

**BOARD OF REGISTRATION IN PHARMACY  
PHARMACY BOARD MEETING MINUTES  
TUESDAY, OCTOBER 01, 2002  
239 CAUSEWAY STREET, ROOM 206  
BOSTON, MASSACHUSETTS  
02114**

The meeting was called to order by President Harold B. Sparr at 9:30 a.m.

The following Board members were present: Harold B. Sparr, R.Ph., MS, President, Dan Sullivan, R.Ph., Karen M. Ryle, R.Ph., MS, James T. DeVita, R.Ph., Dr. Robert P. Paone, R.Ph., Pharm. D., and Marilyn M. Barron, MSW, Public Member.

The following Board staff were present: Charles R. Young, R.Ph., Executive Director, Susan Manning, J.D., Administrative Board Counsel, James D. Coffey, R.Ph., Associate Director, James C. Emery, C.Ph.T., Healthcare Investigator, Alan Van Tassel, Healthcare Investigator, and Leslie S. Doyle, R.Ph., Healthcare Supervisor and Investigator.

**AGENDA ITEMS**

1. 9:30 a.m.  
Call To Order
  
2. 9:30 a.m. - 10:00 a.m.  
**Review Continuous Quality Improvement Survey # 090501(A) and scheduling of five additional surveys**

Board Quality Assurance Surveyor: Arthur J. Chaput, R.Ph., Pharm.D.

Arthur J. Chaput provided the Board with an overview of the above-referenced CQI survey. Dr. Chaput discussed his recommendations with the Board which have not been sent to the pharmacy. A copy of the 31 former Board recommendations was distributed to the Board for reference.

Board Decision: request for pharmacy response to all 31 former & new 5 AC recommendations plus id which # refer to 10/22/01 pharmacy response letter to the Board (to include action plan & related timeline) send by certified mail & first class mail for 10 day response / want response in hand by October 10, 2002; Board to send out written letter / cite mgl law per closure of imminent danger 94c s.14 (No formal motions)

Arthur other 5 visits

- 1) Brooks Drug in Ashland; follow up to previous medication errors
- 2) Neighborcare Pharmacy
- 3) Walgreens in Framingham; store on probation for 1 year, probation coming due
- 4) JE Pierce Apothecary

AC requests to go un-announced / new survey is abbreviated / Bob Paone suggestion bring copy of ismp self-assessment & Boards best practice recommendations / continued discussion for later in the morning / AC 5 described surveys all pursuant to hearing outcomes / Karen Ryle give stores management a couple of days notice / AC here at Board on Tue & Fri / AC at stores for about 30-45 minutes per survey /

3. **10:00 a.m. - 11:00 a.m.**

**Tuff's Health Plan will be presenting an overview of the Physician Connectivity Pilot Project.**

The focus of the presentation was to give the Board an overview of the preliminary findings of the pilot, which studied the effectiveness of e-prescribing in physician's practices. The effect on patient safety and workload will be discussed. The program will be presented by Georgiann Koutrouba, R.Ph., Assistant Director of Pharmacy Services.

4. **11:00 a.m. - 11:30 a.m.-Specialty Scripts, Inc.-Application for a New pharmacy Department to be located at 315 Pleasant Street, Building # 1, 6<sup>th</sup> Floor, Fall River, Massachusetts.**

Proposed Manager of Record: Andrew Robinson, License No.19100  
Staff Pharmacist: Dennis Burton, R.Ph., Not Licensed in Massachusetts

There are no applications for waivers submitted with the application and the articles of organization must be signed by the Secretary of State. Burton & Robinson, here, sec. state docs are signed, fall river pharmacy, in same parking lot as a clinic, will service all community needs, majority of business expected to be by mail, Burton to become licensed in MA in about 6 months, currently registered in Virginia, ph on 6<sup>th</sup> floor, will have signage on street/ exterior of building, inside directory plus on 6<sup>th</sup> floor, 2800 sq feet ph, key pads in 2 locations, rx fulfillment and patient entry, entrance to pharmacy, plus motion detectors, 24-7 for emergency calls per beeper after hours and or weekends / toll free number for mail order patients for counseling, hope to open November 01, 2002, anderson going to PCCA for training this month and will send techs to train at PCCA in the future / receiving area upon medication receipt; all meds brought to 6<sup>th</sup> floor for pharmacy signage not left elsewhere in building per loading docks / to dispense all patient specific meds / qs1 software to be utilized does have scan technology / full service pharmacy / have patient waiting area and counseling area / burton; adm. sales and marketing /

Motion: Jim DeVita Motion to take the matter under advisement until Oct. 22, 2002 per approval subject to ce remedy, Second/Sparr. The motion carried.  
CEU's: Robinson; 2000 short 7 & 2001 1 short have 14 ce's (contact acpe for duplicate ce certificates) to offset penalty need documents or owe MA Board 24 CE's; need original CE's to / call Board for inspection post ce remediation

5. **11:30 a.m. - 12:00 p.m.-Continuing Discussion Coram Health Care providing inpatient enteral medications under a contract with certain hospitals licensed by the DPH. (CANCELLED) \*Coram letter distributed to the Board**

A preliminary approval has been granted by DPH through its director, Donna Allen, provided Coram and the hospital both have quality assurances monitoring in place and there is a written contract between the two entities describing the arrangement.

