the Board, was submitted on behalf of Falk's Nursing Service Pharmacy, by Mr. Steven Preston, pharmacist-in-charge. Mr. Preston is requesting a variance to the pharmacist-to-technician ratio for the unit dose dispensing system utilized at Falk's Nursing Service Pharmacy for long-term care patients. Mr. Preston is requesting a variance that would allow four technicians to one pharmacist in the unit dose distribution system. In keeping with the Board's newly adopted policy on variance requests, the Board tabled final action on this request until the January 26 meeting, and directed Mr. Holmstrom to obtain additional information from Mr. Preston, and to provide Mr. Preston with the guidelines for submitting technician ratio variances, which are currently under development by the Board.

The next request for a variance, to be considered by the Board, was submitted on behalf of St. Mary's Duluth Clinic Pharmacy by Mr. Richard Krikava, Manager of Pharmacy Operations. Mr. Krikava is requesting a variance that would allow SMDC Pharmacy to provide HIV Exposure Emergency Kits to each of the SMDC Clinics. In keeping with the Board's policy on variances, the Board tabled final action on this request until the January 26 meeting, and directed Mr. Holmstrom to obtain additional information from Mr. Krikava on the number of

sites proposed to be covered by this variance, and additional information on how the emergency kits would be stored and monitored.

The Board next turned its attention to the performance of candidates for licensure by reciprocity, who have completed the reciprocity process since the last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Vern Kassekert moved and Mr. Don Gibson seconded that, having passed the Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates 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>
7469	AUDREY KAY BLACKWOOD	NV
7470	BONNIE J MATHIAS	WI
7471	MICHELE ANN RUTT MEDINA	CO
7472	RICHARD JOHN GORCOWSKI	IL
7473	JENNIFER SUE JOHNSON	IA
7475	JENNIFER ELISE LODAHL	WI
7476	DARLENE KAY KNAPP	AZ

The motion passed.

The Board next turned its attention to continuing education programs, which have been submitted and reviewed by the Continuing Education Advisory Task Force between the dates of October 12, 1999 and November 16, 1999. Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the continuing education programs, reviewed and approved by Continuing Education Advisory Task Force, be approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next reviewed a letter submitted by Canadian Pharmacist Doug Thidrickson, providing the additional information requested by the Board subsequent to its October meeting, wherein the Board entertained Mr. Thidrickson's request for internship credit for his previous work as a pharmacy intern and as a pharmacist in Canada. After reviewing the additional information provided by Mr. Thidrickson, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the Board accept Mr. Thidrickson's Canadian experience as meeting the entire 1500-hour internship requirement for applicants seeking licensure by examination in Minnesota. The motion passed.

The Board next addressed itself to a letter received from Canadian Pharmacist Chris Malanka requesting internship credit for his previous experience in Canada as a pharmacist intern and as a licensed pharmacist. Mr. Vern Kassekert then moved and Mr. Carl Benson seconded that the Board accept Mr. Malanka's experience as an intern and as a pharmacist in Canada as meeting the entire 1500-hour internship requirement for candidates for licensure by examination. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Norman Tolchiner, who is seeking reinstatement of his license to practice pharmacy in Minnesota, which he previously allowed to lapse. Mr. Tolchiner is requesting an opportunity to obtain reinstatement without having to take the practical portion of the Board Exam, which the Board has established as a requirement for reinstatement for individuals who have not been in active pharmacy practice during the time that they have allowed their license to lapse. After reviewing Mr. Tolchiner's request, Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that Mr. Tolchiner's request be denied, and that he be required to pay his back renewal fees plus late fees, complete 30 hours of continuing education, take and pass the Multistate Pharmacy Jurisprudence Examination and the Board's Practical Examination, and complete 400 hours of work in a pharmacy as a pharmacist intern in order to reinstate his license. The motion passed.


The Board next reviewed the guidelines for developing technician variance requests, which were developed by Board staff at the request of the Minnesota Pharmacists Association and others who may be interested in applying for such variances. After reviewing the draft of the guidelines, Mr. Don Gibson moved and Mr. Carl Benson seconded that the guidelines be adopted by the Board and be made available to those who may request guidance in developing technician variance proposals. The motion passed.

Mr. Holmstrom next provided the Board with a copy of an e-mail message and supporting information regarding the use of PocketScript, a new electronic prescription pad being marketed to physicians. The developer of PocketScript is requesting approval by the Board to market this product to physicians in Minnesota. After a brief discussion of the e-mail request, the Board determined that additional information would be needed, tabled the issue until the January 26 meeting, and directed Mr. Holmstrom to attempt to obtain additional information about this product.

Mr. Holmstrom next presented the Board with a survey from the Tennessee Board of Pharmacy regarding the legality of pharmacist participation in CLIA Waived Laboratory Tests. Since the question of pharmacist involvement in CLIA Waived Laboratory Tests is a new issue, about which the Board has little information, Mr. Holmstrom was directed to attempt to obtain additional information for the Board on this issue.

The Board next considered a request from Dr. Mildred S. Hanson that the issue of pharmacist dispensing of emergency contraceptive drugs, without a physician's prescription, be considered and feedback given. After discussing Dr. Hanson's letter, the Board determined that the letter was more appropriately directed to the Minnesota Pharmacists Association, and directed Mr. Holmstrom to forward the letter to that organization.

There being no further business to come before the Board at this time, President Cooper adjourned the meeting at approximately 4:20 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY-SEVENTH MEETING

At approximately 8:00 a.m., January 25, 2000, the Board of Pharmacy 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. All members of the Board were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom and the Board's Pharmacy Surveyors, Mr. Stuart Vandenberg, Mr. Leslie Kotek, and Ms. Candice Fleming.

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

**PETER A. BLOCK
LAWRENCE M. BROWN
CONNIE EILEEN GIBSON
TATYANA GRINBERG
REX LIK-SAN HUNG**

**RADHIKA GANESHI KODALI
RUTH LOGUE LA FORTUNE
SOHILA SEPEHRI
DOUGLAS DUANE THIDRICKSON**

Also present to write the Practical Examination were the following candidates for reinstatement of their licenses, which were previously allowed to lapse.

LESTER SCHRIEVER

At approximately 8:30 a.m., January 26, 2000, the Board met in Conference Room A, at the 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, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of December 7, 1999. Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the minutes of the meeting of December 7, 1999 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, Mr. Carl Benson moved to nominate Mr. Donald Gibson. 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.

For the Office of Vice President, Ms. Carol Peterson moved to nominate Mr. Carl Benson. Mr. Vern Kassekert 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 position of Executive Director, Mr. Carl Benson moved that Mr. David Holmstrom be continued as the Executive Director of the Board of Pharmacy. Mr. Donald

Gibson 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 the position of Assistant Director for Administrative Affairs, Mr. Don Gibson moved that Ms. Patricia Eggers be continued as the Assistant Director for Administrative Affairs. Mr. Carl Benson seconded the nomination. 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.

At this time, Mr. Chuck Cooper turned over the presidency of the Board to Mr. Gibson. Mr. Gibson now assumed the position as President.

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 NAPLEX and Multistate Pharmacy Jurisprudence Examination, and participation in the National Disciplinary Clearinghouse, Mr. Jeff Lindoo moved and Ms. Jean Lemberg 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 licensing examination. Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the Board approve and adopt, as its own, the current accreditation standards of the American Council on 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, when the curriculum is taught in English, by CCAPP, as the list of colleges from which the Board will accept graduates as candidates for licensure. The colleges, so listed, 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, established in Minnesota Statutes 151.10, Subdivision 2. These candidates have been examined and certified by the Foreign Pharmacy Graduate Examination Commission. Ms. Carol Peterson then moved and Mr. Jeff 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 graduates 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 application, to conduct a new pharmacy, to be reviewed by the Board was submitted on behalf of Econo Foods Pharmacy in Rochester, Minnesota, by Mr. Richard Gorcowski, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and noting that the pharmacy has already been inspected by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with

licensure, 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 Stearns Vet Outlet Pharmacy in Melrose, Minnesota, by Ms. Stacy Jo Meyer, pharmacist-in-charge. Dr. David Tomsche, DVM, Mr. Dick Piefer, Project Manager, and Mr. Gary Anderson, RPh, now appeared before the Board to discuss this application. In addition to licensure as a pharmacy, Dr. Tomsche, Mr. Piefer, and Mr. Anderson are seeking variances that would facilitate the operation of this veterinary prescription dispensing operation. The Board first considered this application at its meeting of December 7 and, at that time, tabled further consideration and directed Mr. Holmstrom to obtain additional information from the California Board of Pharmacy regarding this type of veterinary dispensing operation. After thoroughly discussing this application, it was moved and seconded that the Board grant an 18-month temporary licensure to the Stearns Vet Outlet Pharmacy, on condition that Pharmacist Anderson, or Pharmacist Meyer, or another pharmacist be on-site at least three times a week to review and certify the veterinary prescriptions that have been prepared for dispensing by the technicians at Stearns Vet Outlet, that a report back to the Board at six-month intervals take place, and that records be kept of all errors that are committed by the technicians in preparing the veterinary prescriptions for dispensing. The Board also acted to establish a task force, composed of at least one Board Member, the Board's Executive Director, another Board staff person, and others identified by Dr. Tomsche in order to further develop this issue and type of practice with the aim of developing proposed legislation for the 2001 Legislative Session. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Forest Lake, Minnesota, by Mr. Kenneth Kramer, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck 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, and subject also to Mr. Holmstrom encouraging Target Pharmacy to install larger privacy panels at the patient counseling area. The motion passed.

The final application to conduct a new pharmacy, to be reviewed by the Board, was an application for licensure of the Wal-Mart Pharmacy in Worthington, Minnesota, submitted by Ms Theresa Frederick, pharmacist-in-charge. This application was submitted to the Board Members by mail shortly after the December 7 Board Meeting, in that Wal-Mart was planning to open the pharmacy on January 25, 2000. Mr. Vern Kassekert now moved and Mr. Jeff Lindoo seconded that the Board re-affirm its decision made by mail and approve the Wal-Mart application. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance, to be discussed by the Board, was submitted on behalf of SMDC Pharmacy in Duluth, Minnesota, by Mr. Richard Krikava, Manager of Pharmacy Operations. Mr. Krikava is requesting a variance that would allow the St. Mary's Duluth Clinic Pharmacy to establish a telepharmacy site at its clinic location in Sandstone, Minnesota. The proposal would include drug dispensing, using an automated drug distribution system at the Sandstone location, which would be controlled by a pharmacist in

Duluth. This variance was subject to its first reading at the meeting of December 7, 1999, and the Board is now in conformity with the operating principles for variances that the Board adopted, discussing the proposal for the second time. Appearing before the Board, for purposes of discussing this variance request were Mr. Richard Krikava of St. Mary's Duluth Clinic Pharmacy, Mr. James Michaels, pharmacist-in-charge of Sandstone Drug, an existing pharmacy in Sandstone, Minnesota, and Mr. Bill Larson, pharmacist-in-charge of Family Drug in Moose Lake, Minnesota. Mr. Mike McEachran, pharmacist-in-charge of McEachran Drug in Hinckley, Minnesota, submitted information in writing on this issue also. After thoroughly discussing this request and determining that the proposal for implementation of a telepharmacy project was not being made to provide pharmacy services to an under-served area, but was being made for competitive purposes, Ms. Jean Lemberg moved and Mr. Carl Benson seconded that the Board deny the request. The motion passed.

The next request for a variance, to be considered by the Board, was also submitted by Mr. Krikava on behalf of St. Mary's Duluth Clinic Pharmacy. In this request, Mr. Krikava is requesting authorization for SMDC Pharmacy to provide 30 HIV Exposure Emergency Kits to 15 SMDC Clinics around northern Minnesota. Mr. Krikava explained the need for immediate prophylactic administration of a drug regimen identified by the Center for Disease Control for healthcare workers who have been exposed to body fluids of potential HIV patients. After discussing this issue with Mr. Krikava, Mr. Vern Kassekert moved and Mr. Chuck Cooper seconded that this variance request be approved on a permanent basis.

The next request for a variance, to be considered by the Board, was submitted on behalf of the Minnesota Department of Corrections by Mr. Dennis Benson, Deputy Commissioner. Now appearing before the Board to discuss this variance request were Ms. Nan Schroeder of the Department of Corrections and Mr. David Paulson, MD, Medical Director for the Minnesota Department of Corrections.

The Minnesota Department of Corrections obtains pharmacy services for the various correctional facilities in Minnesota through Spectrum Pharmacy in Oklahoma City, Oklahoma. At the Board's meeting of June 25, 1998, representatives of Spectrum Pharmacy appeared before the Board to discuss the various issues associated with providing pharmacy services from a distance to the correctional facilities in Minnesota. At that time, the Board took the position that inmates of the correctional facilities were similar to residents of long-term care facilities, insofar as pharmacy services were concerned, and that Spectrum could not install floor stock starter doses of medications in the correctional facilities, but were to be limited to emergency kits and the limitations on emergency kits found in Board of Pharmacy rules.

Ms. Schroeder and Dr. Paulson are now requesting that the Board issue a variance that would allow Spectrum to provide substantial quantities of prescription drugs as floor stock/starter doses at the correctional facilities in Minnesota.

After hearing from Ms. Schroeder and Dr. Paulson, the Board informed of the Board's operating policies regarding variances and that final action on this variance request be taken at the meeting of March 15.

The next request for a variance, to be considered by the Board, was the second reading of a request submitted on behalf of Thrifty Nystrom Drug in Brainerd, Minnesota, by Ms. Marie Jordan Ryan, pharmacist-in-charge. Ms. Ryan is requesting an increase to the ratio of pharmacy technicians authorized in a unit dose dispensing operation. Ms. Ryan is requesting a 5:1 technician-to-pharmacist ratio. After discussing this request and noting that Thrifty Nystrom is a "closed door" nursing home only pharmacy, and that unit dose dispensing lends itself to batch processing by technicians that can later be checked by a pharmacist before delivery to the home, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that Ms. Ryan's request be approved. The motion passed, with Mr. Jeff Lindoo, who left the room during the discussion, abstaining.

The next application for a variance, to be considered by the Board, was the second reading of a variance submitted on behalf of Ely Bloomenson Hospital Pharmacy by Mr. Randy Adams, pharmacist-in-charge. Mr. Adams requested a variance that would allow a pharmacy technician to be present in the pharmacy without a pharmacist being present and on duty. The technician would be limited to performing clerical duties during the hours that the pharmacist is not present. This variance request had its first reading at the meeting of December 7, 1999. After again considering this request, Mr. Charles Cooper moved and Ms. Carol Peterson seconded that the variance requested by Mr. Adams be denied. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Falk's Nursing Home Pharmacy, by Mr. Steven Preston, pharmacist-in-charge. Mr. Preston is requesting a variance to the pharmacist-to-technician ratio for the unit dose dispensing system utilized at Falk's Nursing Service Pharmacy. This variance request had its first reading at the Board's meeting of December 7, 1999. After again considering this request, Mr. Carl Benson moved and Mr. Charles Cooper seconded that, given the unique nature of "closed door" nursing home practice and the fact that preparing blister card and unit dose systems lends itself to batch processing, the variance, requested by Mr. Preston, be approved. The motion passed, with Mr. Jeff Lindoo abstaining.

The next request for a variance, to be considered by the Board, was submitted on behalf of Community Memorial Hospital Pharmacy in Winona, Minnesota, by Mr. Lloyd Pearson, pharmacist-in-charge. Mr. Pearson is requesting the opportunity to temporarily be listed as the pharmacist-in-charge of both Community Memorial Hospital Pharmacy and Parkview Pharmacy in Winona. Parkview Pharmacy is located in a medical office building attached to Community Memorial Hospital. After the Board voted to suspend its policy requiring two readings for this variance request, Mr. Charles Cooper moved and Mr. Carl Benson seconded that the Board approve Mr. Pearson's request for a six month period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview Pharmacy Services by Ms. Lisa Ganske, Regional Manager. Ms. Ganske is requesting a variance from Minn. Rule 6800.6700 regarding emergency kits. Ms. Ganske is requesting the variance specifically for Fairview Northland Pharmacy in Elk River, and is requesting that Fairview Northland Pharmacy Elk River be allowed to establish an emergency kit of medications for in-mates at the Sherburne County Jail. In conformity with the Board's newly adopted policy and variance request, the variance request by Ms. Ganske was briefly discussed and then tabled for consideration in voting at the Board's meeting of March 15.

The next request for a variance, to be considered by the Board, was also submitted on behalf of Fairview Pharmacy Services by Ms. Lisa Ganske, Regional Manager. In this request, Ms. Ganske is requesting a variance from Minn. Statutes 151.211 regarding records of prescriptions. Ms. Ganske is requesting an opportunity to store prescription records away from the licensed area of the pharmacy within the Elk River Clinic. Ms. Ganske alleges that the Fairview Northland Pharmacy in Elk River is struggling with insufficient space and the opportunity to store records at a location away from the licensed area would help. After a brief discussion, the Board directed Mr. Holmstrom to inform Ms. Ganske that the Board does not have authority to grant variances to statutory provisions, but only to Board rules. Mr. Holmstrom was further directed to suggest to Ms. Ganske that she request a variance from the Board to include the proposed records retention room in the area currently licensed as a pharmacy at Fairview Northland Elk River.

The next request for a variance, to be considered by the Board, was submitted on behalf of all Snyder Drug Pharmacies by Mr. Jerry Edwards, Vice President of Pharmacy. Mr. Edwards is requesting a variance that would allow Snyder Pharmacies to utilize an electronically accessible copy of the USP-DI "Advice for the Patient" as one of the required references. After the Board voted to suspend its policy requiring two readings of variance requests, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the request by Mr. Edwards be denied, in that the USP-DI "Advice for the Patient" reference does not contain sufficient information for use by health professionals, and that the USP-DI Volume I "Drug Information for the Health Care Professional" would be acceptable. The motion to deny was passed, with Mr. Vern Kassekert abstaining.

The next request for a variance, to be considered by the Board, was submitted by Medical Building Pharmacy by Mr. Matthew Huepfel, pharmacist-in-charge. Mr. Huepfel is requesting a variance that would allow the return of certain expensive fertility drugs to the pharmacy, as long as the drugs are returned in their original manufacturer's packaging, are returned within 60 days of dispensing, and have been stored at room temperature. Mr. Huepfel is proposing that chemical temperature sensors be attached to each medication package to assure proper storage. In conformity with the Board's newly adopted policy and variance request, the variance request by Mr. Huepfel was briefly discussed and then tabled for consideration and voting at the Board's meeting of March 15. In the meantime, Mr. Holmstrom was directed to contact Mr. Huepfel and obtain additional information about the chemical temperature sensors and for the need for Mr. Huepfel to include an informed consent statement for patients receiving fertility drugs who might wish to participate in the return of those medications.

The next request for a variance, to be considered by the Board, was submitted on behalf of Econo Family Pharmacy in Rochester, Minnesota, by Mr. Sherwood Peterson, pharmacist-in-charge. Mr. Peterson is requesting an extension of a previously granted variance allowing Econo Family Pharmacy to accept, for return and credit, specific fertility medications that have been previously dispensed. Mr. Jeff Lindoo then moved and Mr. Vern Kassekert seconded that the extension requested by Mr. Peterson be approved for a one year period of time, on condition that Mr. Peterson attach chemical temperature sensors to the products being dispensed in order to assure proper storage conditions. The motion passed, with Ms. Jean Lemberg voting in opposition.

The next request for a variance, to be considered by the Board, was submitted on behalf of Rochester Methodist Hospital Pharmacy by Ms. Karen Bergrud, pharmacist-in-charge. Ms. Bergrud is requesting an extension of a previously granted variance allowing Rochester Methodist Hospital Pharmacy to accept, for return and credit, specific fertility medications that have been previously dispensed. Mr. Jeff Lindoo then moved and Mr. Vern Kassekert seconded that the extension requested by Ms. Bergrud be approved for a one year period of time, on condition that Ms. Bergrud attach chemical temperature sensors to the products being dispensed in order to assure proper storage conditions. The motion passed, with Ms. Jean Lemberg voting in opposition.

