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**DIVISION OF HEALTH SERVICES REGULATION
RHODE ISLAND BOARD OF PHARMACY**

Minutes of Meeting

Thursday March 18, 2010

OPEN-SESSION

The Open Session Meeting of the Board of Pharmacy was called to order at 8:30 am on the above date in Conference Room 401, Rhode Island Department of Health, PURSUANT TO THE APPLICABLE PROVISIONS OF THE General Laws of Rhode Island, as amended Kathy Kettle, Chairperson.

Members Present

Kathy Kettle (Chairperson) Jonathan Mundy (Secretary), Chris Albanese, Michael Cacchiotti, Susan Delmonico, Kelly Or.

Excused members: Richard Hathaway, Karen DiStefano

Staff Present

Catherine Cordy, Lind Phillips, Pamela Schultz

Call to Order

Chairperson Kathy Kettle called the meeting to order at 8:30 a.m.

1.0 Minutes

The minutes of the Open Session Meeting held on December 10, 2009 were reviewed. Susan Delmonico moved that the minutes be approved as written. Kelly Orr seconded the motion. The motion carried on unanimous consent.

2.0 Administrative Issues

- Announcements:

Cathy Cordy introduce Linda Phillips new Assistant Board Administrator. Cathy also informed the Board that there are two open positions; Assistant Administrative Officer and Chief Compliance & Regulatory.

- Communications:

Cathy Cordy reminded the Board of the NABP annual meeting to be

held on May 22-25, 2010 and of our District I & II meeting to be held the last week of October in New York. Cathy also inquired if any Board member would be interested in participating in round-table discussion to help developing and reviewing questions for submission to MPJE. Cathy Kettle, Kelly Orr, Susan Delmonico, Chris Albanese, and Jonathan Mundy volunteered to participate.

- Continuing Education Inquiries:

None

- Issued Registrations (NAPLEX™/TOS/REC Candidates):

None

- Issued Pharmacy Licenses – As Attached

A list of new pharmacy licenses was distributed to the Board for review. On a motion made by Chris Albanese and seconded by Kelly Orr, the list of licenses was approved by unanimous consent.

3.0 Old Business

- DEA Enforcement of Schedule II Prescription Processing – LTC Facilities

Cathy provided the Board with an update on the evolving situation involving Long Term Care facilities using emergency kits to

administering CII medications in an immediate/urgent situation. The DEA maintains that Nurses working at LTC facilities are not authorized agents of the patient's physician. As such, they (Nursing) can not administer a CII medication without first obtaining a valid CII prescription from the patient's physician. CII prescriptions can only be faxed to a filling pharmacy from the Physician's office and not the LTC facility. Cathy explained, this is not an interpretation of regulation issue, it is a law issue.

4.0 New Business

- PONI: Preventing Overdose Naloxone Intervention

Dr. Josiah Rich from Miriam Hospital provided a detailed overview of a program designed to prevent, recognize, and respond to an overdose situation. Dr. Rich came to the Board of Pharmacy to request consideration for developing regulations to support this program. The program involves the training of volunteers in how to properly handle an overdose situation, inclusive of the administration of Naloxone, an opiate antagonist, when faced with one. The program is similar in design to a program developed in Massachusetts. The notable difference being in the Massachusetts program the protocol for opiate reversal calls for the use of nasal naloxone. The program being proposed by Dr. Rich calls for the use of injectable naloxone.

At the conclusion of the presentation, Cathy Cordy indicating that

due to the complexity of what is being proposed the issue is a multi-board issue involving both the Board of Pharmacy and the Board of Medicine.

- **Legislative Update**

Cathy Cordy presented for review a number of Senate and House bills currently working themselves through the legislative process.

- **PMP Update**

Cathy informed the Board that the State of Rhode Island has come to an agreement with the State of Connecticut to “piggyback” onto their system for a period of 3-years. The ultimate goal and end result will be to have a regional database for prescription monitoring. Additionally the system will get us back to the intended seven-day reporting requirement.

5.0 Adjourn to Executive Session

Pursuant to Sections 42-46-4 and 46-45-5 of the RI General Laws for the purpose of discussing job performance, character, physical or mental health of applicants for licensure and licenses; and

investigatory proceedings regarding allegations of civil or criminal misconduct. Said individuals have been notified in advance by writing that they may request that the discussion be held in an open meeting.

On a motion made by Chris Albanese and seconded by Susan Delmonico, Mr. Albanese moved to closed the Open Meeting and adjourn to Closed Session in accordance with Sections 42-46-5(a)(1) and (4). The motion passed by unanimous consent.

The Open Meeting session adjourned at 10:00 a.m.

6.0 Return to Open Session

Karen DiStefano made a motion to open the Open Session. The motion was seconded by Richard Hathaway. The motion carried on unanimous consent. The Board returned to Open Session at 1:20 p.m.

7.0 Final Actions

Sara Garafola, Pharmacy Tech I - Summary Suspension

James Moran, RPh – Reprimand

Lynn Tashiro, RPh – Reprimand

Kristen DeMasi, Pharmacy Tech I – Revocation

Elisha Jackson, Pharmach Tech I – Revocation

Elizabeth Durnan, RPh – Reinstatement approved with restrictions to work in non-dispensing environment

8.0 Adjourn

Being no other business before the Board, Chris Albanese made a motion to adjourn the meeting. Kelly Orr seconded the motion. The motion carried on unanimous consent.

Respectfully submitted,

Jonathan M. Mundy

Jonathan M. Mundy, R.Ph.

Secretary Board of Pharmacy