

**COMMONWEALTH OF MASSACHUSETTS
Board of Registration in Pharmacy**

**NOTICE OF THE SPECIAL MEETING OF THE
BOARD OF REGISTRATION IN PHARMACY**

January 22, 2018
239 Causeway Street ~ Room 417 A&B
Boston, Massachusetts 02114

If you need reasonable accommodations in order to participate in the meeting, contact the DPH ADA Coordinator Beth Rabasco, Phone: 617-624-5291 in advance of the meeting. While the Board will do its best to accommodate you, certain accommodations may require distinctive requests or the hiring of outside contractors and may not be available if requested immediately before the meeting.

Agenda

| Time | # | Item | Page | Contact |
|-------------|----------|--|-------------|----------------|
| 3:30 | I | CALL TO ORDER | | M. Godek |
| 3:30 | II | APPROVAL OF AGENDA <ul style="list-style-type: none">• Introduction of Interns | | |
| 3:30 | III | APPROVAL OF BOARD MINUTES <ul style="list-style-type: none">• Draft of December 7, 2017 Regular Session Minutes | | |
| 3:35 | IV | EXECUTIVE SESSION The Board will meet in Executive Session as authorized pursuant to M.G.L. c. 30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. Specifically, the Board will evaluate Probation Compliance, and evaluate the Good Moral Character as required for registration for pending applicants. | | CLOSED SESSION |
| 4:05 | V | M.G.L. c. 112, § 65C SESSION | | CLOSED SESSION |

| | | | | |
|------|------|---|--|--|
| 4:30 | VI | REPORTS <ul style="list-style-type: none"> • Applications approved pursuant to Licensure Policy 13-01 • Monthly report from probation • Board Delegated Complaint Review pursuant to licensure policy 14-02 • Above Action Levels approved by Staff Action 16-04 • PSUD Monthly Reports | | R. Harris D. Sencabaugh E. Taglieri |
| 4:35 | VII | APPLICATIONS <ul style="list-style-type: none"> • New England Life Care- New Community Pharmacy | | |
| 4:50 | VIII | FLEX <ul style="list-style-type: none"> • Election of Officer-Secretary • NABP <ul style="list-style-type: none"> ○ annual meeting, ○ MPJE writing opportunities ○ APHA Institute | | |
| 5:10 | IX | REGULATIONS <ul style="list-style-type: none"> • 247 CMR 6.00: Registration, Management and Operation of a Pharmacy • 247 CMR 15.00 Continuous Quality Improvement Program • 247 CMR 20.00: Reporting • 247 CMR 9.00: Professional Practice Standards | | |
| | X | ADJOURNMENT | | CLOSED SESSION |

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN PHARMACY**

**MINUTES OF THE GENERAL SESSION
239 Causeway Street, Fourth Floor ~ Room 417A
Boston, Massachusetts, 02114**

January 22, 2018

Board Members Present

Michael Godek, RPh. President
Andrew Stein, Pharm D, RPh. President Elect
Kim Tanzer, PharmD, RPh, Secretary
Susan Cornacchio, JD, RN
Stephanie Hernandez, Pharm D, BCGP, RPh
Patrick Gannon, RPh (via phone)
Timothy Fensky, RPh
Julie Lanza, CPhT
Carly Jean-Francois, RN, NP
Dawn Perry, JD
Leah Giambarresi, Pharm D, RPh

Board Members Not Present

Phillippe Bouvier, RPh
Ali Raja, MD, MBA, MPH

Board Staff Present

David Sencabaugh, RPh, Executive Director
Monica Botto, CPhT, Associate Executive Director
Heather Engman, JD, MPH, Pharmacy Board Counsel
Michelle Chan, RPh. Quality Assurance Pharmacist
William Frisch, RPh. Director of Pharmacy Complinance
Joanne Trifone, RPh., Director of Pharmacy Investigations
Kimberly Morton, CPhT, Compliance Officer
Joe Santoro, RPh. Contract Investigator
Greg Melton, JD, PharmD, BCPS, RPh, Investigator
Julienne Tran, Pharm D, RPh Investigator
Ed Taglieri, MSM, NHA, RPh PSUD Supervisor
Richard Harris, Program Analyst

TOPIC I. Attendance by roll call:

CALL TO ORDER 3:35 PM

A quorum of the Board was present, established by roll call. President M. Godek chaired the meeting and asked if anyone was recording hearing, no one responded. He explained that the Board of Pharmacy was recording the meeting.