The next request for a variance, to be considered by the Board, was submitted on behalf of Omnicare Pharmacy-Twin Cities by Ms. Kathryn Rath, pharmacist-in-charge. Ms. Rath is requesting an extension of a previously granted variance that allows the use of the Omnicell Pharmacy Module, at St. Benedict's Center in St. Cloud and at the University Good Samaritan Center in Minneapolis. After discussing this request for an extension of the variance, Mr. Chuck Cooper moved and Mr. Vern Kassekert seconded that the Board extend the previously granted for a period of 90 days, and that Mr. Holmstrom be directed to invite representatives of Omnicare Pharmacy-Twin Cities to the Board's March meeting to discuss the long-term status of this variance. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Pediatric Home Service Pharmacy by Ms. Jill Liebers, pharmacist-in-charge. Ms. Liebers is requesting an extension of a previously granted variance that provides an exemption for Pediatric Home Services from the requirements of Minn. Rule 6800.1050, Subpart 2, relating to pharmacy equipment. After discussing this request, Mr. Chuck Cooper moved and Mr. Jeff Lindoo 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 considered by the Board, was submitted on behalf of United Pharmacy Associates by Mr. Kevin Edel, pharmacist-in-charge. Mr. Edel is requesting an extension and an amendment to a previously granted variance that allows UPA to provide emergency kits at five local detox centers. Mr. Edel is requesting an extension of this variance and an amendment to include the Hazeldon Center for Youth and Families in Minneapolis to the list of detox centers, utilizing these emergency kits. Mr. Carl Benson then moved and Mr. Chuck Cooper seconded that the previously granted variance be amended, as requested by Mr. Edel, and that it be extended for an additional one year period of time. The motion passed.

The next three requests for variances, to be considered by the Board, were submitted on behalf of Care Alliance Pharmacy by Ms. Jill Hutchinson, pharmacist-in-charge, on behalf of Omnicare Pharmacy-Twin Cities by Ms. Kathryn Rath, pharmacist-in-charge, and on behalf of United Pharmacy Associates by Mr. Kevin Edel, pharmacist-in-charge. These individuals indicated, in their requests, that the United States Pharmacopoeia has changed the guidelines for dating of single-use packages in the 2000 Edition of the USP, and these individuals are thus requesting a variance to the Board rules regarding expiration dating that are allegedly in conflict with the expiration dating standards of the USP. After discussing this issue, Mr. Chuck Cooper moved and Ms. Carol Peterson seconded that Mr. Holmstrom confirm the expiration date standards in the USP and, if they have changed, the Board grant the variances requested by Care

Alliance, Omnicare, and UPA so as to remain in conformity with USP standards. The motion passed.

The final request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacy in Hastings, Minnesota, by Ms. Patricia DeLaPointe, Long Term Care Manager. Thrifty White recently purchased Eddy's Pharmacy of Hastings, Minnesota. Previously, Eddy's Pharmacy had received a variance from the Board to accept medications being returned for credit, which were originally dispensed to the Dakota County Jail using a 31-day blistercard medication system. Ms. DeLaPointe is now requesting an extension of the variance for Thrifty White Drug of Hastings. Mr. Carl Benson then moved and Mr. Chuck Cooper seconded that the Board allow the previously granted variance to be transferred to Thrifty White Drug, and that it be extended indefinitely as long as the packaging and dispensing of medications to the Dakota County Jail remain unchanged. The motion passed.

At this time, Pharmacy Board Surveyor Stuart Vandenberg appeared before the Board to present a report on the Annual Meeting of the National Association of State Controlled Substance Authorities in Boise, Idaho. At the conclusion of Mr. Vandenberg's report, the Board received a report from Ms. Jean Lemberg regarding her attendance at the Annual Meeting of the Citizen's Advocacy Center.

The Board next welcomed Mr. John Choi to the meeting. Mr. Choi is a local attorney representing Carter Wallace, a drug company that markets Soma (Carisoprodol). Soma is currently under consideration for scheduling as a controlled substance at the federal level, and has been for several years. Soma was made a Schedule IV controlled substance in Minnesota during the 1997 Legislative Session, but the effective date of that legislation was deferred. Carter Wallace, through Mr. Choi, has indicated a desire to develop legislation that would again delay the effective date in the hopes that DEA will take final action on the issue during the next year. After discussing the issue with Mr. Choi, Mr. Carl Benson moved that the Board support the legislation being proposed by Carter Wallace. The motion died for lack of a second.

After additional discussion, Mr. Jeff Lindoo then moved and Ms. Carol Peterson seconded that the Board take the position that it will not oppose legislation to extend the effective date of the scheduling of Soma. The motion passed, with Mr. Chuck Cooper and Mr. Vern Kassekert voting in opposition.

At this time, Mr. Tom Barrett, Program Manager at HPSP, and Mr. Henry Capiz, Board of Pharmacy representative to HPSP, appeared before the Board to provide the Board with a summary of HPSP activities over the previous year. After receiving this report, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board re-appoint Henry Capiz as the Board's representative at HPSP for another year, and that the Board appoint Don Gibson as the alternate to Mr. Capiz. The motion passed.

At this time, Mr. Jerry Edwards, Vice President of Pharmacy Operations for Snyder Drug, appeared before the Board to discuss a proposal for drive-up services at Snyders' Highland Park Pharmacy. Due to the unique nature of the pharmacy in Highland Park, and certain St. Paul zoning ordinances, Snyders' proposal does not involve a window through which the pharmacist can directly observe the patient. All communications would be accomplished through the used

of closed circuit television. After thoroughly discussing this issue, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the Board approve the concept presented by Mr. Edwards. The motion passed.

Now appearing before the Board were Ms. Judy Cook and Mr. Matt Lemke, representing the Minnesota Retail Merchants Association, which is the lobbying arm of the chain drug industry in Minnesota, Ms. Mary Evans and Mr. David Ewald, representing the Minnesota Pharmacists Association, and Mr. David Fuhs, representing the Minnesota Society of HealthSystem Pharmacists, to discuss the issue of ratios of pharmacy technicians-to-pharmacists in Minnesota. MRMA has drafted a piece of proposed legislation that would change the ratio by exempting, from the ratio, up to two technicians who have been certified by the pharmacy technician certification Board, or other nationally recognized technician certification agencies. This would result in a potential ratio of four technicians, two certified technicians, and two non-certified technicians per pharmacist. Mr. Ewald presented information on the position taken by MPhA, which would exempt, from the technician ratio, one certified technician per **pharmacy**. Mr. Fuhs presented the position of MSHP, which is that the technician ratio should not be changed and that the Board of Pharmacy should be allowed to deal with increased technician-to-pharmacist ratios on the basis of variances that would allow the Board to determine the safety of proposed technician ratios on a case-by-case basis. After a lengthy discussion, President Gibson conducted an informal poll of the Board members, wherein Ms. Carol Peterson, Mr. Chuck Cooper, Ms. Jean Lemberg, and Mr. Carl Benson expressed support for keeping the ratio as it currently is, and Mr. Jeff Lindoo and Mr. Vern Kassekert expressing support for exempting one certified technician per pharmacist. Mr. Gibson indicated that he supported the position taken by MPhA, which would exempt one certified technician per **pharmacy**. Additional discussion was then held after which Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that the Board support MPhA's position of one certified technician being exempt from the ratio per **pharmacy**. The motion passed, with Mr. Chuck Cooper voting in opposition.

Mr. Holmstrom next provided the Board with scores from candidates for licensure by reciprocity. After a review of the performance of the candidates for licensure by reciprocity, Mr. Carl Benson moved and Ms. Carol Peterson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7504	KERI BICKING	NJ
7503	MARK T. BREWER	LA
7478	AMY P. DRUMMOND	ND
7479	MICHELLE KOTTEN	CO
7501	DARCI A. LANG	KS
7480	MARK D. MATHIASON	UT
7481	MARK W. THOMAS	TX
7477	CASSONDRA M. WHITE	IA

The motion passed.

Mr. Holmstrom next presented the Board with information and a request from PocketScript, Inc., requesting permission for physicians and other prescribers, licensed in Minnesota, to prescribe medications via a fax machine or direct computer connections with pharmacies in Minnesota. After reviewing the data, submitted by PocketScript, Inc., Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the Board communicate its authorization to PocketScript for this system, as long as the prescription does not become altered by third parties during its transmission, and that the patient maintain freedom of choice as to pharmacy. The motion passed.

Mr. Holmstrom next presented, to the Board, a memo from Pharmacy Board Surveyor Stuart Vandenberg, who visited a shelter for the homeless in St. Paul, at the request of a pharmacist who had been contacted by the shelter to provide volunteer dispensing services using sample medications provided by volunteer physicians. After reviewing Mr. Vandenberg's report, the Board took the position that, if Board Surveyors make yearly inspection visits to these "free clinics," any pharmacist volunteering there can do so without violating the Board's position that pharmacists dispensing medications may do so only from a licensed location.

Mr. Holmstrom next presented the Board with a letter from Novotec Systems, Inc., requesting Board approval for pharmacies to use Novotec's SureCount Digital Scale in place of the traditional torsion balance for weighing ingredients used in compounding in a pharmacy. After reviewing the information, submitted by Novotec, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the Board approve the use of the Novotec's SureCount Digital Scale in lieu of the traditional torsion balance. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from researchers at the University of Wisconsin, who are conducting a double-blind study of certain medications that may involve Minnesota residents. The researchers are requesting that they not be required to obtain licensure as a non-resident pharmacy, in that this is a research project of very limited duration. After reviewing the information from the University of Wisconsin, Mr. Carl Benson moved and Mr. Jeff Lindoo seconded that the Board waive the licensure requirement for this project only. 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 November 16, 1999, and January 11, 2000. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Jeff Lindoo 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 provided the Board with information regarding the NABP Annual Meeting, scheduled for May 6-10, 2000, in Nashville, Tennessee. After discussing the value of attending NABP meetings and networking with counterparts in other states, Ms. Carol Peterson moved and Mr. Carl Benson seconded that all Board members, the Board's Executive Director, and the Board's new Pharmacy Surveyor be authorized to attend the NABP meeting at Board expense. The motion passed.

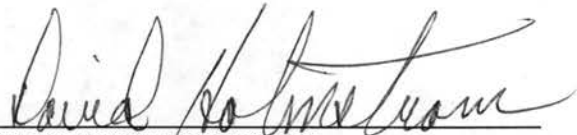
The Board next addressed the issue of future meeting dates for the remainder of the Year 2000 and into January of 2001. The following schedule was adopted:

March 15, 2000	Business Meeting
April 26, 2000	Business Meeting
May 6-10, 2000	NABP Annual Meeting
June 6, 2000	Board Examination
June 7, 2000	Business Meeting
July 26, 2000	Business Meeting
August 10-12, 2000	District V Annual Meeting
September 13, 2000	Business Meeting
October 24, 2000	Business Meeting
December 6, 2000	Business Meeting
January 23, 2001	Board Examination
January 24, 2001	Business Meeting

There being no further business at this time, President Don Gibson adjourned the meeting at approximately 4:40 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY-EIGHTH MEETING

At approximately 8:30 a.m., March 15, 2000, the Board of Pharmacy met in Conference Room A, at the 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 January 25, 2000. After making a minor correction to the minutes, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the minutes of the meeting of January 25 and 26, 2000, be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Custom Compounding Pharmacy in Northfield, Minnesota, by Mr. Rob Anderson, pharmacist-in-charge. In this application, Mr. Anderson is seeking a second pharmacy license for space currently occupied by Medicap Pharmacy, of which Mr. Anderson is also pharmacist-in-charge. After a lengthy discussion of Mr. Anderson's request, the application for licensure of Custom Compounding Pharmacy was tabled and Mr. Holmstrom was directed to invite Mr. Anderson to attend the Board's April meeting, in order to provide additional information about this proposal.

The second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Thrifty White Drug in Red Lake Falls, Minnesota, by Mr. William Miller, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper 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, with Mr. Jeff Lindoo abstaining.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Brainerd, Minnesota, by Ms. Ame Hillesheim, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, 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, with Mr. Vern Kassekert abstaining.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Chaska, Minnesota, by Mr. Brian Erdman, pharmacist-in-charge. After noting that this pharmacy has already been inspected by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that the application be approved and a license issued. The motion passed, with Mr. Vern Kassekert abstaining.

The fifth, and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy in Rochester, Minnesota, by Mr. David Cooper, pharmacist-in-charge. After noting that this pharmacy has already been inspected by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, Mr. Vern Kassekert 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 item 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. Michael T. Pliner. The stipulation was developed subsequent to a conference held February 2, 2000, with Mr. Pliner, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Pliner. Mr. Pliner now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Pliner, Mr. Carl Benson moved and Mr. Vern Kassekert 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. Terri C. Stephens. The stipulation was developed subsequent to a conference, held February 23, 2000, with Ms. Stephens, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Ms. Stephens. Ms. Stephens now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Ms. Stephens, Mr. Jeff Lindoo 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 a petition for the reinstatement of his license to practice pharmacy by Mr. Daniel E. Astrup. Mr. Astrup and the Board entered into a stipulation and order, dated June 23, 1999, calling for the suspension of Mr. Astrup's license to practice pharmacy. Mr. Astrup has now met the requirements for reinstatement of that license and has petitioned the Board to do so. Mr. Astrup now personally appeared before the Board to discuss his reinstatement request. After hearing from Mr. Astrup and discussing the conditions of probation, outlined in the June 23 stipulation and order, should Mr. Astrup's license be reinstated, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board reinstate Mr. Astrup's license to practice, and that he be placed on probation in accordance with the stipulation and order. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The first request for a variance was submitted on behalf of Walgreen Pharmacies and relates to a proposal to implement a centralized prescription refill center in Minnesota. Now appearing before the Board to discuss this proposal was Ms. Audrey Neely and Mr. Mike Simko of Walgreens.

Walgreens' proposed centralized prescription refill center would be established in an existing Walgreens Pharmacy, and would operate out of the pharmacy's prescription department at night, after regular store hours. The pharmacy selected as the centralized prescription center would not be open to the public during the hours it is being operated as the refill center. The proposal is that prescriptions, requested for refilling at five Walgreen Pharmacies, would be diverted to the centralized prescription refill center for filling at night, and would then be transported back to the originating pharmacy by 10:00 a.m. the following day.

As part of this proposal, Walgreens is requesting a variance to the technician-to-pharmacist-ratio, and proposes to utilize five technicians, one pharmacist, and one clerk to operate the centralized prescription refill center.

In keeping with its established procedure of requiring consideration of variance requests at two consecutive Board meetings, the Board thanked Ms. Neely and Mr. Simko for their presentation, and indicated that the Board will consider the request a second time at its meeting of April 26, 2000, and will vote on it at that time.

At this time, Ms. Nannette Schroeder, Director of Health Services for the Minnesota Department of Corrections, and Dr. David Paulson, also from the Department of Corrections, appeared before the Board for discussion and the second reading of the variance request relating to starter dose supplies at various Minnesota Correctional Facilities. After a lengthy discussion of the issues with Ms. Schroeder and Dr. Paulson, Mr. Chuck Cooper moved and Mr. Vern Kassekert seconded that the Board authorize up to two 30-dose blister cards of not more than 50 drugs be authorized for each correctional facility, and that each blister card be accompanied by a sign-out sheet for identification of the nurse removing a dose from the card and of the prisoner who receives the dose. This approval would be valid until June 30, 2001, and the Department of Corrections would be required to report back, by the end of April, with a list of drugs being stocked in each facility, and to report back in September on the amounts stocked in each facility, the amounts used of each drug in each facility, and any errors in administration of starter doses that occurred in each facility. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Coborn's Pharmacy in Sauk Centre, Minnesota, by Mr. Dennis Heinen, pharmacist-in-charge. Mr. Heinen is seeking a variance that would allow Coborn's to supply an emergency kit of drugs for St. Michael's Hospice, which contains controlled substances. Under Mr. Heinen's proposal, the emergency kit would be stored in the pharmacy at St. Michael's Hospital, and would be accessed by hospice nurses only as the need arises. Mr. Chuck Cooper then moved and Ms. Carol Peterson seconded that the Board suspend its policy of two readings for variance requests and approve the request, by Mr. Heinen, 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 Lake Region Hospital by Mr. Gerald Peterson, pharmacist-in-charge. Mr. Peterson is requesting an extension to a previously granted variance that allows Lake Region Hospital Pharmacy to prepack certain limited quantities of drugs for after-hours emergency room

dispensing at Lake Region Hospital. After a brief discussion, Mr. Peterson's request for an extension was tabled, and Mr. Holmstrom was directed to obtain additional information on the amount of use of these emergency room prepack drugs, and whether there is a continuing need for this variance.

The next request for a variance, to be considered by the Board, was submitted on behalf of Thrifty White Pharmacies, by Ms. Patricia DeLaPointe, Long-term Care Manager. Ms. DeLaPointe is requesting a variance to the Board's rule regarding expiration dates on re-packaged medications in conformity with the USP's recently announced expiration date change. Mr. Carl Benson then moved and Mr. Chuck Cooper seconded that the Board suspend its policy of two readings for variance requests and approve the request by Ms. DeLaPointe. The motion passed with Mr. Jeff Lindoo abstaining.

The next request for a variance, to be considered by the Board, was submitted on behalf of Ott Pharmacy in Deer River, Minnesota, by Mr. Robert Ott, pharmacist-in-charge. Mr. Ott is requesting an extension of a previously granted variance that allows Ott Pharmacy to pre-package small amounts of medication for dispensing by physicians at the Remer Clinic in Remer, Minnesota. After discussing Mr. Ott's request, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

At this time, Mr. Howard Juni and Mr. Dan Fremont, representing Omnicare Pharmacy-Twin Cities, appeared before the Board to discuss an extension of the variance that allows Omnicare to utilize automated dispensing systems at two long-term care facilities in Minnesota. After a thorough discussion of the use of the automated dispensing systems at Omnicare Pharmacy with the Board, Mr. Juni requested that the Board authorize Omnicare to move the automated dispensing system, that had previously been employed at University Healthcare Center, to a long-term care facility in Red Wing, served by Omnicare Pharmacy, and to extend the use of the automated dispensing equipment at St. Ben's Home in St. Cloud. Mr. Chuck Cooper then moved and Mr. Carl Benson seconded that the existing variance be modified to allow the transfer of the automated dispensing equipment from University Healthcare Center in Minneapolis to the long-term care center in Red Wing, and to extend the variance, authorizing the use of this equipment at Red Wing and St. Cloud until the end of December of 2000. The motion passed.

The next request for a variance was submitted by Mr. Thomas Dickson, Pharmacy Supervisor at Mercy Hospital in Moose Lake, Minnesota. Mr. Dickson is requesting an extension of a previously granted variance that allows an emergency kit of medications for hospice patients to be maintained at Mercy Hospital. After noting, in Mr. Dickson's request, that there is some question about whether the emergency kit continues to exist at Mercy Hospital, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that Mr. Dickson's request for an extension of the previously granted variance be denied. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Stadtlanders Pharmacy in Arden Hills, Minnesota, by Ms. Teresa Berge, pharmacist-in-charge. Ms. Berge is requesting an extension of a previously granted variance allowing Stadtlanders to accept the return and re-issue of certain expensive infertility treatment

medications. After reviewing the list of medications, submitted by Ms. Berge, as included in this variance, Mr. Jeff Lindoo moved and Ms. Carol Peterson seconded that the Board authorize a one-year extension of the previously granted variance, but that the drugs Lupron® and Humegon® be deleted from the authorization for returns and re-issuance, and that temperature sensor strips be included in the packaging of each medication dispensed under this protocol by Stadtlanders. The motion passed, with Ms. Jean Lemberg voting in opposition.

During the discussion of the Stadtlanders variance request, the Board determined that additional information on the medications involved in fertility treatment, and the effect of temperature spikes on the medications was needed, and that additional information was also needed on the temperature sensor strips and policies addressing the issue of temperature spikes. Mr. Holmstrom was directed to look into the issue of temperature sensor strips and policies, and Mr. Vern Kassekert volunteered to obtain information on the drugs used in fertility treatment and the effect of temperature spikes on those drugs.

The next request for a variance, to be considered by the Board, was submitted on behalf of WJ Nursing Care Pharmacy by Mr. C. Dennis McDonough, pharmacist-in-charge. Mr. McDonough is requesting an extension of the previously granted variance allowing WJ Nursing Care Pharmacy to accept returns for re-issuance of certain expensive fertility medications. After a discussion of Mr. McDonough's request for an extension, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for a one-year period of time, but that Mr. McDonough be informed that Progesterone and Humegon® will not be allowed to be part of the variance, and that temperature sensor strips must be included in the packaging of all drugs dispensed under the policies and procedures associated with this variance request. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview Northland Pharmacy-Elk River, by Ms. Lisa Ganske, Regional Manager for Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow Fairview Northland Pharmacy-Elk River to provide a supply of prepackaged medications to the Fairview Elk River Urgent Care Clinic for dispensing by physicians after regular pharmacy hours. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave Ms. Ganske's request its first reading, and will consider it for the second time at the Board's meeting of April 26.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview Northland Pharmacy-Princeton, by Ms. Lisa Ganske, Regional Manager for Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow Fairview Northland Pharmacy-Princeton to provide a supply of prepackaged medications to the Fairview Princeton Urgent Care Clinic for dispensing by physicians after regular pharmacy hours. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave Ms. Ganske's request its first reading, and will consider it for the second time at the Board's meeting of April 26.

