

**DIVISION OF HEALTH SERVICES REGULATION
BOARD OF PHARMACY
3 CAPITOL HILL
DOC CONFERENCE ROOM
PROVIDENCE, RHODE ISLAND**

February 16, 2017

8:30AM

OPEN SESSION MINUTES

BOARD MEMBERS IN ATTENDANCE

**Thomas Bourque Jr., Robert Iacobucci, Jr., Leo Lariviere
(Chairperson), Kelly Orr, Lorraine Quirk, Maybelle Reyes, Dennis
Riley (Secretary)**

BOARD MEMBER NOT IN ATTENDANCE

Anmarie Arvanites, Stacey Ranucci

STAFF MEMBERS IN ATTENDANCE

Peter Ragosta (Chief Administrative Officer), Scott Campbell (Chief Compliance Officer), Colleen McCarthy, Esq. (Senior Legal Counsel)

OTHERS IN ATTENDANCE

Yarolyn Velaquez, David Bettencourt, Joshua Henderson, Robert LiCalzi, Margot Wolf, Jessica Loftus, Brian Widmer, Spiro Kanellos, Susan Plante, Richard Hathaway

1. Establishment of a quorum

A meeting of the Board of Pharmacy was held on February 16, 2017 at the Rhode Island Department of Health, DOC, 3 Capitol Hill, Providence, RI 02908. A quorum was established and the Open Session meeting was called to order at 8:35 am motion to open the meeting was made by Thomas Bourque Jr. and seconded by Maybelle Reyes motion carried.

2. Presentation of the January 19, 2017 Open Session Meeting Minutes

Motion was made by Lorraine Quirk, and seconded by Thomas Bourque Jr. to accept the Open Session minutes of January 19, 2017 and to include the edits presented by Kelly Orr. The Board voted unanimously to approve the Open Session minutes as amended.

3. Executive Director Report: Peter Ragosta, RPh.

a) Service appreciation certificates were presented to Richard Hathaway for his many years of service to the RI Board of Pharmacy. The Director of Health (Nicole Alexander-Scott, MD, MPH), Board of Pharmacy, and the Chief Administrative Officer (Peter Ragosta, RPh.) are very grateful to Richard for donating his time in the interest of the citizens of Rhode Island to ensure safety in public health.

b) Legislative Update- Board member Kelly Orr noted that H5469 was recently introduced to the legislature, allowing certified law enforcement to access the data in the Prescription Drug Monitoring Program.

4. New Business

a) New Licenses: A motion was made by Lorraine Quirk, seconded by Kelly Orr to approve the new licenses. Motion carried

b) New PICS: Two new Pharmacists In Charge (PIC), Dave Bettencourt, RPh for Rite Aid and Margot Wolf, RPh for Pharmerica appeared before the board and were given a sheet with PIC responsibilities, statutes, and regulations. Both of these pharmacists were PICs in the past.

b)Ewa Dzwierzynski did not appear.The Board discussed her request for a waiver to RI Regulations regarding storage of a patient's personal medication at a hospital. The Board agreed to look at the regulations regarding patient's own medications and explore the possibility of amending these requirements in consideration of the challenges brought to light by Ms. Dzwierzynski. Thomas Bourque Jr., introduced a motion to reject the waiver. The motion was seconded by Lorraine Quirk motion passed unanimously.

c) BOP calendar: next meeting will be 3/23/2016 held in the DOC

d) Board has begun the process of reviewing and updating pharmacy regulations.

5. Old business

No old business

6. Motion to adjourn to closed session

Pursuant to Sections 42-46-4 and 42-46-5(a)(4) of the Rhode Island General Laws, for investigatory proceedings regarding allegations of civil or criminal misconduct.

Motion was made by Maybelle Reyes and seconded by Lorraine Quirk to adjourn to Closed Session at 9:26. The motion carried.

Pursuant to Sections 42-46-4 and 42-46-5(a)(1) of the Rhode Island General Laws, for the purpose of discussing job performance, character, physical or mental health of applicants for licensure. Said individuals have been notified in advance by writing that they may request that the discussion be held at an open meeting. Also, pursuant to Sections 42-46-4 and 42-46-5(a)(4) of the Rhode Island General Laws, for investigatory proceedings regarding allegations of civil or criminal misconduct.

5. Motion to return to Open Session

Motion was made at 11:26 by Kelly Orr and seconded by Thomas Bourque Jr. to re-open the Open Session and to seal the Minutes of the Closed Session pursuant to Sections 42-46-4, 42-46-5 and 42-46-7 of the Rhode Island General Laws. Motion carried.

6. Final Actions on all votes taken in Closed Session

- The board accepted the following actions in closed session**

6 letters of concern (LOC)

1 NUPC

1 case continued

1 reinstatement

2 consent order ratified

3 reprimands

7. Adjournment

The next Board of Pharmacy meeting will be held March 23, 2017 at the Rhode Island Department of Health, DOC conference room, 3 Capitol Hill, Providence, RI 02908. Motion to adjourn the meeting was made by Lorraine Quirk and seconded by Kelly Orr at 11:55am. Motion carried.

Respectfully submitted,

Scott Campbell, RPh.

Chief Compliance Officer

RI Board of Pharmacy

Peter Ragosta, RPh.

Chief Administrative Officer/Executive Director

RI Board of Pharmacy