Jane Gannon, Director of Pharmacy will be requested to meet with the Board to describe the process

6. **12:00 p.m.-12:30 p.m.-Discussion about Peer Review Complaint Reduction Process.**

The purpose of the discussion will be to review a document which proposes to set up a board policy that all medication error complaints sent by consumers will be, as a matter of policy, reviewed by a Peer Review Committee of the Board, appointed by the Massachusetts Coalition in conjunction with the Board.

Chuck Young overview of Peer Review based upon Texas Model, 3<sup>rd</sup> revision of peer review handed out to Board members, option to consumer to enjoin the process, MCPME plus 1 Board member, referral back to Board, concept; is such favorable?, how to manage complaint process more effectively, if possible discipline then pharmacist has access to peer review data and or report / possible Board member rotating position on such peer review committee / legislation needed / thoughts: sparr give us 1 month to discuss at next meeting / 260 complaints last year 18 & growth over last year without technicians complaints project possible 400 next year / is approved only see complaints referred to Board from committee / continue to review all complaints that consumer elects not to approve peer review process / notion of regulator on peer review committee precedent set up by aviation safety program / sparr recommends of number of peer review committee members ie 3 or 5 / Board complaints straight to peer review

Motion/ Sparr accepts the "concept" of peer review model per vote of confidence enabling Chuck Young to bring forward to issue forward the MCPME on Friday, October 04, 2002. Second/Paone. The motion carried unanimously.

7. **12:30 p.m. - 1:30 P.M.  
Lunch**

8. 1:30 p.m. - 2:30 p.m.

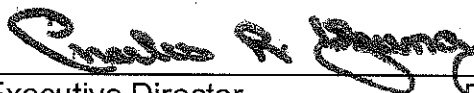
Administrative Counsel Business Meeting to discuss timeframe for filing regulations/legislation. A second item will be the progress of the strategic plan, notwithstanding the move to DPH.

9. 2:30 p.m. Meeting to discuss Board expansion to eleven members and the DPH transition update. Official / expanded to 11 members/ nurse/md/ltc pharmacist and extra public member / dph name on pharmacist renewals

10. 4:00 p.m. adjourn

A Motion was made by Bob Paone to adjourn the meeting. The meeting was seconded by Jim DeVita. The motion carried. Meeting Adjourned.

Respectfully submitted by:

  
Executive Director

1/7/2003  
Date

\_\_\_\_\_  
Printed Name

Reviewed by counsel:

Draft approved:

Board adopted: 1/7/2003

Jay Emery: follow up per CVS matter and Marco Rocha, checking and or verification pharmacist was Rocha therefore

Motion/Harold Sparr for Registrant (Rocha) formal reprimand, Second/Bob Paone.

Vote: In support; Harold Sparr, Karen Ryle, Dan Sullivan, Marilyn Barron and Bob Paone, Opposed: none. The motion carried.

Recused: Jim DeVita

RE: Drug stores CVS Motion/Karen Ryle Dismiss/ Second/ Paone. The motion carried

CE issue for college pharmacy instructors:

Motion/ must be pharmacy and or pharmacy law course related "give credit; yes and how much; once a year/ 1 credit course = 15 ce's paone discussion / board goal to redact regulation / what info needed

Motion/Sullivan to issue no credit Second/Sparr In support; Karen Ryle No; Paone & Barron. The motion carried

what course to get credit for and how much teachings

Motion/Bob Paone to redact language from regulations 4.09, Second; Sparr. The motion carried unanimously

CANADA aacp issues; Motion Paone Second/ Sparr. The motion carried  
Sparr: request 8 ways to increase medication safety, please magnify document to  
distribute to consumers in the future per complaint hearings  
Coram Healthcare: document distributed to the Board / feel free not to respond to  
proprietary questions / write back to coram no closed meeting granted by the Board  
if asked proprietary questions do not have to answer / interested in pharmacist  
responsibility per compounded / who responsible for dur /

PH tech issue re internship hours: yes okay to apply internship hours for ph tech  
registration purposes /

PCS Pharmacist Reciprocal Licensure application review: Jacquelyn Goldberg Motion: Sparr to  
approve/accept Second/ Paone. Vote: all support disciplinary action alcohol impairment new jersey Board of  
Pharmacy

Senator Knapik Bill: hand out to Board by Chuck Young calls for registration of non-resident pharmacies,  
but have to meet Board requirements, to be released tomorrow, offers Board summary suspension