The next request for a variance, to be considered by the Board, was submitted on behalf of Methodist Hospital Pharmacy by Mr. Ronald Kitzmann, pharmacist-in-charge. Mr. Kitzmann is requesting a variance relating to the expiration date of prepackaged medications in conformity with the newly announced expiration date guidelines from the United States Pharmacopoeia. Mr. Vern Kassekert then moved and Mr. Carl Benson seconded that the Board suspend its policy of two readings for variance requests and approve the request by Mr. Kitzmann. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of the Veteran's Home Pharmacy by Ms. Mary Wahlquist, pharmacist-in-charge, and Mr. Stephen Musser, Acting Administrator. Mr. Musser and Ms. Wahlquist are requesting a variance that would allow a key to the pharmacy to be placed in a sealed envelope and kept in the Administrator's office for use in the event of emergencies. Mr. Vern Kassekert then moved and Mr. Carl Benson seconded that the Board deny the request for a variance. Upon a roll call vote, the vote was three in favor of denying the request for a variance, and three opposing the motion to deny. President Gibson then voted to break the tie, and he voted to oppose the motion to deny the variance request. After additional discussion, the request for a variance was tabled and Mr. Holmstrom was directed to contact Ms. Wahlquist to obtain additional information regarding whether there is an OSHA or other Fire Marshall requirements that might come into play regarding access to the pharmacy.

The next request for a variance was submitted on behalf of Fairview Lino Lakes Pharmacy by Mr. Bill Schommer, Fairview Pharmacy Services. Mr. Schommer is requesting a variance that would allow the Fairview Lino Lakes Pharmacy to utilize the Automated Drug Dispensing System technology to serve four Fairview Urgent Care Centers with medications. The urgent care centers, served by the Lino Lakes Pharmacy, would be in Eagan, Highland Park, Eden Prairie, and the Oxboro Clinic in Bloomington. During the discussion of this request, it was noted that the Oxboro Clinic in Bloomington is within one block of a licensed pharmacy providing 24-hour a day services, raising the question of why an automated drug dispensing system is needed. After additional discussion, the Board tabled Mr. Schommer's request until the April meeting, and directed Mr. Holmstrom to invite Mr. Schommer and Mr. Robert Beacher, of Fairview Pharmacy Services, to attend the April meeting to further discuss this issue.

The next request for a variance involved the second reading of a request by Mr. Matt Huepfel, pharmacist-in-charge at the Allina Medical Building Pharmacy in Minneapolis, Minnesota, requesting a variance for the return and re-issuance of certain expensive fertility medications. After a brief discussion of Mr. Huepfel's request, the Board declined to take final action on the variance and directed Mr. Holmstrom to invite Mr. Huepfel to the April 26th meeting of the Board to further discuss this issue.

The next request for a variance, receiving its second reading, was submitted on behalf of Fairview Northland Pharmacy-Elk River by Ms. Lisa Ganske, Regional Manager. Ms. Ganske is requesting that an emergency kit for the inmates of the Sherburne County Jail be authorized for Fairview Northland Pharmacy-Elk River. After discussing the need for an emergency kit for a county lock-up facility, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that the variance, requested by Ms. Ganske, be approved for a one year period of time, and that the emergency kit be subject to the same provisions as the Board rules contained for nursing homes.

The next request for a variance, to be considered by the Board, was also submitted on behalf of Fairview Northland Pharmacy-Elk River. This variance request would allow the return of unused medication, from Sherburne County Jail by Fairview Northland Pharmacy-Elk River, under conditions identical to that applicable to the return of medications from nursing homes. After noting that the policies and procedures proposed would call for the returned medication to be removed from the blister cards and, temporarily, stored in a prescription vial before being re-dispensed, Mr. Jeff Lindoo moved and Mr. Chuck Cooper seconded that the Board suspend its policy for two meetings of variance requests, and approve the return of medications from the Sherburne County Jail by Fairview Northland Pharmacy-Elk River, but that the policies and procedures be required to be changed to keep the returned medications in the properly labeled blister cards until they are re-dispensed. The motion passed.

The Board next addressed itself to the performance of the candidates for licensure by reciprocity, who have taken the Reciprocity/Jurisprudence Exam since that Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded, that having passed the Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7505	JEFF A. LACHELT	WA
7508	CYNTHIA A. GRANUM	ND
7509	JERALD K. GROOTERS	CO
7510	TRISH E. KANOUS	ID
7511	ERIK OVERBY	WI
7513	LISA A. FRATAMICO	PA
7514	CARL MOLLICK	NE
7515	RUTH A. RETTERER	IL
7516	CHRISTINA S. ELSBERND	KS
7518	FRANK E. NEVILLE	NC

The Board next turned its attention to continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force between the dates of January 11, 2000 and February 8, 2000. Mr. Jeff Lindoo then moved and Mr. Chuck Cooper seconded that the continuing education programs, reviewed and approved by the Continuing Education Advisory Task Force, be 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 draft copy of a letter proposed to be used for recording of continuing education participation, by Minnesota pharmacists, for the continuing education period of October 1, 1998 to September 30, 2000. After reviewing the draft letter, the Board authorized Mr. Holmstrom to proceed with sending this letter to all Minnesota pharmacists for reporting continuing education participation.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Jennifer Ifill, a pharmacist from Manitoba, Canada, who is seeking an opportunity to sit for the licensing exam in Minnesota in June. Ms. Ifill is requesting that the Board recognize her work experience as a pharmacist-intern and as a pharmacist in Manitoba as meeting the Board's 1500-hour internship requirement, which is a prerequisite for examination as a pharmacist in Minnesota. After reviewing Ms. Ifill's experience, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the Board accept Ms. Ifill's previous experience as an intern and as a pharmacist in Canada as meeting all 1500 hours of internship experience required by the Board. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Mr. Gerardo Garcia. Mr. Garcia is a foreign pharmacy graduate from the Philippines, who is in the process of obtaining certification by the Foreign Pharmacy Graduate Examination Commission, and is seeking the Board's permission to fulfill the internship requirements at PHI Pharmacy in Saipan, Northern Mariana Island (a U.S. Commonwealth). After reviewing Mr. Garcia's letter, Mr. Jeff Lindoo moved and Mr. Carl Benson seconded that Mr. Garcia be informed that once he has become certified by the Foreign Pharmacy Graduate Examination Commission, he can obtain up to 1,000 hours of internship in Saipan, using Minnesota internship forms for recording those hours, but the remaining 500 hours of internship must be earned in Minnesota or another state in the United States. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from USCO Logistics regarding licensure as an out-of-state wholesale distributor. After reviewing the information submitted by USCO Logistics, Mr. Jeff Lindoo moved and Mr. Vern Kassekert seconded that Mr. Holmstrom inform USCO Logistics that licensure as a wholesale distributor will be required. The motion passed.

The Board next considered issues involving the NABP Annual Meeting. After a brief discussion, Mr. Don Gibson was appointed as the Board's official delegate for voting matters at the NABP Annual Meeting, and Mr. Carl Benson was appointed as the alternate.

Mr. Holmstrom next provided the Board with copies of the final internal audit report for the Minnesota Board of Pharmacy, conducted by the Minnesota Department of Finance. It was noted that, with the exception of a few minor items, the internal audit came out well.

Mr. Holmstrom next led a discussion of various legislative issues currently making their way through the State Legislature, and described the impact that these potential pieces of legislation might have on the Board. No formal action on any of these issues was required by the Board.

There being no further business requiring action by the Board at this time, President Gibson adjourned the meeting at approximately 4:00 p.m.


PRESIDENT


EXECUTIVE DIRECTOR

Minnesota Board of Pharmacy

SEVEN HUNDRED AND TWENTY NINTH MEETING

At approximately 9:00 a.m., April 26, 2000, the Board met in the University Room, at the 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.

The meeting began with the introduction of new Board Member Betty Johnson, who was appointed by Governor Ventura to replace Board Member Jeff Lindoo. Also introduced to the members of the Board was Ms. Michele Boock, recently hired as a Pharmacy Board Surveyor.

After reviewing, amending, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of March 15, 2000. Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that the minutes be approved as written. The motion passed.

Board Member Carol Peterson now requested that the Board establish meeting dates for the first quarter of calendar year 2001. The Board set meeting dates for the beginning of 2001 as follows:

January 9, 2001	Board Examination
January 10, 2001	Business Meeting
March 7, 2001	Business Meeting
April 25, 2001	Business Meeting

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was a reconsideration of an application, submitted on behalf of Custom Compounding Pharmacy in Northfield, Minnesota, by Mr. Rob Anderson, pharmacist-in-charge. Mr. Anderson now personally appeared before the Board to discuss this application, and how Custom Compounding Pharmacy relates to Medicap Pharmacy, which is housed at the same address. After thoroughly discussing the issues surrounding this application with Mr. Anderson, and carefully reviewing the application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Vern Kassekert 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 HealthEast Woodwinds Hospital Pharmacy, in Woodbury, Minnesota, by Mr. Dean Huska, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper 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 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hy-Vee Pharmacy in Marshall, Minnesota, by Ms. Linda Kunz, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed

pharmacy, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion on an on-site inspection, by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure, and with special attention being paid to the adequacy of the patient counseling area. The motion passed.

The fourth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Medicine Shoppe Pharmacy, 217 Paul Bunyan Dr. NW, in Bemidji, MN, by Mr. Richard Chernugal, pharmacist-in-charge. After noting that there is already a licensed pharmacy known as the Medicine Shoppe Pharmacy at 217 Paul Bunyan Dr. NW, in Bemidji, MN, operated by Mr. Chernugal, the Board tabled the application and directed Mr. Holmstrom to contact Mr. Chernugal for clarification.

The next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Sam's Pharmacy in Fridley, MN, by Ms. Shirley Paroczai, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Sam's Pharmacy in St. Louis Park, MN, by Mr. George Sarnicki, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Sam's Pharmacy in White Bear Lake, MN, by Mr. Jess Brown, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Burnsville, MN, by Ms. Patricia Hintze, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Betty Johnson 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. Vern Kassekert abstaining.

Mr. Holmstrom next presented, to the Board, concerns raised by Pharmacy Board Surveyors Les Kotek, Candice Fleming, and Michele Boock, regarding the proposed operation

and the policies and procedures being developed by Stearns Vet Outlet Pharmacy, and the proposed manner of operation of that new pharmacy. After a brief discussion, of the action taken by the Board at its last meeting, the Board re-affirmed its desire to allow licensure of Stearns Vet Outlet Pharmacy, under the unique circumstances discussed at the March meeting, and indicated its desire to proceed with discussions that may lead to legislation creating a new category of licensure for veterinary-only pharmacies in Minnesota.

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. Robert Holley, Legal Counsel for the Board, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Ronald L. Schipper. The stipulation was developed subsequent to a conference, held February 29, 2000, with Mr. Schipper, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Schipper. Mr. Schipper now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Schipper, Mr. Carl Benson moved and Mr. Vern Kassekert 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 Board next turned its attention to the review of variance requests that have been submitted to the Board. The first variance request, to be reviewed by the Board, was the second reading of an extension request, submitted on behalf of Lake Region Hospital Pharmacy by Mr. Gerald Peterson, pharmacist-in-charge. Mr. Peterson is requesting an extension of a previously granted variance that allowed after-hours emergency room dispensing at Lake Region Hospital. The extension request received its first reading at the Board's March 15 meeting. After reviewing the additional information, submitted by Mr. Peterson as part of his request for an extension, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that the previously granted variance be extended for an additional two year period of time. The motion passed.

The Board next began consideration of new variances, which are receiving their second readings. The first such variance request was submitted on behalf of Allina Medical Building Pharmacy by Mr. Matt Huepfel, pharmacist-in-charge. Mr. Huepfel is requesting an opportunity to accept returns of certain expensive fertility drugs, which have previously been dispensed to patients. Mr. Huepfel now personally appeared before the Board to discuss his variance request.

After thoroughly discussing the issues involved with Mr. Huepfel, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the Board grant the variance, requested by Mr. Huepfel, but only until September 1, 2000, and that Mr. Holmstrom inform all other pharmacies, that have previously received a similar variance, that those variances will also expire on September 1. The motion passed.

The next request for a variance, receiving its second reading, was submitted on behalf of Fairview Pharmacy Services by Mr. Bill Schommer, Fairview Regional Manager. Mr. Schommer is requesting a variance that would allow Fairview Lino Lakes Pharmacy to utilize an automated drug dispensing system to serve four Fairview Urgent Care Centers with medications. Mr. Schommer and Mr. Robert Beacher, Administrative Director of Fairview Pharmacy Services, now personally appeared before the Board to discuss the requested variance. After a

lengthy discussion of the issues involved in automated drug dispensing systems/telepharmacy, Mr. Chuck Cooper moved that Mr. Schommer's request for a variance be approved. The motion died for lack of a second motion. President Gibson then requested additional discussion. After discussing the issue further with Mr. Schommer and Mr. Beacher, Mr. Chuck Cooper again moved that the variance be approved for a one year period of time. Ms. Jean Lemberg seconded the motion. The motion passed.

The next request for a variance, receiving its second reading, was submitted on behalf of Walgreens Pharmacies by Ms. Audrey Neely and Mr. Mike Simko, from Walgreens Corporate Office. Ms. Neely is requesting an opportunity to utilize a five-technician to one-pharmacist ratio during overnight hours at one specified Walgreens Pharmacy, which is proposed as a pilot project to test the concept of a refill center pharmacy that would serve five regular Walgreens Pharmacies. During the overnight hours of operation of the refill center pharmacy, the pharmacy would not be open to the public, would not be receiving telephone calls, and would be refilling only those prescriptions that had authorized refills available. If any DUR problems were detected by the refill center pharmacy, the filling operation would cease and the prescription would be returned to the appropriate community pharmacy. Under the proposal, no controlled substance prescriptions would be refilled and no partial fills would be dispensed. After a lengthy discussion, during which conditions of operation were developed, including: a six month time limit on the variance from the date of beginning operation; feedback from the pharmacies, whose prescriptions were diverted to the refill center, would be made available to the Board; all dispensing errors must be documented and made available to the Board; all technicians involved must have at least six months experience as a technician at Walgreens' Pharmacies; all technicians must have completed the Walgreens' Technician Training Program; all technicians must either be certified or working towards certification; a list of the stores involved must be provided to the Board; and a status report must be made to the Board at its September Board meeting. Ms. Betty Johnson seconded the motion for the sake of formal discussion. After additional and formal discussion, President Gibson called for the vote. The motion to approve the variance with the stated conditions was defeated, with Mr. Chuck Cooper and Ms. Carol Peterson voting in favor of the motion, Mr. Carl Benson, Ms. Jean Lemberg, and Ms. Betty Johnson voting in opposition, and Mr. Vern Kassekert abstaining.

Mr. Carl Benson then moved to reconsider and to have additional discussion. Mr. Chuck Cooper seconded. That motion passed and additional discussion was held. At the conclusion of additional discussion, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that the requested variance be approved, subject to the previously outlined conditions. The motion passed, with Ms. Betty Johnson voting in opposition, and Ms. Jean Lemberg and Mr. Vern Kassekert abstaining.

The next request for a variance, receiving its second reading, was submitted on behalf of Fairview Northland Pharmacy-Elk River and Fairview Northland Pharmacy-Princeton by Ms. Lisa Ganske, Regional Manager. Ms. Ganske is requesting a variance for the opportunity to provide a secure supply of prepackaged medications in the Elk River and Princeton urgent care clinics, to be dispensed after regular pharmacy hours by physicians in those clinics. After again discussing this variance, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that the variances, requested by Ms. Ganske, be approved for a one year period of time, and that Mr. Holmstrom encourage Ms. Ganske to explore the use of an automated drug dispensing system in

lieu of prepackaged medications at these two clinics, and further, that Mr. Holmstrom provide Ms. Ganske with a copy of the Board's guidelines for use in such prepackaged medication dispensing operations. The motion passed.

The next request for a variance, to receive its second reading, was submitted on behalf of the Minnesota Veterans Home Pharmacy by Ms. Mary Walquist, pharmacist-in-charge. Ms. Walquist is requesting a variance that would allow a key to the pharmacy to be placed in a sealed envelope and kept in the Administrator's office for use in the event of emergencies. After reviewing the additional information, provided by Ms. Walquist since the Board's first reading of this variance at its meeting of March 15, Mr. Chuck Cooper moved and Mr. Vern Kassekert seconded that the Board deny the variance being requested. The motion passed.

The next request for a variance, receiving its second reading, involved a request submitted jointly by Lakewood Health Pharmacy and Noble Drug, both in Baudette, Minnesota. This issue was read for the first time at the Board's June 1999 meeting, and was submitted to FDA for review and comment. FDA has now replied, and the variance is once again before the Board. The variance allows Noble Drug to contract with Lakewood Hospital Pharmacy to prepare sterile IV solutions for IV home care patients in the Baudette area.

After noting that the Board had previously approved the variance requested, and that FDA did not oppose the proposal, on condition that several federal laws addressing the issue are complied with, the Board directed Mr. Holmstrom to inform Pharmacists Thomas Mio and Stuart Noble that they may proceed with the implementation of the proposal at their convenience.

The next request for a variance, to receive its second reading, involved FDA's response to a proposal by HealthPartners, that HealthPartners be able to utilize its refill center to fill prescriptions for its contract pharmacies. FDA's response to this proposal indicates that the proposed arrangement may conflict with the provisions of Robinson-Patman Act. As a result, the Board directed Mr. Holmstrom to inform Mr. Bruzek, from HealthPartners, that the proposal to expand the use of the HealthPartners Refill Center to its contract pharmacies is not acceptable.

Mr. Holmstrom now presented, to the Board, the revised medication list, submitted by the Minnesota Department of Corrections, in response to the variance that was approved for the Department of Corrections at the Board's March meeting. The submission, by the Department of Corrections, was reviewed and discussed, but no formal action was required.

The Board now addressed itself to variances that have been submitted since its last meeting and which are receiving their first reading.

The first request for a variance, to be considered, was submitted on behalf of Central Minnesota Group Health Pharmacy by Mr. Dean Frolek, pharmacist-in-charge. Mr. Frolek is requesting an extension of a previously granted variance that allowed the pharmacy to maintain control over the storage and distribution of drug samples for the clinic. After suspending the Board's procedure calling for two readings of variances, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The second variance, to be considered by the Board, was submitted on behalf of Fairview Northland Pharmacy-Zimmerman, Fairview Medical Arts Pharmacy-Minneapolis, and Fairview Egan Pharmacy in Egan by Ms. Lisa Ganske, Regional Manager. The variance requests an extension, of previously granted variances, that allows these pharmacies to stock and dispense sample medications for physicians in each of the respective clinics. After again suspending the policy requiring two readings of all variance requests, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that the previously granted variances be extended for an additional 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 Greater Staples Hospital Pharmacy by Ms. Pat Ryle, pharmacist-in-charge. Ms. Ryle is requesting an extension of a previously granted variance relating to the maintenance of an emergency supply of medications, including narcotics, for hospice patients. The Board did not act on this variance at this time, and directed Mr. Holmstrom to contact Ms. Ryle to obtain additional information prior to the Board's next meeting.

The next request for a variance was submitted on behalf of PharMerica by Mr. Joseph Miller, Consultant Pharmacist. Mr. Miller is requesting the extension of previously granted variances that allow PharMerica to provide expanded emergency kits at the Maplewood Good Samaritan Nursing Home in Maplewood, and to the Lakeridge Health Center in Roseville. The Board did not act on this variance at this time, and directed Mr. Holmstrom to obtain additional information from Mr. Miller prior to the Board's next meeting.

