

**DIVISION OF CUSTOMER SERVICES
RHODE ISLAND BOARD OF PHARMACY
3 CAPITOL HILL
AUDITORIUM (LOWER LEVEL)
PROVIDENCE, RHODE ISLAND**

THURSDAY OCTOBER 19, 2017

10:08AM

OPEN SESSION MINUTES

BOARD MEMBERS IN ATTENDANCE

**Thomas Bourque Jr., Paul Capuano, Robert Iacobucci, Leo Lariviere
(Chairperson), Kelly Orr, Lorraine Quirk, Stacey Ranucci, Dennis Riley**

BOARD MEMBERS NOT IN ATTENDANCE

Maybelle Reyes

STAFF MEMBERS IN ATTENDANCE

Peter Ragosta (Chief Administrative Officer/Executive Director), Scott Campbell (Chief Compliance Officer)

OTHERS IN ATTENDANCE

David Broccoli, Sean Nolan, Joshua Hendrickson, Keith Day, Katelyn Pina, Kaitlyn Krajanowski, Maria Charbonneau, Erica Lee

1. Establishment of a quorum

A meeting of the Board of Pharmacy was held on October 19, 2017 at the Rhode Island Department of Health, Auditorium, 3 Capitol Hill, Providence, RI 02908. A quorum was established and the Open Session meeting was called to order at 10:08 am, a motion to open the meeting was made by Thomas Bourque Jr. and seconded by Kelly Orr the motion carried.

2. Presentation of the September 21 ,2017 Open Session Meeting Minutes

A motion was made by Stacey Ranucci and seconded by Kelly Orr to accept the Open Session minutes of September 21, 2017. The Board voted unanimously to approve the Open Session minutes.

3. Executive Director Report: Peter Ragosta, RPh

a) ED reported to the Board that opioid antagonists like naloxone can be reported through the PDMP, and pharmacies shall start reporting as of October 16, 2017 along with controlled substances in schedules II through V. It was further reported that notifications of this reporting requirement were sent out to government affairs leadership at the chain drug stores and independent pharmacy store owners. It was also communicated via DOH Health Connections to all licensees enrolled in receiving notifications from DOH. The third, and probably most effective means of communications of this reporting requirement comes from Appriss (PDMP vendor), who sends all outpatient pharmacies resident and non-resident pharmacies with a RI CSR (controlled substance registration) notification of changes in reporting requirements. The Board Chairperson questioned if there would be an issue for pharmacies that do not report opioid antagonists. ED responded that it is tied into their CSR, and pharmacies without a CSR are not able to report via PDMP. It was agreed that clarification should be made through the regulations, and that follow -up consultation with Board legal counsel should take place.

4. Old Business

a) A continuation of draft regulation review by the board took place where the board left off from the last meeting. Changes were suggested under the proposed new section of technician II verification of product. The full board seems to generally support the idea of technician II verification of product, provided that the technician completes additional training and continuing education, and after the pharmacist completes a DUR. There was a great deal of discussion on language that included 2 exceptions to technician II verification of product. The first exception prohibits technician II from verifying compounded products and the second prohibits them from verifying controlled substances. Since a unanimous decision could not be reached on the exceptions, the ED suggested that a motion be made for a full board vote. On a motion by Bob Iacobucci and seconded by Paul Capuano, the Board voted by a 5 to 2 majority that pharmacy technician II should not be permitted to check pharmacy technician II on controlled substance prescriptions, and compounded prescriptions. All other prescriptions would fall under the proposed new regulation. 1 member had left the meeting and was not able to vote.

5. New Business

a) New Licenses- A motion was made by Lorraine Quirk, seconded by Dennis Riley to approve the new licenses. Motion carried

b) New PICS-David Broccoli, RPh was in attendance and accepted an information sheet that the Board provided. He had no questions for

the Board.

c) BOP Calendar- December 14, 2017 meeting will be held at URI.

d) Renewal of Variance for Omnicare- A motion was made by Kelly Orr and seconded by Paul Capuano for a 1 month extension of the current variance (regarding pharmacy technician II checking pharmacy technician II under specific conditions) until the PIC from Omnicare appears before the Board. The board invited the Omnicare PIC to attend the November meeting. The motion passed with 5 approval votes and 2 recusals; Leo Lariviere and Thomas Bourque Jr.

e) Regulation updates: The Board reviewed the proposed draft changes for CLIA tests performed by pharmacists, and agreed on the changes with input from Kelly Orr. The next meeting will review new language of 15.1.11 B by Paul, Stacey, and Bob as well as page 55 #5. Secure Delivery Area, page 51 e. Also will review draft language for CPA, and automation (Kiosks).

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 Lorraine Quirk and seconded by Robert Iacobucci to adjourn to Closed Session at 10:40 AM. 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.

6. Motion to return to Open Session

Motion was made at 11:30 AM by Kelly Orr and seconded by Stacey Ranucci 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.

7. Final Actions on all votes taken in Closed Session

- One (1) NUPC with a Letter of Concern and ratification of one (1) consent order.**

8. Adjournment

The next Board of Pharmacy meeting will be held November 16, 2017 8:30 AM at the Rhode Island Department of Health, DOC, 3 Capitol Hill, Providence, RI 02908. Motion to adjourn the meeting was made by Lorraine Quirk and seconded by Robert Iacobucci at 1:40 PM. Motion carried.

Respectfully submitted,

**Scott Campbell, RPh
Chief Compliance Officer
RI Board of Pharmacy**

**Peter Ragosta, RPh
Chief Administrative Officer
RI Board of Pharmacy**