The next request for a variance, to receive its first reading, was submitted on behalf of Coborn's Pharmacy in Foley, Minnesota, by Mr. Brent Thompson, pharmacist-in-charge. Mr. Thompson is requesting an extension of a previously granted variance that allowed Coborn's Pharmacy to accept returns of medications that were dispensed to Benton County Jail inmates, packaged in the 7-day Opus airtight system, which Coborn's uses for nursing home patients. After suspending the policy calling for two readings of variances, Ms. Betty Johnson moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The Board next addressed seven variance requests it has received relating to expiration dates of unit of use and blister card packages. All of these variances cite the recent change in standards by the USP relating to expiration dates. After a brief discussion, the Board directed Mr. Holmstrom to send a letter to all pharmacies that are requesting expiration date variances, authorizing the request, as long as the proposed expiration date is in conformity with the USP standards.

The next request for a variance, to receive its first reading, was submitted on behalf of Colonial Management Group and the Metro Treatment Centers of Minnesota. This variance seeks authorization of Pharmacist Kathy Ivanov to be on record as pharmacist-in-charge at both the Dakota Treatment Center in Burnsville and the Metro Treatment Center in Maplewood. After reviewing the limited nature of pharmacy services at these treatment centers, the Board waived its operating procedure of two readings and Ms. Carol Peterson moved and Ms. Betty Johnson seconded that the variance authorizing Kathy Ivanov to be pharmacist-in-charge at both treatment centers be approved for a two year period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview Northland-Princeton Pharmacy by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow Fairview Northland-Princeton Pharmacy to stock and dispense sample medications for the physicians of the Fairview Northland Clinics, which are located within the Fairview Northland Hospital Complex. After suspending its operating policy regarding two readings of variance requests, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that the requested variance be approved for a one year period of time. The motion passed.

The next request for a variance, to be considered by the Board, was submitted on behalf of Fairview-University Clinic Pharmacy and Fairview-University Discharge Pharmacy by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow these two pharmacies, which are located in the Fairview-University Hospital Complex, to store pharmacy records in an area outside of the licensed pharmacy areas, but is limited to pharmacy personnel only. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of June 7.

The next request for a variance, to be considered by the Board, was submitted on behalf of LTC Prescription Providers by Mr. Doug White, pharmacist-in-charge. Mr. White is requesting a variance that would allow the return of medications in the Select Series II 7-day System from the Wesley Residence in Duluth in the same manner as medications packaged in this type of system are returned from nursing homes, also serviced by LTC Prescription Providers. In keeping with its policy of requiring two readings of variance requests, the Board did not act on Mr. White's request at this time, and directed Mr. Holmstrom to obtain additional information prior to the Board's meeting of June 7.

The final request for a variance, to be considered by the Board, was submitted on behalf of Setzer Pharmacy in Roseville, Minnesota, by Mr. Peter Haas, pharmacist-in-charge. Mr. Haas is requesting a variance that would allow an LPN, employed at the pharmacy as a pharmacy technician, to receive new prescription orders from physician offices over the phone. In keeping with its previously established policy of requiring two readings of all variance requests, the Board did not take action on Mr. Haas's request at this time, and directed Mr. Holmstrom to obtain additional information prior to the Board's June 7 meeting.

Mr. Holmstrom next provided the Board with scores from candidates for licensure by reciprocity. After a review of the performance of the candidates for licensure by reciprocity, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

2000
Committee
Members

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
7521	MICHELLE L. GERTEN	OH
7525	KRISTA K. HAEGELE	IA
7422	MELISSA K. KADLEC	ND
7523	PATRICIA A. KRAMER	ND
7524	DAVID M. OSTERBERG	IN

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 February 8, 2000 and March 21, 2000, and between March 21, 2000 and April 11, 2000. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Chuck Cooper moved and Mr. Vern Kassekert 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 pharmacists who are delinquent in renewal of their license to practice pharmacy for the years 1998 and 1999, and who are now candidates to be permanently dropped from the rolls of licensees in Minnesota, effective March 1, 2000. Mr. Chuck Cooper then moved and Ms. Carol Peterson seconded that the pharmacists listed be permanently dropped from the Board of Pharmacy roll of licensees. The motion passed.

President Gibson now began a discussion of appointments to the Board's standing committees. The following appointments were made for the Year 2000:

- A) Committee on Professional Standards (Carl Benson & Carol Peterson, with Jean Lemberg as alternate)
- B) Continuing Education Advisory Task Force (Vern Kassekert & Stu Vandenberg)
- C) Internship (Don Gibson & Chuck Cooper)
- D) Examination (all pharmacist members)
- E) Rules and Legislation (Carl Benson, Chuck Cooper, Vern Kassekert, Betty Johnson, & Jean Lemberg)
- F) Health Professional Services Program (Henry Capiz, with Don Gibson as alternate)
- G) Board President's Council (Don Gibson)

Mr. Holmstrom next presented, to the Board, a summary of the Board's current financial statement and status of expenditures versus revenues for the Fiscal Year 2000.

Ms. Jean Lemberg next presented, to the Board, information on the problems associated with indiscriminate taking of herbal remedies and the potential for herb-drug interactions. Ms. Lemberg urged the Board to explore ways in which the Board can encourage pharmacists to take a more active role in monitoring the use of herbal remedies by patients.

Mr. Holmstrom next provided the Board with a letter, received from Pharmacist Dick Bleck, Director of Pharmacy at Park Nicollet Clinic Pharmacy in St. Louis Park, Minnesota. Mr. Bleck is seeking guidance as to whether the Board would accept on-line pharmacy references in lieu of bound versions of the references required by Minn. Rule 6800.1050. After a brief discussion, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that Mr. Bleck's proposal for the use of on-line references at Park Nicollet Pharmacy be approved. The motion passed.

Mr. Holmstrom next presented a letter from Mr. Mohamed N. El-Basuony requesting internship credit for his work as a pharmacy technician at PharMerica. Mr. El-Basuony is a Foreign Pharmacy Graduate who recently completed the Foreign Pharmacy Graduate Exam and is now qualified to register as a pharmacist intern. Mr. El-Basuony is requesting internship credit for his previous work as a pharmacy technician. After discussing the pro's and con's of this issue, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board deny Mr. El-Basuony's request, and require that he obtain the 1,500 hours of practical experience as a pharmacist intern after he qualifies for and becomes registered as a pharmacist-intern. The motion to deny passed.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Joselyn Raymundo. Ms. Raymundo is a licensed pharmacist in California and Washington, having become licensed in California in July of 1998, and in Washington in November of 1999. Ms. Raymundo is aware of the Board's requirement of one year of pharmacy practice and one year of licensure in a state participating in the license transfer system, mediated by the National Association of Boards of Pharmacy. While Ms. Raymundo has in excess of one year of experience as a pharmacist, she only became licensed in Washington in November of 1999 and, thus, has not been licensed in a state participating in reciprocity for one year. Nevertheless, Ms. Raymundo is requesting that the Board authorize her to sit for the Reciprocity Examination. After thoroughly discussing this issue, Mr. Vern Kassekert moved and Ms. Betty Johnson seconded that the Board authorize Ms. Raymundo to sit for the Reciprocity Examination. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter from Ms. Tania Poyzer. Ms. Poyzer graduated from North Dakota State University College of Pharmacy in May of 1999, and became licensed as a pharmacist in Wisconsin on July 3, 1999. Ms. Poyzer is also requesting an opportunity to take the Reciprocity Examination in Minnesota prior to being licensed for one year and having worked in the profession for one year.

After observing that Ms. Poyzer is very close to being licensed and working in the profession for one year, as is required for reciprocity, Ms. Betty Johnson moved and Mr. Carl Benson seconded that the Board authorize Ms. Poyzer to participate in the Reciprocity Examination. The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Total Pharmacy Supply, Inc., requesting Board of Pharmacy authorization to market Ohaus® Adventurer® model AV-310 or AV-150 electronic balances to Minnesota Pharmacies. These electronic balances would be used in place of the torsion balance, commonly found in pharmacies.

After reviewing the standards and statistics applicable to these electronic balances, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board authorize the use of these electronic balances as a replacement for the traditional torsion balance. The motion passed.

Mr. Holmstrom next provided the Board with an update on the status of the Board's proposed rule changes and various pieces of legislation that impact the Board of Pharmacy. No official action of the Board was required.

Mr. Holmstrom next provided the Board with information on the Letter of Agreement between the National Association of Boards of Pharmacy Foundation and the Minnesota Board of Pharmacy regarding the continuation of the Board's quarterly newsletter. After noting the many benefits derived from being able to notify all licensees of important issues through the quarterly newsletter, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that Mr. Holmstrom sign the Letter of Agreement on the Board's behalf, in order to continue to deliver the Board's quarterly newsletter.

There being no further business to come before the Board at this time, the meeting was adjourned at 3:20 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

MINUTES OF THE MEETING OF THE BOARD'S PROPOSED FEE RULES

On Sunday, May 7, 2000, the Board met for the purpose of adopting proposed permanent rules relating to fees. All members of the Board were in attendance, with the exception of Ms. Jean Lemberg. Also in attendance was Mr. David Holmstrom, Executive Director of the Board. President Gibson called the meeting to order at 12:00 noon.

Mr. Holmstrom presented, to the Board, draft language of the proposed permanent rules relating to fees, and copies of the comments received during the authorized comment period for the rules. Mr. Holmstrom indicated that, there being only one request for a public hearing on the fee increase rules, a hearing was not needed and the Board could proceed to adopt the proposed rules. Ms. Carol Peterson then moved and Mr. Carl Benson seconded that:

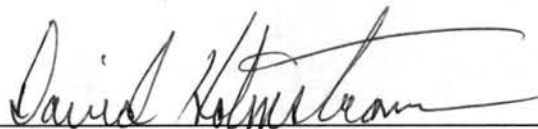
"The rules relating to fees in the form set out in Revisor of Statutes Draft File #RD3083, dated 9/27/99, identified as Minnesota Rules, Parts 6800.0400, 6800.1150, 6800.1300, 6800.1400, and 6800.3850 are approved and adopted, pursuant to authority vested in the Board of Pharmacy by Minnesota Statutes, Sections 151.01, et. seq., and 214.06. David Holmstrom, Executive Director of the Board of Pharmacy, is authorized to sign the 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 Administrative Law Judge, and to perform the necessary acts to provide that the rules shall have the force and effect of law."

The motion passed.

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

SEVEN HUNDRED AND THIRTIETH MEETING

At approximately 8:00 a.m., June 6, 2000, the Board of Pharmacy met at the Minneapolis Convention Center in Minneapolis, Minnesota, for the purpose of administering a written practical examination in prescription compounding, errors and omissions, and patient counseling to candidates for licensure by examination. All members of the Board, with the exception of Ms. Betty Johnson, were in attendance. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and members of the Board's staff, Mr. Stuart Vandenberg, Mr. Leslie Kotek, Ms. Candice Fleming, Ms. Michele Boock, Ms. Julie Kittleson, Ms. Jeanette Kochsiek, and Ms. LeeAnn Olson.

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

Heather Louise Allton
Jeremy Paul Anderson
John D. Anderson
Teresa Lynn Anderson
Christine Lynn Arkins
Natalie J. Bacigalupo
Kimberly A. Baldwin
Sarah Ann Barber
Jeremy J. Behl
Andrew R. Behm
Kari L. Beierman
Corey L. Belken
Daniel Bradley Berkner
Joelle K. Blasig
Jared A. Boe
Dean Lewis Bohl
Heather C. Bolstad
Jeffrey P. Bratberg
Stephanie Lynn Burch
R. Todd Burkhardt
Nichole T. Carpenter
Kimberly A. Cartie
Patty A. Colvin
Nancy J. Cope
Nicole R. Covert
Dana Amy Netzer Crumley
Kendra Marie Curry
Jason T. Duong
Clint Michael Dworshak
Holly A. Elg
Jeffrey J. Ellis
Mikhail G. Epshteyn
J. Brad Farrell
Kathy Ann Fedie
Jodee Lynn Folden
Rebecca S. Freeman

Rasa L. Gallo
Shannon Marie Goblirsch
David Allen Griggs
Brent W. Gunderson
Michael S. Haag
Christopher Allan Hagen
Gina R. Hanson
Lana Beth Hatch
Rachelle L. Hecht
Kent W. Herrmeyer
Amanda Suzanne Hesla
Ty D. Heuer
Nancy J. Hinrichs
Le M. Ho
Dai Q. Hoang
Reid A. Horning
Michael L. Hornquist
David T. Huynh
Lisa Lynn Hynes
Khalid H. Ibrahim
Jennifer Dawn Ifill
Lisa Devito Inge
Tiffany D. Johnson
Alison J. Jones
Aimee M. Kardash
Carolyn M. Kilgore
Alicia A. Kobernat
Rob Konen
Steven Eugene Clark Kramer
Carrie Ann Krieger
Nicole K. Kruger
Janet Jo Kubly
Ellen Ann Kuester
April Maree Kunze
John C. Kuth
Jeffrey Arthur Larson

Cheri Jo Law
Kathie H. Le
Nicole K. Loge
Irene Y. Lu
Darcy K. Malard
Gretchen R. Manthei
Rebecca Lynn Marx
Christopher Richard Maslanka
Amy L. Matiak
Joel Andrew Matz
Robert Bryan McMahan
Katherine Y. McCroskey
Christopher McDonough
Priya Mehta
Allana Joy Melhorn
Kiersten M. Miller
Ronald L. Miller
Rajani Murthy
Jeffrey J. Nelson
Angela Joy Netland
Wing Keung Ng
Diem N. Nguyen
Sara Susan Nibbe
Michael Gregory Notkin
Tamra K. Oudekerk
Thomas M. Pankonin
Michael J. Parish
Bryan D. Paulson
Jan Ellen Pederson
Jill Marie Pellegrini
Jodi A. Pelzel
Justin Pd Pham
Thu-Thao D. Phan
Jill Elisabeth Ponce
Danita M. Primus
Kara Ann Purrier

Daniel John Rehrauer

James M. Roemer

Brian Romanjuk

Sandra Gayle Schinn

Carrie L. Schmidt

Gina Ayn Schoeffer

Melisa Kay Schoenfelder

Carrie Ann Schumann

Scott Kent Senne

Sarah Kathryn Simmers

Slade Andrew Siverson

Angela K. Skoglund

Kathy S. Smeby

Susan R. Spangrud

Regina A. Stanek

Andrea Renee Stengl

Jennifer A. Styba

Cory J. Super

Tracy Ta

Any L. McNamara Tarnowski

Donald M. Terhaar

Jean A. Udoeyop

Katrin S. Vanhecke

Maria L. Vergoni

Angela M. Vorce

Dennis Lee Walls

Justin Michael Weiss

Kimberly J. Wetsch

Holly Suzanne White

Paul Andrew Williams

Jeb A. Wilson

Torey J. Winter

Heather R. Witt

Christopher Martin Wittich

Kendra K. Writt

Chantal Yazbeck

Heather A. Zenk

The following retake candidate was also present to write the examination:

Radhika Ganeshi Kodali

At approximately 8:30 a.m., June 7, 2000, 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. Betty Johnson. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of April 26, 2000. After making a minor addition to the minutes, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the minutes of the meeting of April 26, 2000 be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Cashwise Clinic Pharmacy in Marshall, Minnesota, by Mr. Marvin Moen, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Vern Kassekert 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 Meritcare EGF Pharmacy in East Grand Forks, Minnesota, by Mr. Thomas Tharaldson, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 Snyder's Drug Store in Elk River, Minnesota, by Mr. Jerry Edwards, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the 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 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 Target Pharmacy in Shakopee, Minnesota, by Ms. Stacey Jassey, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Charles Cooper moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Thrifty White Pharmacy in Hibbing, Minnesota, by Mr. William Bonach, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Walgreens Pharmacy in Blaine, Minnesota, by Ms. Angela Hollatz, 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, with Mr. Vern Kassekert 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, was a proposed stipulation and order in the matter of the license of Mr. Christopher M. McDonough. Mr. McDonough now personally appeared before the Board to discuss the proposed stipulation and order. The stipulation and order was developed subsequent to a disciplinary conference, held with Mr. McDonough on April 25, 2000, to discuss allegations of unprofessional conduct. Mr. McDonough has agreed to and signed the proposed stipulation and order.

After discussing the stipulation and order, and obtaining background information that led to the development of the stipulation and order, from Mr. McDonough, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the proposed stipulation and order be approved, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The Board first addressed variance requests that were given their first reading at the April meeting of the Board. The first such request was submitted on behalf of Fairview University Clinic Pharmacy and Fairview University Discharge Pharmacy by Ms. Lisa Ganske, Regional Manager for Fairview Pharmacy Services. The variance would allow those two pharmacies to store pharmacy records in an area outside of the licensed pharmacy area, but in an area that is limited to pharmacy personnel only. After discussing this variance request for the second time, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the variance be granted on a permanent basis. The motion passed.

The second request for a variance, to be considered by the Board, was submitted on behalf of LTC Prescription Provider, by Mr. Douglas White, pharmacist-in-charge. Mr. White is requesting a variance that would allow LTC Prescription Providers to accept the return of medications from the Wesley Residence in Duluth, under the same circumstances as if the Wesley Residence were licensed as a nursing home. After carefully reviewing the additional information, submitted to the Board by Mr. White since the April meeting, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the variance, requested by Mr. White on behalf of LTC Prescription Providers, be approved 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 PharMerica by Mr. Joseph Miller, consultant pharmacist. Mr. Miller is requesting a variance that would allow PharMerica to expand the emergency kit stock at Maplewood Good Samaritan Nursing Home in Maplewood and the Lakeridge Health Center in Roseville. After carefully reviewing the additional information, submitted by Mr. Miller since the Board's April meeting, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the variance be approved 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 Setzer Pharmacy in Roseville, Minnesota, by Mr. Peter Haas, pharmacist-in-charge. Mr. Haas is requesting a variance that would allow a pharmacy technician, Teresa Wynia, who is also an LPN, to take verbal prescription orders from physicians' offices as part of her duties as a Board-certified pharmacy technician. After again reviewing the information, submitted by Mr. Haas, Mr. Chuck Cooper moved and Mr. Carl Benson seconded that the variance, requested by Mr. Haas, be approved for a one year period of time. The motion passed.

The Board next turned its attention to the first reading of requests for extensions to previously granted variances. The first such extension request was submitted on behalf of Albany Apothecary in Albany, Minnesota, by Mr. William Seiler, pharmacist-in-charge. Mr. Seiler is seeking an extension of a previously granted variance that allows him to prepackage some medications for clinics in nearby Avon, Holdingford, and in Albany itself.

In keeping with the Board's adopted policy of two readings for each requested variance, the Board directed Mr. Holmstrom to obtain additional information from Mr. Seiler in the interim, and his request for an extension will be reconsidered by the Board at its July meeting.

The second request for an extension, to be considered by the Board, was submitted on behalf of Goodrich Pharmacy in Anoka, Minnesota, by Mr. Steve Simenson, pharmacist-in-charge. Mr. Simenson is requesting an extension of a previously granted variance that allows him to accept returns of medication from the Anoka County Correctional Facility when the medications are dispensed in Medi-Aid blister pack unit-dose systems. After reviewing this request for an extension, Mr. Chuck Cooper moved and Ms. Carol Peterson seconded that the Board suspend its operating policy, of two readings for variance requests, and approve the request by Mr. Simenson for a one year period of time. The motion passed.

The next request for an extension was submitted on behalf of Johnson Memorial Hospital Pharmacy by Ms. Janet Fenske, pharmacist-in-charge. After reviewing Ms. Fenske's request for an extension of the previously granted variance, which allowed a pharmacy technician to enter the pharmacy with a staff nurse, at times when the pharmacist was not present and on duty, in order to aid the nurse in finding needed medication, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the Board's policy of two readings for variance requests be suspended and the requested extension be granted for a one year period of time. The motion passed.

The fourth request for an extension, to be considered by the Board, was submitted on behalf of Pipestone County Medical Center Pharmacy by Mr. Donald Spawn, pharmacist-in-charge. Mr. Spawn is requesting an extension of a previously granted variance that allows the pharmacy technician to accompany a designated registered nurse into the secured area of the pharmacy for purposes of expediting that nurse's determination of whether the ordered dose of a drug is stocked in the pharmacy, and where it is located, at times when the pharmacist is not present. After a brief discussion of Mr. Spawn's request for an extension, Ms. Carol Peterson moved and Mr. Vern Kassekert seconded that the Board's policy of two readings for variance requests be suspended, and that the requested extension be granted for a one year period of time. The motion passed.

The fifth request for an extension, of previously granted variances to be considered by the Board, was submitted on behalf of St. Francis Regional Medical Center Pharmacy in Shakopee, Minnesota, by Ms. Anne Larson, pharmacist-in-charge. Ms. Larson is requesting an extension of a previously granted variance that allows the pharmacy to provide prepackaged medications for physician dispensing at the Chaska Urgent Clinic. In keeping with its policy of two readings for variance requests, the Board directed Mr. Holmstrom to obtain additional information from Ms. Larson regarding her request for an extension. The Board will then reconsider Ms. Larson's request at its July meeting.

The sixth and final request for an extension of previously granted variances was submitted on behalf of Thrifty White Pharmacies by Ms. Patricia DeLaPointe, Manager of Long Term Care. Ms. DeLaPointe now personally appeared before the Board to discuss her request for an extension that would allow the return of blister packed medications from various assisted living facilities serviced by Thrifty White Pharmacies. After hearing from Ms. DeLaPointe and considering the information she provided, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the Board suspend its policy of two readings for variance requests and extend the previously granted variance for a one year period of time. The motion passed.

The Board next began the first readings of new requests for variances. The first such

request was submitted on behalf of Cub Pharmacy in St. Louis Park, Minnesota, by Mr. Tony Bose, pharmacist-in-charge. Mr. Bose is requesting a variance that would allow Cub Pharmacy to manage sample medications from nearby clinics, and to dispense sample medications to indigent clinic patients in accordance with policy and procedures developed jointly by Cub Pharmacy and the clinics involved. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave Mr. Bose's request its first reading and will consider it for the second time at the Board's meeting of July 26.

The second request for a variance was submitted on behalf of Hennepin County Medical Center Pharmacy by Mr. Doug Darling, ambulatory pharmacy services. Mr. Darling is requesting a variance that would allow Hennepin County Medical Center Pharmacy to stock sample drugs in the outpatient pharmacy. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave Mr. Darling's request its first reading and will consider it for the second time at the Board's meeting of July 26.

The final request for a variance was submitted on behalf of Fairview Northland Pharmacy-Elk River by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. This variance would allow Elk River Pharmacy to establish an emergency kit for inmates of the Sherburne County Jail, on condition that the emergency kit is subject to the same provisions and limitations as Board rules stipulate for emergency kits in nursing homes. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave Ms. Ganske's request its first reading and will consider it for the second time at the Board's meeting of July 26.

Mr. Holmstrom next provided the Board with scores from candidates for licensure by reciprocity. After a review of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Mr. Carl Benson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7526	Sherry L. Reisenauer	ND
7527	Patricia J. Vigilante	CT

The motion passed.

Mr. Holmstrom next presented, to the Board, a letter he received from Mr. Gary Boehler, Vice President of Pharmacy for Thrifty Drug Stores, requesting a position statement from the Board regarding the recent phenomenon of insurance plans requiring pharmacists and/or patients to split tablets of a higher strength in order to obtain a lower strength dosage as a way of saving money.

The Board did not take a position at this time, but directed Mr. Holmstrom to gather more information on the issue, to contact other state and national organizations regarding their positions, to contact the Food and Drug Administration and the USP, and to suggest this topic for discussion at the upcoming District V meeting of the Boards and Colleges of Pharmacy.

Mr. Holmstrom next presented, to the Board, an e-mail message he received from Ms. Diane Peterson, at the Minnesota Department of Health, regarding the availability of pharmacists to administer influenza and, perhaps, pneumococcal vaccines to inpatients of hospitals in Minnesota. The Board briefly discussed the relatively new expansion of the Pharmacy Practice Act, which allows pharmacists to administer first doses of medications, but does not specifically authorize a pharmacist to give vaccinations. The Board then directed Mr. Holmstrom to inform Ms. Peterson that the Board would encourage the concept of a pilot project involving pharmacists in providing immunizations, and that Mr. Holmstrom should attempt to set up a meeting with Ms. Peterson to obtain additional information about the project she is proposing.

Mr. Holmstrom next provided the Board with information regarding a training program being sponsored by the Drug Enforcement Administration and sought the Board's opinion as to whether Board surveyors would benefit attending this seminar. The Board directed Mr. Holmstrom to discuss this seminar with the Board surveyors and, if there is an interest in attending, to authorize the attendance of up to two Board surveyors at the meeting.

The Board next began a review of the issues discussed and decisions made at the NABP Annual Meeting.

The Board next entered into a discussion of attendance at the District V Meeting of the Boards and Colleges of Pharmacy in the upper Midwest area. Mr. Carl Benson then moved and Ms. Jean Lemberg seconded that all Board Members and the Board's Executive Director be authorized to attend the District V Meeting of the Board and Colleges of Pharmacy in Winnipeg, Manitoba at Board expense. The motion passed.

Mr. Chuck Cooper next led a discussion of the issue of bio-terrorism and the need for the Board to anticipate pharmacy and pharmacist involvement in any emergency situation involving bio-terrorism. No formal Board action was taken.

Mr. Holmstrom next updated the Board on the status of the Board rules, and on legislative issues involving pharmacy that were raised during the last Legislative Session. In addition, Mr. Holmstrom distributed copies of the minutes of the special meeting, held by the Board, to approve the proposed fee increase rules. Mr. Carl Benson moved and Mr. Vern Kassekert seconded that the minutes of the special rules approval meeting be approved as written. The motion passed.

There being no further business to come before the Board at this time, the meeting was adjourned at 1:30 p.m.



PRESIDENT


EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND THIRTY-FIRST MEETING

At approximately 8:30 a.m., July 26, 2000, the Board of Pharmacy 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. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of June 6 and 7, 2000. After making minor corrections to the minutes, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the minutes of the meeting of June 6 and 7, 2000 be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Columbia Park Pharmacy in Columbia Heights, Minnesota, by Mr. Daniel Aulwes, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Hy-Vee Pharmacy in 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 Mr. Vern Kassekert 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 with special attention being paid to the proposed waiting/counseling area. The motion passed.

The third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of St. Cloud Hospital Outpatient Pharmacy, by Ms. Christine Mahowald, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of 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 Target Pharmacy in Shakopee, Minnesota, by Ms. Stacey Jassey, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Charles Cooper moved and Ms. Jean Lemberg seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection, by a member of Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Creative Health Solutions, by Mr. Richard Chernugal, pharmacist-in-charge. In addition to the application for licensure, Mr. Chernugal is requesting a variance from the Board

that would allow him to be on record as pharmacist-in-charge of both Creative Health Solutions and The Medicine Shoppe Pharmacies, since Creative Health Solutions is located within the space currently licensed by The Medicine Shoppe. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

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

The next application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Target Pharmacy in Cambridge, Minnesota, by Ms. Brenda Schmeichel, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Betty Johnson 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 final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Witt's Pharmacy in Houston, Minnesota, by Ms. Tara Scaife, 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 with special attention being paid to the pharmacy security and to the adequacy of the counseling area. The motion passed.

The Board next reviewed a letter from Pharmacists Lowell Johnson, of CentraCare Pharmacy Heartland, and Jeffrey Sawyer, of Women and Children's Apothecary. The letter indicated that, in the fall of 2001, CentraCare Health Systems will be opening the CentraCare Health Plaza in St. Cloud. The Health Plaza will be a multi-specialty facility. One of the clinics that will be moving to the Health Plaza is CentraCare Women & Children's Clinic. Presently, Women and Children's Clinic has an independent pharmacy operating within the facility that specialized in compounding.

Mr. Johnson and Mr. Sawyer are proposing to open at the CentraCare Health Plaza with two separate pharmacy licenses, one of the pharmacies will be owned by Mr. Sawyer and will specialize in compounding, the other pharmacy will be owned by Central Minnesota Health, Inc., and will be run by Mr. Johnson. The dispensing areas, of the two pharmacies, would be physically separated, and each pharmacy would have a separate pharmacist-in-charge. Each pharmacy would

meet the rules of the Board, including, but not limited to space, security, references, and equipment. The two pharmacies are proposed to come together at the point of sale and share a patient waiting area. There will also be sharing of a patient counseling and sharing of staff.

Mr. Johnson and Mr. Sawyer are requesting guidance from the Board on whether this proposal will be acceptable to the Board as it is currently proposed. After briefly discussing the information provided, the Board directed Mr. Holmstrom to contact Mr. Johnson and Mr. Sawyer to obtain some additional information, but indicated that the general concept was acceptable.

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. Robert Holley, Legal Counsel for the Board, of a proposed stipulation and order in the matter of the pharmacist license of Ms. Terri C. Stephens. The stipulation was developed subsequent to a disciplinary conference, held July 6, 2000, with Ms. Stephens. Ms. Stephens now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Ms. Stephens, 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. Bradley D. Wacholz. The stipulation was developed subsequent to a conference held May 31, 2000, with Mr. Wacholz, to discuss allegations of unprofessional conduct. The stipulation has been agreed to and signed by Mr. Wacholz. Mr. Wacholz now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Wacholz, Mr. Vern Kassekert 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 final item of a quasi-judicial nature, to come before the Board, was an appearance by Mr. Robert J. Carlson, who has now successfully completed the probation called for by the Board's order of April 22, 1998. After discussing, with Mr. Carlson, the conditions of his probation, the Board directed Mr. Holmstrom to acknowledge the successful completion of probation in writing to Mr. Carlson.

The Board now returned to its general business session.

The next item of discussion, to come before the Board, was an appearance, before the Board, by Mr. Luke Bialka, RPh, and Ms. Mary Lou Larkin, RN, from the Parker Hughes Cancer Center. Mr. Bialka and Ms. Larkin appeared before the Board to discuss a variance request, submitted to the Board by Mr. Bialka's supervisor, Ms. Linda Eddy. Ms. Eddy requested a variance which would permit the Parker Hughes Cancer Center Pharmacy to establish a stock supply of controlled substance drugs in a locked cabinet, outside of the licensed pharmacy area that could be accessed by nurses at the Parker Hughes Cancer Center after regular pharmacy hours, when medications were needed for immediate administration to cancer patients being seen at the clinic.

After discussing the issues involved with Mr. Bialka and Ms. Larkin, Mr. Vern Kassekert moved and Ms. Jean Lemberg seconded that the Board suspend its operating policies requiring two readings of variance requests. The motion passed. Mr. Kassekert then moved and Mr. Carl Benson then seconded that the Board approve the variance being requested. The motion passed.

The Board next turned its attention to the second reading of a variance request submitted on behalf of Cub Pharmacy in St. Louis Park, Minnesota by Mr. Tony Bose, pharmacist-in-charge. Mr. Bose is seeking a variance that would allow Cub Pharmacy to engage in a pilot project involving a collaborative agreement with Creekside Family Physicians and Wayzata Internal Medicine Clinic to dispense medications, provided by the clinics, to indigent patients at no cost.

Mr. Bose and Dr. Chris J. Johnson now personally appeared before the Board to discuss the proposal.

After a lengthy discussion with Mr. Bose and Dr. Johnson, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the Board approve the requested pilot project for a one year period of time from the date of start-up, and that Mr. Bose be required to report back, to the Board, in six months regarding the relative successes and/or failures of the program. The motion passed.

The Board next turned its attention to the performance for licensure by Examination, who have completed all parts of the June Board Examination. For Full Board Examination candidates, the Board 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 Multi-state Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score would be 75. With the passing level thus established, Mr. Carl Benson moved and Ms. Betty Johnson seconded that the following candidates be granted licensure as pharmacists.

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
SARAH A BARBER	7576	116982-7
ANDREW R BEHM	7589	116991-1
COREY L BELKEN	7557	117007-8
DANIEL B BERKNER	7558	116981-4
ELLEN A BERKNER	7581	116992-4
KIMBERLY A CARTIE	7592	116997-9
NANCY J COPE	7544	116962-3
NICOLE R COVERT	7596	116998-2
DANA A N CRUMLEYQ	7545	116955-5
KENDRA M CURRY	7539	116952-6
JEFFREY J ELLIS	7559	116987-2
REBECCA S FREEMAN	7560	116973-3
BRENT W GUNDERSON	7546	116960-7
CHRISTOPHER A HAGEN	7561	116989-8
GINA R HANSON	7541	116954-2
RACHELLE L HECHT	7577	116971-7

AMANDA S HESLA	7597	116993-7
TY HEUER	7547	116969-4
NANCY J HINRICHS	7578	116983-0
REID A HORNING	7602	116994-0
MICHAEL HORNQUIST	7579	116985-6
DAVID T HUYNH	7593	117004-9
AIMEE M KARDASH	7548	116964-9
ALICIA A KOBERNAT	7563	116965-2
RADHIKA G KODALI	7540	116953-9
STEVEN E C KRAMER	7549	116995-3
JANET J KUBLY	7594	116999-5
APRIL M KUNZE	7564	116978-8
NICOLE K LOGE	7565	116979-1
AMY L MATIAK	7582	116970-4
KATHERINE Y MCCROSKEY	7583	116972-0
ROBIN R L MILLER	7584	116986-9
ANGELA J NETLAND	7599	117000-7
WING K NG	7604	117001-0
THOMAS M PANKONIN	7550	116961-0
JAN E PEDERSON	7566	116988-5
JILL M PELLEGRINI	7612	117003-6
JODI A PELZEL	7585	116980-1
DANITA M PRIMUS	7567	116990-8
JAMES M ROEMER	7601	116996-6
CARRIE L SCHMIDT	7568	116966-5
GINA A SCHOEFTER	7603	117002-3
SCOTT K SENNE	7586	116974-6
SARAH K SIMMERS	7570	116976-2
ANGELA K SKOGLUND	7571	117005-2
SUSAN R SPANGRUD	7572	116967-8
TRACY TA	7613	117006-5
DONALD M TERHAAR	7614	117008-1
KATRIN S VANHECKE	7573	116984-3
JUSTIN M WEISS	7574	116977-5
JEB A WILSON	7575	116975-9
HEATHER R WITT	7587	116963-6
HEATHER A ZENK	7620	116968-1
JEREMY P ANDERSON	7595	117013-3
JOHN D ANDERSON	7588	117021-4
KARI L BEIERMAN	7543	117017-5
HEATHER C BOLSTAD	7590	117014-6
R TODD BURKHARDT	7606	117018-8
JAMES B FARRELL	7608	117012-0
REX L HUNG	7641	117024-3
ALISON J JONES	7630	117025-6
CARRIE A KRIEGER	7598	117016-2

JOHN C KUTH	7609	117015-9
CHERI J LAW	7610	117019-1
BRYAN D PAULSON	7611	117020-1
KIMBERLY J WETSCH	7616	117026-9
CHRISTOPHER M WITTICH	7628	117022-7
TERESA L ANDERSON	7621	117028-5
CHRISTINE L ARKINS	7622	117033-7
JENNIFER A BAUER	7637	117039-5
JEREMY J BEHL	7644	117040-5
NICHOLE T CARPENTER	7645	117037-9
HOLLY A ELG	7623	117032-4
MICHAEL S HAAG	7624	117029-8
CAROLYN M KILGORE	7631	117034-0
BETH J KOENIG	7625	117041-8
DARCY K MALARD	7632	117031-1
MICHAEL J PARISH	7627	117035-3
MELISA K SCHOENFELDER	7649	117042-1
CARRIE A SCHUMANN	7569	117036-6
REGINA A STANEK	7636	117038-2
AMY L M TARNOWSKI	7642	117030-8
MIKHAIL G EPSHTEYN	7646	117051-5
RASA L DUDENAS	7656	117052-8
LE M HO	7647	117053-1
KHALID H IBRAHIM	7562	117054-4
SARA S NIBBE	7626	117055-7
KATHY S SMEBY	7650	117056-0
JEAN A UDEOYOP	7652	117057-3
NATALIE J BACIGALUPO	7643	117043-4
STEPHANIE BURCH	7591	117044-7
JODEE L FOLDEN	7655	117047-6
SHANNON M GOBLIRSCH	7629	117045-0
TIFFANY D ELTON	7580	117046-3
JOEL A MATZ	7633	117048-9
ROBERT B MCMAHAN	7634	117049-2
TOREY J R WINTER	7639	117050-2
KIMBERLY A BALDWIN	7556	117058-6
ANDREA R STENGL	7657	117059-9
MARIA L VERGONI	7551	117060-9
DENNIS L WALLS	7615	117061-2
HOLLY S WHITE	7638	117062-5

The Board next addressed itself to the performance of candidates for licensure by reciprocity, who have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Ms. Carol Peterson moved and Mr. Chuck Cooper seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by

reciprocity, the following candidates 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>
7528	DENIS P AUSTIN	MO
7529	FREDERICK B GOULD	MT
7530	RONALD R MATTSON	ND
7531	STEFFANY N NEIE	WA
7532	PAMELA J KOSS	NV
7533	SALLY A TWITTY	VA
7534	SUSAN COUTURE (SCHWANKE)	NY
7535	TANIA J POYZER	WI
7536	KERRI L JONES	NE
7537	JENSEAN M KONRAD	VA
7538	KENNETH S NELSON	SD
7552	SAAD I ATALLAH	MA
7553	LISA H COURTNEY	AL
7554	PHILIP A DIRKS	WA
7555	KENDALL M JEPSEN	IA
7617	LISA K BUSS	NE
7618	TAMARA A DAY	IL
7619	RYAN D MICHELS	ND
7640	JANE M ELLIOTT	IA
7658	LAWRENCE COSTELLO	IA
7659	YASMIN KHALIQ	MI

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 April 11, 2000 and June 13, 2000, and between June 13, 2000 and July 11, 2000. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Chuck Cooper 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, two letters from Minnesota pharmacists requesting an extension of time in which to complete the Board's continuing education requirement. In both cases, the Board directed Mr. Holmstrom to contact the pharmacists involved to obtain additional information.

The Board next turned its attention back to the review of variance requests that have been submitted to the Board. The Board first addressed itself to new variance requests, getting their first reading. The first such request was submitted on behalf of Ely Bloomenson Community Hospital, and was submitted to the Board by the Hospital Administrator, with letters of support from the

community pharmacists in Ely. The variance being requested would allow the hospital pharmacy to prepackage medications for dispensing out of the hospital's emergency room to tourists who have neglected to bring their medications from home when visiting the area. In keeping with its established policy of considering variance requests at two consecutive Board meetings, the Board gave the variance requested for Ely Bloomenson Community Hospital its first reading and will consider it for the second time at the Board's meeting of September 13.

The next request for a variance was submitted on behalf of Fairview Lakes Regional Medical Center Pharmacy by Mr. Mark D. Nelson, pharmacist-in-charge. Mr. Nelson is requesting a variance relating to the maintenance of documentation of the certification of first doses, dispensed by the hospital's pharmacy. Specifically, Mr. Nelson is requesting a variance that would allow Fairview Lakes Regional Medical Center Pharmacy to maintain documentation of the certification of the initial dose of medication for only 30 days. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of September 13.

The next request for a variance, to receive its first reading, was submitted on behalf of Falls Memorial Hospital Pharmacy by Mr. Scott Groehler, pharmacist-in-charge. Mr. Groehler is requesting a variance that would allow the pharmacy to prepackage medications for dispensing out of the hospital's emergency room and urgent care clinic after regular pharmacy hours. In keeping with its previously established policy of requiring two readings of all variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of September 13.

The next request for a variance was submitted on behalf of PharMerica by Mr. Robert Decker, Consultant Pharmacist. Mr. Decker is requesting a variance that would allow PharMerica to increase the number of tablets of a specific narcotic analgesic from 6 to 12 in the emergency kit at St. Louis Park Plaza Health Care Center. Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the Board suspend its established policy of two readings for new variance requests and act on this request immediately. The motion passed. Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the Board approve the variance requested by Mr. Decker for a one year period of time. The motion passed.

The next request for a variance, to receive its first reading, was submitted on behalf of Ruffalo Drug in Rochester, Minnesota, by Mr. Stephen Mullen, pharmacist-in-charge. Mr. Mullen is requesting a variance to the ratio of pharmacy technicians to pharmacists, and is requesting a ratio of three technicians to one pharmacist. After a brief discussion, the Board directed Mr. Holmstrom to inform Mr. Mullen that recent Legislation has modified the ratio of technicians to pharmacists and will allow a ratio of two technicians to one pharmacist, plus one additional technician at the pharmacy, provided that technician is certified by the Pharmacy Technician Certification Board. This change would allow Mr. Mullen to utilize a larger ratio of technicians to pharmacists, provided one of the technicians is certified, without the necessity of a variance from the Board.

The next request for a variance, to receive its first reading, was submitted on behalf of Thrifty White Pharmacy in Cloquet, Minnesota, by Ms. Marcia Hoeffling, pharmacist-in-charge. Ms. Hoeffling is requesting a variance that would allow Thrifty White Pharmacy to utilize technicians in a ratio of three technicians to one pharmacist. After a brief discussion, the Board directed Mr. Holmstrom to inform Ms. Hoeffling that recent Legislation has modified the ratio of technicians to pharmacists and will allow a ratio of two technicians to one pharmacist, plus one additional technician at the pharmacy, provided that technician is certified by the Pharmacy Technician Certification Board. This change would allow Ms. Hoeffling to utilize a larger ratio of technicians to pharmacists, provided one of the technicians is certified, without the necessity of a variance from the Board.

The next request for a variance, to receive its first reading, was submitted on behalf of Walgreen Pharmacy in Minneapolis, Minnesota, by Ms. Robin Miller, pharmacist-in-charge. Ms. Miller is requesting a variance to the Board's rule that requires a pharmacist to be licensed for two years before serving as a pharmacist preceptor. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the Board suspend its policy of two readings for new variances and act on this request immediately. The motion passed. Mr. Benson then moved and Ms. Peterson seconded that the Board deny the request. In taking this position, Mr. Benson said the Board should affirm the position taken by its Internship Committee, which has thoroughly studied the issue and should continue to require all pharmacists who seek to act as preceptors be licensed and practicing as pharmacists for at least two years. The motion passed.

The next request for a variance, to receive its first reading, was submitted on behalf of Wayzata Rexall Drug by Mr. Thomas Forchay, pharmacist-in-charge. Mr. Forchay is requesting that the Board accept the reference book, "Drug Information Handbook" as the pharmacy's pharmacotherapy reference source. In keeping with its policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of September 13.

The next request for a variance, to receive its first reading, was submitted on behalf of Hennepin County Medical Center Pharmacy, by Mr. Doug Darling, Pharmacist-in-charge of Ambulatory Pharmacy Services. Mr. Darling is requesting a variance that would eliminate the need for checking the original manufacturer's container from which medication was withdrawn for the filling of prescriptions in that Hennepin County Medical Center Pharmacy is going to be installing automated prescription filling equipment, which will not allow this type of checking. In keeping with its policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of September 13. In the meantime, the Board directed Mr. Holmstrom to invite Mr. Darling to attend the Board's September meeting.

The next request for a variance, to receive its first reading, was submitted on behalf of Coborn's Long-Term Care Pharmacy in St. Cloud, Minnesota, by Mr. Jeffrey White, pharmacist-in-charge. Mr. White is requesting a variance that would allow Coborn's Long-Term Care Pharmacy to include five 10 mg. Morphine suppositories in the emergency kit for Assumption Care Center in Cold Spring, Minnesota. Mr. White is also requesting a variance that would allow Coborn's Long-Term Care Pharmacy to include six 10 mg. Morphine suppositories and two

duragesic 25 mg. Patches in the emergency kit for St. Benedict's Community Center Subacute Wing in St. Cloud, Minnesota. After a brief discussion, Mr. Vern Kassekert move and Mr. Carl Benson seconded that the Board suspend its policy of requiring two readings of variance requests and act on this request immediately. The motion passed. Mr. Kassekert then moved and Mr. Benson seconded that the Board approve the two variance requests submitted by Mr. White on behalf of Coborn's Long-Term Care Pharmacy for a period of one year. The motion passed.

The next request for a variance, to receive its first reading, was submitted on behalf of HealthEast St. John's Hospital Pharmacy by Ms. Linda Benson, pharmacist-in-charge. Ms. Benson is requesting a variance that would allow nurses in the Diabetes Care Center, associated with HealthEast St. John's Hospital, to dispense diabetic medications and insulin, which are legend drugs, as part of the comprehensive diabetes services, offered by the Diabetes Care Center. In keeping with its policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of September 13.

The next request for a variance, to receive its first reading, was submitted on behalf of Lakeview Hospital Pharmacy by Ms. Cynthia Appleseth, pharmacist-in-charge. Ms. Appleseth is requesting a variance that would allow a pharmacy technician to have access to the pharmacy after regular pharmacy hours, when admitted to the pharmacy by the nursing supervisor to assist in the preparation of doses of medication needed for immediate administration to inpatients. Mr. Vern Kassekert then moved and Ms. Betty Johnson seconded that the Board suspend its policy of requiring two readings of variance requests and act on Ms. Appleseth's request immediately. The motion passed. Ms. Betty Johnson then moved and Ms. Carol Peterson seconded that the Board deny Ms. Appleseth's request and directed Mr. Holmstrom to suggest, to Ms. Appleseth, that this is not an appropriate mechanism for dealing with overworked nursing staff at Lakeview Hospital. The motion passed.

The Board next turned its attention to requests for extensions of previously granted variances it has received since the last meeting. The first request for an extension, to be considered by the Board, was submitted on behalf of Target Pharmacy in Coon Rapids, Minnesota, by Mr. David Tschida, pharmacist-in-charge. Mr. Tschida is requesting an extension of a previously granted variance that allows Target to record prescription transfers electronically, and to print a monthly log of those transfers. Mr. Chuck Cooper then moved and Mr. Vern Kassekert seconded that the Board suspend its policy of requiring two readings for variances and act on Mr. Tschida's request immediately. The motion passed. Mr. Cooper then moved and Mr. Kassekert seconded that the Board extend the previously granted variance allowing the recording of prescription transfers electronically for a period of two years. The motion passed.

The next request for an extension of a previously granted variance was submitted on behalf of Albert Lea Medical Center Outpatient Pharmacy, by Mr. Ross Martinson, pharmacist-in-charge. Mr. Martinson is requesting an extension of a previously granted variance which allows the pharmacy to receive, store, and dispense drug samples from the medical center's outpatient pharmacy, instead of each individual physician having their own supply of sample medications within the facility. Mr. Carl Benson then moved and Mr. Chuck Cooper seconded that the Board suspend its policy of requiring two readings for variances and act on Mr. Martinson's request immediately. The motion passed. Mr. Benson then moved and Mr. Kassekert seconded that Mr.

Martinson's request for an extension of the previously granted variance allowing the Albert Lea Medical Center Outpatient Pharmacy to receive, store, and dispense drug samples from the facilities physicians be approved for an additional one year period of time. The motion passed.

The next request for an extension of a previously granted variance was submitted on behalf of Chronimed Pharmacy, by Ms. Linda Kobilarcik, pharmacist-in-charge. Ms. Kobilarcik is requesting an extension of a previously granted variance that divides the licensed area into two parts, one of which is secured and contains all of the legend drugs, and the other of which is office space where pharmacists provide patient counseling, prescriber consultation, prescription input, and utilization review. The second area is also used by billing specialists who perform clerical and financial functions, and customer service representatives who answer phone calls, and assist customers with non-professional questions. Ms. Kobilarcik is requesting a variance that would allow billing specialists and customer service representatives to work in the area when the pharmacist is not present and on duty. Ms. Betty Johnson then moved and Mr. Carl Benson seconded that the Board suspend its policy of requiring two readings for variances and act on Ms. Kobilarcik's request immediately. The motion passed. Ms. Johnson then moved and Mr. Benson seconded that the Board extend the previously granted variance for a two year period of time. The motion passed.

The next request for an extension of a previously granted variance was submitted on behalf of Dakota Treatment Center, by Ms. Kathleen Ivanov, pharmacist-in-charge. Ms. Ivanov is requesting an extension of a previously granted variance relating to the need to maintain prescription balances, weights, mortars and pestles, etc.; provides an exemption from a solid physical barrier around the pharmacy perimeter; and provides an exemption from conducting DUR for each patient at each visit. Mr. Carl Benson then moved and Mr. Chuck Cooper seconded that the Board suspend its policy of requiring two readings for variances and act on Ms. Ivanov's request immediately. The motion passed. Mr. Benson then moved and Mr. Kassekert seconded that the previously granted variance be extended for an additional two year period of time. The motion passed.

The next request for an extension of a previously granted variance, to be given its first reading, was submitted on behalf of Fairview Hiawatha Pharmacy, by Mr. Kevin Weckwerth, pharmacist-in-charge. Mr. Weckwerth is requesting an extension of the variance that allows Fairview Hiawatha Pharmacy to stock and dispense sample prescription medications for the physicians at the Fairview Hiawatha Clinic, located at the same address. Ms. Betty Johnson then moved and Mr. Carl Benson seconded that the Board suspend its policy of requiring two readings for variances and act on Mr. Weckwerth's request immediately. The motion passed. Ms. Johnson then moved and Mr. Benson seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The final request for an extension of a previously granted variance, receiving its first reading, was submitted on behalf of Nord's Pharmacy in Fosston, Minnesota, by Mr. John Nord, pharmacist-in-charge. Mr. Nord is requesting an extension of a previously granted variance that allowed Nord's Pharmacy to prepackage medication for dispensing by physicians at a clinic in Oklee, Minnesota. In keeping with its policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's

meeting of September 13. In the meantime, Mr. Holmstrom was directed to obtain additional information from Mr. Nord regarding his request.

The Board next addressed itself to requests for extensions of previously granted variances that were receiving their second reading. The first such request for an extension was submitted on behalf of Albany Apothecary by Mr. Will Seiler, pharmacist-in-charge. Mr. Seiler is requesting an extension of a previously granted variance that allowed Albany Apothecary to prepackage medications for dispensing by physicians at clinics in nearby communities. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the variance requested by Mr. Seiler be approved for a one year period of time, on condition that Mr. Seiler establish a policy of contacting patients for whom medication was dispensed in order to assure a thorough understanding of how to take the medication. The motion passed, with Mr. Vern Kassekert voting in opposition.

The next request for an extension of a previously granted variance receiving its second reading was submitted on behalf of Fairview Northland Pharmacy in Elk River, Minnesota, by Ms. Lisa Ganske, Regional Manager for Fairview Pharmacy Services. Ms. Ganske is requesting an extension of a previously granted variance that allows Northland Pharmacy Elk River to provide an emergency kit to the Sherburne County Jail, and to stock two oral controlled substances in the kit. Mr. Vern Kassekert then moved and Mr. Chuck Cooper seconded that the previously granted variance, as amended by adding the two oral controlled substances, be approved for a one year period of time. The motion passed.

The next request for an extension of a previously granted variance receiving its second reading was submitted on behalf of Hennepin County Medical Center, by Mr. Douglas Darling, Director of Ambulatory Pharmacy Services. Mr. Darling is requesting an extension of a variance that allowed drug samples to be stocked in the outpatient pharmacy for dispensing to clinic patients. Ms. Betty Johnson then moved and Mr. Carl Benson seconded that the previously granted variance, be approved for an additional one year period of time. The motion passed.

The next request for an extension of a previously granted variance receiving its second reading was submitted on behalf of St. Francis Regional Medical Center Pharmacy, by Ms. Anne Larson, pharmacist-in-charge. Ms. Larson is requesting an extension of a variance that allowed St. Francis Regional Medical Center Pharmacy to prepackage medications for dispensing by physicians after normal business hours at the Chaska Urgent Care Facility. Ms. Betty Johnson then moved and Ms. Carol Peterson seconded that the previously granted variance be extended for an additional one year period of time, on condition that Ms. Larson add, to her policies and procedures, a statement indicating that the pharmacist will phone each patient for whom medication was dispensed in order to make sure the patient understands the proper way to take the medication. The motion passed, with Mr. Vern Kassekert voting in opposition.

The next request for an extension of a previously granted variance was submitted on behalf of Greater Staples Hospital Pharmacy, by Ms. Pat Ryle, pharmacist-in-charge. Ms. Ryle is requesting an extension of a previously granted variance related to an emergency kit for hospice nurses, which is now being amended to include the storage of the emergency kit in a locked compartment within the hospital pharmacy. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that an extension of the previously granted variance, as amended, be approved for an

additional one year period of time. The motion passed.

The Board next reviewed a report from Pharmacist Michael Reinke, giving the Board the required six month update on a variance granted to Fairview Pharmacy Services, in December of 1999, which pertains to the operation of the QuickScript Automated Dispensing System. Mr. Reinke reports that, due to technical difficulties, the implementation of the QuickScript Automated Dispensing System has not yet taken place and is requesting that the Board extend the variance expiration date from November of 2000 to May of 2001. The Board approved Mr. Reinke's request and directed Mr. Holmstrom to inform Mr. Reinke that the previously granted variance will be extended from November of 2000, to May of 2001.

Mr. Cooper next led a discussion of the need for planning for Bio-terrorism attacks and the need for determining what role, if any the Board of Pharmacy should play in responding to such a threat. For instance, under what circumstances would the Board waive the normal record keeping requirement for the distribution of legend drugs?

No formal decisions were made on this issue at this time.

Mr. Holmstrom next informed the Board of some preliminary meetings he has had with representatives of the Board of Medical Practice and representatives from Purdue Frederick Pharmaceutical Company regarding the possibility of putting together a continuing education program for physicians and pharmacists on the issue of appropriate treatment of intractable pain. The Board indicated its support for this concept and authorized Mr. Holmstrom to continue his discussions with the other parties involved.

Mr. Holmstrom next presented, to the Board, a letter received from the Berne Scale Company in Minneapolis, Minnesota, pointing out, to the Board, some deficiencies in its current rules relating to prescription balances. The Board suggested that Mr. Holmstrom include this information in the next updating of Board of Pharmacy rules.

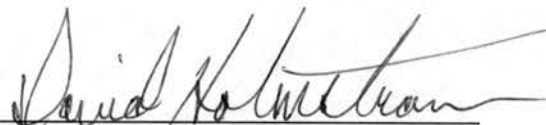
President Gibson next led a discussion of the issues that are of interest to the Board, which will be part of the programming at the District V Meeting of the Boards and Colleges of Pharmacy in the upper Midwest area. Further discussion of these issues will be held at the District V meeting, scheduled for August 10-12, in Winnipeg, Manitoba.

Mr. Holmstrom and Ms. Patricia Eggers, Office Manager for the Board of Pharmacy, next provided the Board with information regarding the need to upgrade the Board's licensing database, and rough estimates of costs associated with such an upgrade. The discussion also focused on the probable need for including an upgrade of the licensing system in the biennial budget request for Fiscal Years 2002 and 2003, which will be presented to the Legislature in the 2001 Legislative Session. The Board authorized Mr. Holmstrom to further explore this issue and provide the Board with additional information.

There being no further business to come before the Board at this time, President Gibson adjourned the meeting at 3:40 p.m.

A handwritten signature in cursive script, reading "Donald P. Gibson".

PRESIDENT

A handwritten signature in cursive script, reading "David Kolm".

EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND THIRTY-SECOND MEETING

At approximately 8:30 a.m., September 13, 2000, the Board of Pharmacy 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. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of July 26, 2000. Ms. Carol Peterson then moved and Mr. Carl Benson seconded that the minutes of the meeting of July 26, 2000 be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of EconoFoods Pharmacy in Red Wing, Minnesota, by Mr. James Linden, Director of Pharmacy Operations. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Mr. Vern Kassekert 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 Rainbow Pharmacy in Inver Grove Heights, Minnesota, by Mr. Richard Hayes, Director of Pharmacy Operations. 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 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 the performance of candidates for licensure by Examination, who have completed all parts of the June Board Examination. For Full Board Examination candidates, the Board determined that, in grading the Examination, 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, the Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that the following Full Board Examination candidates be granted licensure as pharmacists.

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Joelle K. Blasig	7605	117069-6
Jared A. Boe	7663	117070-6
Jeffrey A. Larson	7660	117065-4
Allana J. Mehlhorn	7706	117116-1
Justin P. Pham	7542	117066-7

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Thu T. Phan-Ly	7661	117067-0
Kara A. Purrier	7662	117068-3
Daniel J. Rehrauer	7707	117117-4

The Board next addressed itself to the performance of candidates for licensure by reciprocity who have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Carl Benson moved and Ms. Jean Lemberg seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7667	Hannah M. Agyeman-Mensah	NV
7668	Miki L. Campbell	OK
7704	Frank Cockman	OH
7688	Emmanuel Douah	MA
7698	Darren N. Fick	AZ
7671	Angella K. Fish	IA
7699	Brian M. Gardner	KY
7700	Jamie M. Gardner	KY
7689	Julie K. Harsma	SD
7690	Richard B. Harvey	MO
7702	Daniel L. Heinis	IL
7680	William R. Long	ND
7701	Brent E. Kosel	ND
7691	Jenna K. Lovely	SD
7292	Julie C. McLaughlin	NV
7705	John L. Miller	IN
7681	Amy Parr	NV
7683	Melanie S. Sliger	VA
7672	Gary S. Spivey	IA
7682	Kari Timms	ND
7703	Stuart E. Tolman	NY

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. Robert Holley, Legal Counsel for the Board, of a proposed stipulation and order in the matter of the pharmacist license of Mr. Carl G. Baumann, Jr. The stipulation was developed subsequent to a disciplinary conference, held August 9, 2000, with Mr. Baumann. Mr. Baumann now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order

with Mr. Baumann, Mr. Chuck Cooper moved and Mr. Vern Kassekert 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. Gorecki. The stipulation was developed subsequent to a disciplinary conference, held August 9, 2000 and continued on August 29, 2000, with Mr. Gorecki. Mr. Gorecki now personally appeared before the Board to discuss the proposed stipulation and order. After discussing the proposed stipulation and order with Mr. Gorecki, Mr. Carl Benson moved and Ms. Betty Johnson seconded that the Board accept the stipulation and order as proposed, and that Mr. Holmstrom be directed to sign the stipulation and order on the Board's behalf. The motion passed.

The next item of a quasi-judicial nature, to come before the Board, was a petition by Mr. Bradley D. Wacholz for the reinstatement of his license to practice pharmacy. Mr. Wacholz was suspended by order of the Board on July 26, 2000. Mr. Wacholz presented evidence to the Board that he has met the requirements for reinstatement of his license, and requested that his license to practice pharmacy be reinstated and that he be placed on probation in accordance with the terms of the Board's July 26 order. Mr. Wacholz now personally appeared before the Board to discuss his petition. After hearing from Mr. Wacholz and discussing his case, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that Mr. Wacholz be reinstated and be placed on probation in accordance with the terms of the July 26 order. The motion passed.

The Board now returned to its general business session.

Mr. Holmstrom next presented, to the Board, a list of continuing education programs submitted to and approved by the Continuing Education Advisory Task Force between the dates of July 11, 2000 and August 8, 2000. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Chuck Cooper 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, several letters requesting extensions of time in which to complete the Board's continuing education requirement. After discussing the issue of extension requests, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that Mr. Holmstrom be authorized to grant pharmacists who request an extension, extensions not longer than extending through October 31, 2000. If pharmacists request extensions beyond October 31, they will need to provide detailed information on the need for the request, the length of extension needed, what programs will be used to meet the CE requirements, and they need to submit this documentation to the Board. The motion passed.

Mr. Carl Benson next led a discussion of the various issues relating to the use of pharmacy technicians in Minnesota. Mr. Benson suggested that the Board establish an Ad Hoc Task Force, regarding the use of technicians, which will look into issues such as the role of pharmacy technicians, whether the Board should establish a requirement for certification or competency examinations of technicians, whether certified technicians should be authorized to perform

additional functions in a pharmacy, etc. Mr. Benson suggested that the Ad Hoc Committee include representatives of the Board of Pharmacy, the Minnesota Pharmacists Association, the Minnesota Society of Health System Pharmacists, pharmacy technician educators, pharmacy technicians, independent pharmacy owners, and chain pharmacy managers.

Among the Board members, Mr. Chuck Cooper, Mr. Vern Kassekert, Mr. Carl Benson, Ms. Betty Johnson, and Ms. Jean Lemberg volunteered to serve on the Ad Hoc Task Force. Mr. Holmstrom was then directed to contact the other organizations and establish a meeting schedule for the Ad Hoc Committee.

Mr. Jeffrey Lindoo, representing Thrifty White Stores, Inc., now appeared before the Board to discuss a variance request relating to the use of Lorazepam 0.5 mg. tablets in emergency kits at nursing homes. Mr. Lindoo pointed out that the Board's rule, relating to emergency kits, prohibits the inclusion of "sedative" drugs and contends that the intention was to keep medication used to induce sleep out of emergency kits, in that insomnia, ordinarily, is not an emergency situation. Lorazepam, however, while being categorized as a "sedative," is often used to treat agitation in residents with dementia, and to treat terminal agitation in residents in the process of dying. Mr. Lindoo is requesting a variance that would allow Lorazepam 0.5 mg. tablets to be included in nursing home emergency kits for use in agitation. After discussing Mr. Lindoo's request, Mr. Vern Kassekert moved and Ms. Jean Lemberg seconded that the Board take the position that Mr. Lindoo's request is not a variance, but simply a request for interpretation of the Board's existing rule, and that the Board interpret the rule in question to allow the use of controlled substance sedatives in nursing home emergency kits for use in conditions of agitation. The motion passed, with Mr. Carl Benson abstaining.

The Board next turned its attention back to the review of variance requests that have been submitted to the Board. The Board first addressed itself to new variance requests getting their first reading. The first such request was submitted on behalf of Amanda Rhode. Ms. Rhode is requesting a variance to the rule relating to pharmacist preceptors, which requires pharmacists, intending to register as preceptors, to have been licensed pharmacists for two years prior to becoming eligible to function as a preceptor. After discussing this request and noting that the Board's Internship Advisory Committee has discussed this issue and continues to take the position that a pharmacist, who intends to act as a preceptor for a pharmacy student, should have at least two years of experience as a licensed pharmacist before being eligible to register as a preceptor, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the Board suspend its established policy of two readings for new variance requests and act on this request immediately. The motion passed. Ms. Carol Peterson then moved and Mr. Carl Benson seconded that the Board deny the variance requested by Ms. Rhode. The motion passed.

The next request for a variance, to receive its first reading, was submitted on behalf of Hutchinson Hospital Pharmacy by Ms. Dawn Hagen, Pharmacy Supervisor. Ms. Hagen is requesting an extension to a previously granted variance that allows her hospital pharmacy to control sample medication storage and distribution, and is also requesting a new variance that would allow a recently identified non-adjointing space to be occupied by pharmacy, as part of the

pharmacy's licensed area. In keeping with its established policy of requiring two readings for all variance requests, the Board took these requests under consideration and will give them the second reading at the Board's meeting of October 24.

The next request for a variance, to receive its first reading, was submitted on behalf of Rum River Drug by Ms. Ruth Tomczyk, Retail Pharmacy Coordinator. Ms. Tomczyk is requesting a variance that would allow a registered pharmacy technician to work in the pharmacy for one hour before the pharmacy is open.

Rum River Drug is physically located next to the Cambridge Medical Center Pharmacy. The hospital pharmacy would be staffed with a registered pharmacist at the time in question. The door between the two pharmacies would remain open to allow supervision by the hospital pharmacist. The technician would only do clerical work during the time in question. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of October 24.

The next request for a variance, to receive its first reading, was submitted on behalf of Rx Express by Ms. Deborah Frazey, pharmacist-in-charge. Ms. Frazey is requesting a variance that would allow the return of blister-packed medications from assisted living facilities, following the same procedures as is currently used for medication being returned from nursing homes. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of October 24.

The next request for a variance, to receive its first reading, was submitted on behalf of Tracy Hospital Pharmacy by Ms. Jean Metcalf, pharmacist-in-charge. Ms. Metcalf is requesting a variance that would allow staff at the Tracy Area Medical Clinic to obtain controlled substance drugs, needed for patients at the clinic from the nursing station at the hospital, using an ER/outpatient order form. After discussing this request, the Board determined that this issue is not controlled by Board of Pharmacy rules and is, thus, not something that the Board can address through the use of variances.

The Board next turned its attention to requests for extensions of previously granted variances it has received since the last meeting. The first request for an extension, to be considered by the Board, was submitted on behalf of Rochester Methodist Hospital by Ms. Karen Bergrud, pharmacist-in-charge. Ms. Bergrud is requesting an extension of a previously granted variance that allows the hospital to utilize pharmacy technicians in a five-to-one ratio in the pharmacy production laboratory. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of October 24.

The next request for an extension, of previously granted variance, was submitted on behalf of PharMerica by Mr. John Lomnicki, pharmacist-in-charge. Mr. Lomnicki is requesting an extension of a previously granted variance that allows nurses, employed by PharMerica, to check

and inventory the emergency kits at long-term care facilities. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of October 24.

The Board next addressed itself to requests for variances receiving their second reading. The first such request was submitted on behalf of Lakeview Hospital Pharmacy in Stillwater, Minnesota, by Ms. Cynthia Appleseth, Pharmacy Director. Ms. Appleseth is requesting that the Board reconsider its decision, of July 26, 2000, to deny her request to have pharmacy technicians authorized to enter the pharmacy and prepare needed doses after regular pharmacy hours when no pharmacist was present and on duty. Ms. Appleseth has modified her proposal providing that only pharmacy technicians accompany the charge nurse into the pharmacy after regular pharmacy hours in order to assist the nurse in finding the medication needed. Ms. Appleseth now personally appeared before the Board to discuss her request. After hearing from Ms. Appleseth and thoroughly discussing the issue, Mr. Carl Benson moved and Ms. Betty Johnson seconded that Ms. Appleseth's request be approved for a one year period of time, on condition that the technician involved be a certified technician, that the technician cannot be in the pharmacy alone, and that the technician can only accompany the nurse into the pharmacy in order to help locate the needed drugs. The motion passed.

The next request for a variance, receiving its second reading, was submitted on behalf of Hennepin County Medical Center by Mr. Doug Darling, Director of Ambulatory Pharmacy Services. Mr. Darling is requesting a variance that would exempt the pharmacy from the Board's requirement of checking the immediate container from which the medication was withdrawn as part of the certification process, in that the pharmacy is installing an automated filling machine that would make compliance with the Board's rule impossible.

Citing potential conflict of interest, Mr. Charles Cooper excused himself from the meeting during the Board's discussion and deliberation on this variance request.

Mr. Darling now personally appeared before the Board to discuss his request. After receiving the information Mr. Darling provided, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the variance, requested by Mr. Darling, be approved for a one year period of time. The motion passed.

The next request for a variance, receiving its second reading, was submitted on behalf of St. John's Hospital by Ms. Linda Benson, Director of Pharmacy Services. Ms. Benson is requesting a variance that would allow the nurses, affiliated with the HealthEast Diabetes Care Center, to dispense two legend drugs, Humalog® and Lilly 75/25, in a similar manner to insulin and other diabetes products during the course of their educating of new diabetic patients. Ms. Benson is proposing that the dispensing be accomplished through the use of a pre-script type of system, whereby prescriptions for the dispensed items would be returned to St. John's Pharmacy after the medication has been dispensed. After again discussing Ms. Benson's proposal, Ms. Betty Johnson moved and Mr. Carl Benson seconded that the variance, proposed by Ms. Benson, be approved for a one year period of time. The motion passed.

The next request for a variance, to receive its second reading, was submitted on behalf of Wayzata Rexall Drug by Mr. Thomas Forchay, pharmacist-in-charge. Mr. Forchay is requesting that the Board accept the reference book, "Drug Information Handbook" as his pharmacy's pharmacotherapy reference source. Ms. Betty Johnson then moved and Mr. Chuck Cooper seconded that the Board grant Mr. Forchay the variance he requested on a permanent basis. The motion passed.

The next request for a variance, to receive its second reading, was submitted on behalf of Falls Memorial Hospital Pharmacy by Mr. Scott Groehler, pharmacist-in-charge. Mr. Groehler is requesting a variance that would allow him to develop a pre-script system of prepackaged medications for use in the emergency room and the urgent care clinic affiliated with Falls Memorial Hospital. After again discussing Mr. Groehler's request, Mr. Charles Cooper moved and Ms. Carol Peterson seconded that Mr. Groehler's request be approved for a one year period of time. The motion passed.

The next request for a variance, to receive its second reading, was submitted on behalf of Fairview Lakes Regional Medical Center Pharmacy by Mr. Mark Nelson, pharmacist-in-charge. Mr. Nelson is requesting a variance to Minn. Rule 6800.3100, Subpart 3 relating to pharmacist certification of first doses, administered to patients at the Fairview Lakes Regional Medical Center. Mr. Nelson is requesting that first dose records of certification be maintained for only a 30-day period of time, rather than the full two years. After noting that Mr. Nelson's request applies only to the first dose of medication administered, Mr. Charles Cooper moved and Mr. Carl Benson seconded that the Board grant the variance, requested by Mr. Nelson, and that the variance be valid indefinitely. The motion passed.

Mr. Holmstrom next presented, to the Board, a memo he received, from the Director of Professional Services for Wal-Mart Pharmacies, regarding Wal-Mart's policy of closing the pharmacy briefly each day in order to provide pharmacists with an opportunity for an uninterrupted lunch break. After reviewing Wal-Mart's memo, the Board directed Mr. Holmstrom to communicate its approval of the proposal to Wal-Mart.

Mr. Holmstrom next presented, to the Board, information he received from MedData, which provided information on the electronic prescribing system being developed by MedData. MedData is requesting Board input on the legality of its prescribing system in the state of Minnesota. The Board directed Mr. Holmstrom to review the information, supplied by MedData, and respond accordingly.

Mr. Holmstrom next presented the Board with a letter he received from Richard Spehar, Pharmacy Manager at St. Mary's Medical Center Pharmacy in Duluth. Mr. Spehar described a proposal whereby St. Mary's Medical Center Pharmacy in Duluth would provide medications through an automated distribution system to St. Mary's Hospital Superior in Wisconsin. Mr. Spehar is requesting that the Board approve the operation of this system, since it crosses state lines. After reviewing the proposal by Mr. Spehar, the Board directed Mr. Holmstrom to inform Mr. Spehar that it does not see any problems with the proposal as it was presented.

Mr. Holmstrom next presented the Board with information relating to the biennial budget process, developed by the Governor's Office and the Department of Finance, for the fiscal year 2002-2003 biennium. After discussing the issues involved, the Board concurred with the recommendation of Mr. Holmstrom and President Gibson that the Board delay its request for additional funding for updating its licensing database, and move towards electronic government services because of the requirement for cutting 2.5% out of the Board's base budget in order to be authorized to make a request for additional funding.

Mr. Holmstrom next provided the Board with information regarding the NABP Health Law Officers Conference, scheduled for November 12-14, 2000. After discussing the agenda for the meeting, Mr. Carl Benson moved and Ms. Carol Peterson seconded that Mr. Holmstrom be authorized to attend the NABP Health Law Officers Conference at Board expense. The motion passed.

The Board next turned its attention to establishing a schedule of meeting dates for future meetings. The meeting dates identified for calendar year 2001 are as follows:

January 9, 2001	Board Examination
January 10, 2001	Business Meeting
March 7, 2001	Business Meeting
April 25, 2001	Business Meeting
May 5-9, 2001	NABP Annual Meeting
June 7, 2001	Board Examination
June 8, 2001	Business Meeting
July 25, 2001	Business Meeting
August 16-18, 2001	District V Meeting
September 19, 2001	Business Meeting
October 24, 2001	Business Meeting
December 5, 2001	Business Meeting

There being no further business to come before the Board at this time, President Gibson adjourned the meeting at approximately 3:15 p.m.


PRESIDENT


EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND THIRTY-THIRD MEETING

At approximately 8:30 a.m., October 24, 2000, the Board of Pharmacy 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. Also in attendance were the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of September 13, 2000. Mr. Carl Benson then moved and Ms. Betty Johnson seconded that the minutes of the meeting of September 13, 2000 be approved as written. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Walgreens Pharmacy in Woodbury, Minnesota, by Mr. Greg Schillings, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper 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 second application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Costco Wholesale Number 377 in St. Louis Park, Minnesota, by Mr. Tom Drougas, District Pharmacy Manager. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 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 third application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Lake Superior Treatment Center in Duluth, Minnesota, by Mr. Rich Januszewski, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, and considering that the variance was requested as a result of the unique nature of this Methadone Program pharmacy, Ms. Carol Peterson moved and Mr. Carl Benson seconded that the application and the variances relating to minimum equipment and pharmacists on duty 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 Pracs Institute Ltd. in East Grand Forks, Minnesota, by Mr. James Carlson, Director of Operations. After carefully reviewing this application and noting that a diagram of the proposed pharmacy was not included with the application, and that Mr. Carlson is not a licensed pharmacist in Minnesota, Ms. Betty Johnson 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 for the pharmacy, subject to the receipt of a diagram of the proposed 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 the review of variance requests that have been submitted to the Board. The Board first addressed itself to new variance requests that were getting their first reading. The first such request was submitted on behalf of Care Alliance Pharmacy, by Ms. Jeannette Haggerty, Director of Consulting Services. Ms. Haggerty is requesting a variance that would allow nurses, employed by Care Alliance Pharmacy, to assist pharmacists with the monthly inventory of emergency kits at long-term care facilities. After considering this request and discussing the similarity with previously granted variances, Mr. Chuck Cooper moved and Mr. Vern Kassekert seconded that the Board suspend its operational rules requiring two readings and act on this request immediately. The motion passed. Mr. Carl Benson then moved and Ms. Carol Peterson seconded that the variance, requested on behalf of Care Alliance Pharmacy, be approved for a one year period of time. The motion passed.

The Board next turned its attention to new requests for variances receiving their second reading. The first request for a new variance, receiving its second reading, was submitted on behalf of Rum River Drug, by Ms. Ruth Tomczyk, pharmacist-in-charge. Ms. Tomczyk is requesting a variance that would allow a registered pharmacy technician to work in the pharmacy for one hour before the pharmacy is open, while being under the "supervision" of pharmacists next door in the adjoining Cambridge Medical Center Pharmacy. After discussing this request, Mr. Carl Benson moved and Ms. Betty Johnson seconded that the request be denied, and that Ms. Tomczyk be directed to explore other possibilities. The motion passed.

The next request for a new variance, receiving its second reading, was submitted on behalf of Rx Express, by Ms. Deborah Frazey, pharmacist-in-charge. Ms. Frazey is requesting a variance that would allow the return of blister packed medications, from assisted living facilities, following the same procedure as is currently used for medication being returned from nursing homes. After a discussion of the various issues relating to the return of medications, Ms. Jean Lemberg moved to deny the requested variance. The motion died for lack of a second. After additional discussion, Mr. Vern Kassekert moved and Ms. Betty Johnson seconded that the variance be approved for a one year period of time, on condition that no returns would be permitted if the medication had been in control of the patient at the assisted living facility, and on condition that all of the assisted living facilities involved in the return program be identified to the Board. The motion passed.

The Board next turned its attention to requests for extensions of previously granted variances that were receiving their first reading.

The first such request was submitted on behalf of Lakeview Hospital Pharmacy, by Ms. Cynthia Appleseth, Director of Pharmacy. Ms. Appleseth is requesting an extension of a previously granted variance, which allows the pharmacy to furnish portable containers of medications to hospice and homecare nurses for use in emergency situations when the emergency box contains controlled substance drugs. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of December 6.

The next request for an extension, of a previously granted variance to receive its first reading, was submitted on behalf of Regions Hospital, by Ms. Peggy Scholberg, Director of Pharmacy Services. Ms. Scholberg is requesting an extension to a previously granted variance relating to a Tech-check-tech program for in-patient unit-dose cart-filled distribution systems at Regions Hospital. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of December 6. In the meantime, the Board directed Mr. Holmstrom to contact Ms. Scholberg and request statistics on the accuracy of the Tech-check-tech system for in-patient unit-dose cart-fills.

The next request for an extension of a previously granted variance, to receive its first reading, was submitted on behalf of Ridgeview Pharmacy, by Ms. Sally Twitty, pharmacist-in-charge. Ms. Twitty is requesting an extension to a previously granted variance that allows Ridgeview Pharmacy to control the distribution of sample medications for Western OB/GYN Clinic. In keeping with its established policy of requiring two readings for variance requests, the Board took this request under consideration and will give it its second reading at the Board's meeting of December 6.

The Board next turned its attention to requests for extensions of previously granted variances that are receiving their second readings.

The first such variance request was submitted on behalf of the Hutchinson Community Hospital Pharmacy, by Ms. Dawn Hagen, Pharmacy Supervisor. Ms. Hagen now personally appeared before the Board to discuss her request. Ms. Hagen is requesting an extension of a previously granted variance, which allows the pharmacy to control sample medication storage and distribution, and a second request for including non-adjointing space as part of the licensed pharmacy area. After discussing these requests with Ms. Hagen, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the variances, requested by Ms. Hagen, be approved for a one year period of time. The motion passed.

The second request for an extension, of a previously granted variance receiving its second reading, was submitted on behalf of Nord's Pharmacy in Fosston, Minnesota, by Mr. John Nord, pharmacist-in-charge. Mr. Nord is requesting an extension of a previously granted variance that allows his pharmacy to prepackage medications for dispensing by physicians at the clinic in nearby Oklee. After reviewing additional information, provided by Mr. Nord since the Board gave this variance its first reading, Ms. Betty Johnson moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The next request for a variance extension, receiving its second reading, was submitted on behalf of PharMerica by Mr. John Lomnicki, pharmacist-in-charge. Mr. Lomnicki is requesting an extension of a previously granted variance that allows nurses, employed by PharMerica, to check and inventory the emergency kits at long-term care facilities serviced by PharMerica. Mr. Chuck Cooper then moved and Ms. Betty Johnson seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The final request for an extension, of a previously granted variance receiving its second reading, was submitted on behalf of Rochester Methodist Hospital Pharmacy, by Ms. Karen Bergrud, pharmacist-in-charge. Ms. Bergrud is requesting an extension of a previously granted variance that allows Rochester Methodist Hospital to utilize pharmacy technicians in a five-to-one ratio in the pharmacy production lab. Mr. Vern Kassekert then moved and Ms. Carol Peterson seconded that the previously granted variance be extended for an additional one year period of time. The motion passed.

The Board next welcomed Ms. Audry Neely and Mr. Mike Simko from Walgreens Corporate Offices, Ms. Kelly Beaudoin and Ms. Sue Fenner, two of Walgreens' District Managers, and three pharmacists-in-charge at various local Walgreens Pharmacies to the meeting. The Walgreen representatives came before the Board to provide an update on the relative successes and failures of the Walgreen "refill center" concept, implemented as a pilot project earlier this summer. The Walgreen representatives reported that a maximum of three technicians have been working with one pharmacist on duty at the refill center pharmacy, and that approximately 350 to 450 prescriptions per night are being filled and delivered back to the five participating Walgreen Pharmacies. It was also reported that only one error has been discovered out of the approximately 23,000 prescriptions that have been refilled at the refill center.

The Board members and Walgreen representatives then engaged in a lengthy and wide-ranging discussion of dispensing errors at Walgreen Pharmacies in general, and what can be done to reduce the number of errors being reported.

At the conclusion of these discussions, the Board thanked the Walgreen representatives for coming, and indicated that it looked forward to the final report of the refill center pilot project at its meeting of January 10, 2001.

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 August 8, 2000 and September 12, 2000, and September 12, 2000 and October 10, 2000. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Carol Peterson moved and Ms. Betty Johnson 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 suggested minor procedural policy changes relating to continuing education. After discussing the proposed procedural changes, Mr. Carl Benson moved and Mr. Chuck Cooper seconded that the Board authorize office staff to implement the proposals. The motion passed.

The Board next reviewed a list of pharmacists who are requesting extension of time in which to report their continuing education participation. After discussing extension requests in general, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that those pharmacists, who have requested extensions up to December 31, 2000, be granted such extensions, but that the Board deny extension requests for time beyond December 31, and limit the requests to the December 31 timeframe. The motion passed.

The Board next addressed itself to the performance of candidates for licensure by reciprocity, who have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7709	Carl W. Kolpin	IA
7710	Wendy Saccone	NJ
7711	Ira Joel Stein	NJ
7712	Troy Douglas Burke	WA
7713	Cheryl Dawn Bixby	SD
7714	Teresa Jean Cisar	MD
7715	Todd Paul Nelson	AZ
7716	Robert Alan Fleniken	LA
7717	Sam Kin Leung	IL
7718	Joan Suchocki Lucas	OH
7719	Debra Anne Stinson	OH

The motion passed.

The Board next turned its attention to the performance of candidates for licensure by Examination, who have completed all parts of the June Board Examination. For Full Board Examination candidates, the Board determined that, in grading the Examination, 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 Multi-state Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Mr. Vern Kassekert moved and Mr. Carl Benson seconded that the following candidates be granted licensure as pharmacists.

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Irene Yi-Jung Lu	7708	117118-7

The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Ms. Trang Njuyen that the Board release her NAPLEX and MPJE scores, even though she has not yet taken the Board's Practical Examination, in that she was forced to miss the June Practical Exam because of a family matter and is scheduled to take it in January of 2001. After a brief discussion, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that Mr. Holmstrom be authorized to release partial scores to Ms. Nguyen. The motion passed.

Mr. Holmstrom next presented, to the Board, a request from Mr. Samuel Wagner, a foreign pharmacy graduate who is seeking licensure in Minnesota, that some of his previous experience be accepted in lieu of internship hours, required as a prerequisite for examination. Mr. Holmstrom further reported that the Internship Committee has considered Mr. Wagner's request, and recommends that the Board grant 400 hours of internship credit to Mr. Wagner for his previous experience. Ms. Betty Johnson then moved and Mr. Vern Kassekert seconded that the Board grant Mr. Wagner 400 hours of internship credit for his previous experience. The motion passed.

Mr. Holmstrom next presented, to the Board, a fax from Mr. Keith Pearson relating to the requirement of the Department of Human Services that pharmacists dispense split tablets of the drug Zoloft when certain dosage forms are prescribed. After observing that the scenario being required of pharmacists is terribly confusing to the patient, Mr. Chuck Cooper moved and Ms. Betty Johnson seconded that Mr. Holmstrom be directed to write a letter to the Department of Human Services regarding the patient safety issues, attendant to the requirement that partial tablets be dispensed in order to obtain reimbursement. The motion passed.

There being no further issues to come before the Board requiring Board action at this time, President Gibson adjourned the meeting at approximately 2:30 p.m.



PRESIDENT



EXECUTIVE DIRECTOR

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND THIRTY-FOURTH MEETING

At approximately 8:30 a.m., December 6, 2000, the Board of Pharmacy met in the University Room, 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 Mr. Charles Cooper, who was excused to attend the Mid-Year Clinical Meeting of the American Society of Health-Systems Pharmacists. 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 October 24, 2000. Ms. Carol Peterson then moved and Mr. Carl Benson seconded that the minutes of the meeting of October 24, 2000 be approved as written. The motion passed.

The Board immediately went into executive session and 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 matter of the pharmacist license of Ms. Dayna Burns-Martin. Ms. Burns-Martin is currently on probation with the Board and is requesting that the Board release her from the terms of her probation upon her enrollment in the Health Professional Services Program (HPSP). Ms. Burns-Martin now appeared before the Board to discuss her request. Ms. Burns-Martin has previously appeared before the Board's Committee on Professional Standards and that Committee supports Ms. Burns-Martin's request. After discussing the issues involved with Ms. Burns-Martin, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the Board accept the proposal to release Ms. Burns-Martin from the terms of probation, upon her enrollment in HPSP. 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. C. Frederic Axelson. The Stipulation was developed subsequent to a disciplinary conference held November 15, 2000 with Mr. Axelson. Mr. Axelson now personally appeared before the Board to discuss the proposed Stipulation and Order. After discussing the proposed Stipulation and Order with Mr. Axelson, Mr. Carl Benson moved and Ms. Betty Johnson 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 Board now returned to its general business session.

At this time Mr. William Schommer and Mr. Robert Beacher, both from Fairview Pharmacy Services, appeared before the Board to update the Board on the relative successes and failures of a tele-pharmacy project undertaken by Fairview and to update the Board on new technology being developed by Fairview. No formal Board action was required, nor was any Board action taken.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Cub Pharmacy #734 in Mankato, Minnesota, by Mr. Ray Ristvedt, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy and noting that Pharmacy Board Surveyor Les Kotek has already inspected the pharmacy, Mr. Vern Kassekert moved and Mr. Carl Benson 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 Sam's Pharmacy #10-6320 in Hermantown, Minnesota, by Mr. Mike Perell, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Carl Benson moved and Ms. Betty Johnson 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 Snyder Drug Store #5025 in Orono, Minnesota, by Mr. Jerry Edwards, Director of Pharmacy Operations. After carefully reviewing this application and a diagram of the proposed pharmacy and noting that the pharmacy has already been inspected by Ms. Candice Fleming, Pharmacy Board Surveyor, and after noting that Ms. Paula Manthe has been identified as the pharmacist-in-charge for the new pharmacy, Ms. Betty Johnson moved and Mr. Vern Kassekert seconded that the application be approved and a license issued. The motion passed.

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

The fifth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy #10-2957 in Detroit Lakes, Minnesota by Mr. Darren Mack, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Jean Lemberg moved and Ms. Carol Peterson seconded that the application be approved and a license issued, subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy #10-3209 in Elk River, Minnesota by Mr. Jess Brown, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Betty Johnson moved and Mr. Vern Kassekert 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 Wal-Mart Pharmacy #10-2937 in Hibbing, Minnesota by Mr. Michael McNulty, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Vern Kassekert 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 eighth application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Wal-Mart Pharmacy #10-2882 in Maple Grove, Minnesota by Ms. Lisa McNulty, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Ms. Betty Johnson 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 ninth and final application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Rx Artisans, Inc. in Wayzata, Minnesota by Mr. Mark Wolf, pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy and noting that Rx Artisans will be located within Wolf's Wayzata Pharmacy in Wayzata, Minnesota and will be open only limited hours, thus allowing Mr. Wolf to be pharmacist-in-charge at both locations simultaneously, Ms. Betty Johnson moved and Mr. Vern Kassekert 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 the review of variance requests that have been submitted to the Board. The Board first addressed itself to new variance requests that were getting their first reading. The first variance to be considered by the Board was a request to transfer an existing variance granted to Hennepin County Medical Center from one pharmacy, within the complex, to a different pharmacy, within the complex. After reviewing this request, Ms. Betty Johnson moved and Mr. Carl Benson seconded that the Board suspend its established policy of two readings, for new variance requests, and act on this request immediately. The motion passed. Mr. Vern Kassekert then moved and Mr. Carl Benson seconded that the Board grant the variance requested. The motion passed.

Mr. Gary Matson, Ambulatory Pharmacy Services Manager, also submitted the next request for a variance, to receive its first reading, on behalf of Hennepin County Medical Center. Mr. Matson is requesting a variance to the technician to pharmacist ratio for Hennepin County Medical Center One North Pharmacy. Mr. Matson is proposing that a pharmacy technician, located at the One North Pharmacy, and assigned the responsibility for the preparation of prescriptions for the Health Assessment and Promotion Clinic, not be counted in the ratio of technicians to pharmacists at the One North Pharmacy. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it the second reading at the Board's meeting of January 10, 2001. In the meantime the Board directed Mr. Holmstrom to attempt to gather additional information about this request from Mr. Matson.

Ms. Karen Bergrud, Pharmacist-in-charge, submitted the next request for a variance, to receive its first reading, on behalf of Rochester Methodist Hospital Pharmacy. Ms. Bergrud is requesting a variance that would expand the check-tech-check program at Rochester Methodist Hospital to include the checking of medications pulled by a technician for purposes of filling the Pyxis Med stations at the hospital. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it the second reading at the Board's meeting of January 10, 2001. In the meantime, the Board directed Mr. Holmstrom to attempt to obtain additional information from Ms. Bergrud.

The next request for a variance, to receive its first reading, was submitted on behalf of MeritCare East Grand Forks Pharmacy by Ms. Susan Schnase, Outpatient Pharmacy Manager at MeritCare Health Systems in Fargo, North Dakota. Ms. Schnase is requesting a variance, which would allow the MeritCare East Grand Forks Pharmacy to store sample medications in the pharmacy on behalf of the physicians in the affiliated clinic. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it the second reading at the Board's meeting of January 10, 2001. In the meantime, Mr. Holmstrom was directed to obtain additional information on the proposal from Susan Schnase and to contact the pharmacist-in-charge at MeritCare East Grand Forks Pharmacy regarding the need for that individual to sign-off on this request.

Ms. Jill Hutchinson, Pharmacist-in-charge, submitted the final request for a variance, to receive its first reading, on behalf of Omnicare-Minnesota Pharmacy. Ms. Hutchinson is requesting a variance that would allow Omnicare-Minnesota to provide a stock supply of emergency medications, in an emergency kit, for Twin Town Treatment Center in St. Paul. In keeping with its established policy of requiring two readings for all variance requests, the Board took this request under consideration and will give it the second reading at the Board's meeting of January 10, 2001. In the meantime, the Board directed Mr. Holmstrom to contact Ms. Hutchinson regarding some additional information.

The Board next turned its attention to requests of extensions of previously granted variances it has received since the last meeting.

The Board first addressed extension requests receiving their first reading. Mr. Trace Roller, Pharmacist-in-charge, submitted the first request for an extension to be considered by the Board on behalf of Coborn's Pharmacy #2 in Foley, Minnesota. Mr. Roller is requesting an extension of a previously granted variance, that allows Coborn's Pharmacy to accept medication returns from the Benton County Jail in Foley, Minnesota under the same conditions as applicable to nursing homes served by Coborn's Pharmacy. Ms. Betty Johnson moved and Mr. Carl Benson seconded that the Board suspend its established policy of requiring two readings for variance requests and act on this request immediately. The motion passed. After discussing the whole concept of allowing the return of medications under limited circumstances, Mr. Carl Benson moved and Ms. Carol Peterson seconded, that Mr. Roller's request for an extension of the previously granted variance be approved for a one-year period of time. The motion passed.

The next request for an extension, of a previously granted variance, receiving its first reading, was submitted on behalf of St. Francis Regional Medical Center in Shakopee, Minnesota by Ms. Anne Larson, Pharmacist-in-charge. After determining that Ms. Larson's request did not actually constitute a variance request, but only a clarification on whether a policy implemented by St. Francis Regional Medical Center, regarding an existing variance, meets with the Board's approval. The Board directed Mr. Holmstrom to inform Ms. Larson that the policy developed by St. Francis Regional Medical Center is acceptable to the Board.

The Board next turned its attention to requests for extensions of previously granted variances receiving their second reading. Ms. Cynthia Appleseth, pharmacist-in-charge, submitted the first request, for an extension receiving its second reading, on behalf of Lakeview Hospital Pharmacy. Ms. Appleseth is requesting an extension of a previously granted variance that would allow Lakeview Hospital Pharmacy to furnish portable containers of medications, to hospice and home care nurses, which contain certain controlled substance drugs. After again discussing Ms. Appleseth's request Ms. Betty Johnson moved and Mr. Carl Benson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

Ms. Peggy Scholberg, pharmacist-in-charge, submitted the next request for an extension, receiving its second reading, on behalf of Regions Hospital Pharmacy. Ms. Scholberg is requesting an extension of the tech-check-tech program for in-patient unit dose cart fill distribution systems at Regions Hospital Pharmacy. After reviewing Ms. Scholberg's request and reviewing a report from Ms. Michele Boock, Pharmacy Board Surveyor, Ms. Betty Johnson moved and Ms. Carol Peterson seconded that the Board grant a temporary extension of the variance valid until March 15, 2001, by which time a determination can be made as to whether the program is in compliance with required quarterly audits of the checking technicians. The motion passed.

The final request, for an extension of a previously granted variance, to receive its second reading was submitted on behalf of Ridgeview Pharmacy in Chaska, Minnesota by Ms. Sally Twitty, pharmacist-in-charge. Ms. Twitty is requesting an extension of a previously granted variance, regarding the handling of sample medications by the pharmacy on behalf of Western

OB/GYN Clinic. After carefully reviewing the policies and procedures developed by Ms. Twitty, in support of her request, Mr. Carl Benson moved and Mr. Vern Kassekert 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 list of continuing education programs, submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of October 10, 2000 and November 14, 2000. After reviewing the list of programs, submitted to and reviewed by the Continuing Education Advisory Task Force, Ms. Carol Peterson moved and Mr. Vern Kassekert seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed itself to several pharmacists who have submitted letters to the Board requesting additional extensions of time in which to complete their continuing education participation, which was due to have been completed by October 1, 2000. The Board directed Mr. Holmstrom to write to each of the requestors, informing them that the Board is not prepared to grant extensions beyond December 31, 2000 and directed Mr. Holmstrom not to send pharmacist license renewal applications to any individuals who have not completed their continuing education by December 31, and to audit all such persons.

The Board next addressed itself to the performance of candidates for licensure by reciprocity, who have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Carl Benson moved and Ms. Carol Peterson seconded that, having passed the Multistate Pharmacy Jurisprudence Examination, required of candidates for licensure by reciprocity, the following candidates 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>
7720	Laura Catherine Myhre	RI
7721	Julie Ann Barske	WI
7722	Patricia Ann Bichsel	TX
7723	Christy Lynn Kroeker	TN
7724	Gregory Scott Spotswood	MO
7725	Angela Beth Tobler	MO
7726	Connie Rae Maranville	OH
7727	Kristine Noelle Moen	NE
7728	Alan Glenn Silver	NC
7729	Valerie Denise Ingoldsby	NE
7730	Jay Milton Heidbreder	ND
7731	Sanjay S. Zaveri	MA

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
7732	Julie Ann Hansen	WI
7733	Deborah L. Arbogast	MD
7734	Nnenna Nwadiuto Dinney	TX
7735	Myia Marie Xiong	AZ

The motion passed.

The Board next turned its attention to the performance of a candidate for licensure by Examination, who has now completed all parts of the June 2000 Board Examination. For Full Board Examination candidates, the Board determined that, in grading the Examination, the NAPLEX portion of the Exam would be weighted at 65% of the total, the Board's Practical Examination portion weighted at 20% of the total, the Multi-state Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Mr. Carl Benson moved and Ms. Carol Peterson seconded that the following full Board examination candidate be granted licensure as a pharmacist.

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Tamra Kay Oudekerk	7600	117136-5

The motion passed.

The Board next addressed itself to a letter received from Ms. Suzanne Ayling-Doerr, who was a candidate for licensure by examination in January of 1998, but who did not pass the practical portion of the examination. Ms. Ayling-Doerr subsequently became licensed in Illinois and is now seeking to reciprocate to Minnesota, claiming that the reason she was unsuccessful in passing the practical portion of the examination was that she was a person disabled under the Americans with Disabilities Act and she was entitled to an accommodation. As a result, Ms. Ayling-Doerr is requesting that the Board waive its rule, which states that candidates for licensure who have unsuccessfully attempted to become licensed by examination cannot become licensed by reciprocity. After discussing Ms. Ayling-Doerr's request, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that the Board deny her request and that Mr. Holmstrom inform Ms. Ayling-Doerr that, if she wishes to pursue licensure in Minnesota, she will be required to successfully pass the practical examination. The motion passed.

The Board next considered a request from Mr. Christopher Maslanka, that he be granted another opportunity to retake the Multistate Pharmacy Jurisprudence Examination. Mr. Maslanka was a full Board examination candidate, who has passed the NAPLEX and Practical portions of the examination but has been, thus far, unsuccessful in passing the Multistate Pharmacy Jurisprudence Examination. After reviewing Mr. Maslanka's request, Ms. Carol Peterson moved and Ms. Jean Lemberg seconded that the Board authorize Mr. Maslanka to again retake the Multistate Pharmacy Jurisprudence Examination required for licensure. The motion passed.

The Board next reviewed the exam application file of Mr. Abdulaziza A. Saddique. Mr. Saddique is requesting that the Board accept, as valid internship, Pharm D Clinical Rotations and post-graduate fellowships done in Minnesota in 1980-1982, even though Mr. Saddique was not registered as an intern with the Board, as he should have been, when he participated in those programs. Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the Board deny Mr. Siddique's request for credit for the Pharm D clinical rotations and his post-graduate fellowships because Mr. Siddique was not properly registered as an intern at that time. The motion passed with Ms. Carol Peterson and Ms. Jean Lemberg voting in opposition.

The Board next addressed a letter and supporting documents from Mr. John Mayer, a candidate for licensure by examination, seeking internship credit for previous work as an intern and as a licensed pharmacist in Canada. After carefully reviewing Mr. Mayer's documentation, Ms. Carol Peterson moved and Mr. Vern Kassekert seconded that the Board grant Mr. Mayer 1500 hours of internship credit for his previous experience as an intern and as a pharmacist in Canada. The motion passed.

The Board next considered a letter from Mr. Brent Penner, who is a candidate for licensure by examination. Mr. Penner is also seeking internship credit for previous work as a pharmacist intern and as a pharmacist in Canada. After carefully reviewing Mr. Penner's documentation of experience, Ms. Betty Johnson moved and Mr. Carl Benson seconded, that the Board grant 1500 hours of internship experience in recognition of Mr. Penner's previous work as a pharmacist-intern and as a pharmacist in Canada. The motion passed.

The Board next considered a letter from Ms. Haiyan Li, who is a candidate for licensure by examination. Ms. Li is also seeking internship credit for previous work as a pharmacist intern and as a pharmacist in Canada. After carefully reviewing Ms. Li's documentation of experience, Ms. Betty Johnson moved and Mr. Carl Benson seconded, that the Board grant 1500 hours of internship experience in recognition of Ms. Li's previous work as a pharmacist-intern and as a pharmacist in Canada. The motion passed.

President Gibson next led the Board's discussion of continued participation in the Health Professional Services Program (HPSP). Mr. Carl Benson then moved and Mr. Vern Kassekert seconded that the Board continue its participation in HPSP and that Mr. Holmstrom sign the documents necessary to accomplish that. The motion passed.

President Gibson next led a discussion of the Board of Pharmacy's representative on the HPSP Program Committee, in that Ex-Board Member Henry Capiz has indicated his desire to resign as the Board of Pharmacy's representative, after having served five years in that capacity. After discussing the issue, Mr. Vern Kassekert was appointed as the Board's Representative to HPSP, with Mr. Donald Gibson as the alternate. Mr. Holmstrom was then requested to invite Mr. Capiz to the Board's January meeting so that the Board can properly thank him for his service as the Board's representative on the HPSP Program Committee.

Mr. Holmstrom next presented to the Board a memo from Pharmacy Board Surveyor Stuart Vandenberg, regarding the difficulty that some small rural hospitals are having finding pharmacists to serve as pharmacist-in-charge and/or as staff pharmacists. Mr. Vandenberg made some suggestions in his memo on how the Board might address those circumstances, where small hospitals are having difficulty staffing their pharmacies. After a thorough discussion of the problems involved in small rural hospitals, the Board decided that it would address these issues on a case-by-case basis as they arise.

Mr. Holmstrom next sought direction from the Board on what should be done about pharmacy technicians who are discontinuing their registration as technicians for a year or two, but who then seek re-registration in Minnesota. The Board considered various options but ultimately directed Mr. Holmstrom to accept applications from technicians who have previously dropped their registration and are now re-registering and to accept them as "new" technicians.

The Board next reviewed a letter submitted by Pharmacist John C. Peterson offering his views on the issue of return of medications from long term care facilities to pharmacies. The Board took Mr. Peterson's views under consideration but no formal action was required.

The Board next discussed whether to continue its policy of requiring receipts for meals required of Board members and Board staff, when in travel status. After identifying the difficulties associated with receipts not being obtained or receipts being obtained with multiple parties included on one receipt and the difficulty for Board staff in reconciling receipts with expense forms, Mr. Carl Benson moved and Mr. Vern Kassekert seconded that, while the Board will continue to require expense reports to identify actual meal costs within the state limitations, meal receipts will no longer be required of Board members or Board staff absent reconsideration by the Board. The motion passed.

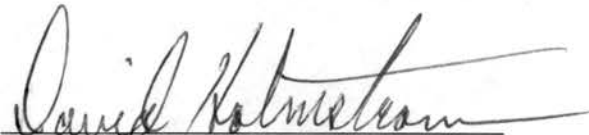
Mr. Holmstrom next shared with the Board a copy of the Board's Biennial Report to the Governor and the Legislature. No formal action, on the part of the Board was required.

Mr. Holmstrom next presented to the Board a letter from Ms. Micki Finnin, a pharmacist who obtained licensure in Minnesota approximately six months ago. Ms. Finnin has been a licensed pharmacist in Oklahoma since March of 1998. Ms. Finnin is requesting a variance from the Board, which would allow her to act as a pharmacist-preceptor for a student from the University of Iowa beginning in March of 2001, even though Ms. Finnin will not meet the Minnesota requirements of a preceptor, which would require her to have been licensed in Minnesota for one year. After a brief discussion of the issues involved, Ms. Carol Peterson moved and Ms. Betty Johnson seconded that the Board approve Ms. Finnin's request and that she be allowed to register as a preceptor in Minnesota. The motion passed.

There being no further business requiring official action by the Board at this time,
President Gibson adjourned the meeting at approximately 3:00 p.m.



PRESIDENT



EXECUTIVE DIRECTOR