Roll call attendance: M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

TOPIC II.
Agenda January 22, 2018

Approval of Agenda

TIME 3:40 PM

DISCUSSION:

No changes to the agenda.

ACTION:

Motion by K. Tanzer, seconded by T. Fensky, and voted unanimously by roll call vote to approve the agenda. M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

Topic III
Minutes

Approval of Board Minutes

Draft, December 7, 2017 Regular Session Minutes

Changes:

Correct spelling of Hernandez last name Topic VI: Flex election of officers for 2018.

Action:

Motion by S. Hernandez, seconded by K. Tanzer, and voted unanimously by roll call vote to approve the regular session minutes. M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

Topic IV

EXECUTIVE SESSION

DISCUSSION: None

ACTION: At 3:43 PM President M. GODEK read the statement on reasons for Executive Session.

At 3:45 PM, M. GODEK called for a motion to enter Executive Session: Motion by T. Fensky, seconded by A. Stein and voted unanimously by roll call to enter into Executive Session.

M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

Topic V.

65 C Session M.G.L. c. 112 § 65C

DISCUSSION: None

ACTION: At 3:56 PM motion by T. Fensky, seconded by K. Tanzer and voted unanimously by roll call to enter into Executive Session.

M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

TOPIC VII:

APPLICATIONS

Time 5:30 PM

1. New England Life Care

New Community Pharmacy

RECUSAL: Carly Jean-Francois

DISCUSSION: New England Life Care was represented by Bret Snow, Regional Director of Pharmacy, Al Loriaux, proposed Manager of Record, and Mark Smith of Alliance Builders.

NELC, planning to provide home infusion therapy to patients, answered all the questions from the Board Member to their satisfaction, and Board staff has reviewed the blueprints. NELC requested waivers in 247 CMR 6.-01 section 5 (a) regarding a balance, glassware, and other compounding equipment they will not need. NELC will not be compounding any high risk meds, chemotherapy, or hormones.

ACTION: Motion by T. FENSKY, seconded by K. TANZER, and voted unanimously in the affirmative to approve the application for New England Life Care's new community pharmacy, with waivers, pending a successful inspection by roll call.

M. Godek, yes; A.Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

Executive Director D. SENCABAUGH 5:39 PM introduces new Board of Registration in Pharmacy new Board members: Julie Lanza, CPhT; Carly Jean-Francois, RN, NP; Dawn Perry, JD; Lean Giambarresi, PharmD RPh. Next introductions are the 3 Pharmacy Students on rotation; Hannah Boudreau, Western New England College; Mitchell Price, Mass College of Pharmacy and Eniola Tuby-Lukan from Northeastern. Lastly students present in the audience are welcomed and asked to stand to introduce themselves.

TOPIC VI

REPORTS

5:39 PM

Applications approved pursuant to Licensure Policy 13-01

Presented by: Monica Botto

Discussion: Since the last Board Meeting, Board Staff has processed 23 Change of Manager applications and one transfer of ownership.

So noted

TOPIC VI**REPORTS****5:41 PM**

Monthly Report from Probation
Presented by: Dave Sencabaugh

Discussion:

No report at this time to present

So noted

TOPIC IV**REPORTS****5:41 PM**

Monthly Report from BDCR pursuant to Policy 14-02
Presented by: Monica Botto

Discussion:

No report at this time to present

So noted

TOPIC VI**REPORTS****5:42 PM**

Above Action Levels Approved by Staff Action 16-04
Presented by: Michelle Chan

Discussion:

Noted that there were two (3) above action level reports. All 3 were closed and resolved.

So noted

TOPIC IV**REPORTS****5:45 PM**

PSUD Monthly Report
Presented by: Ed Taglieri

Discussion:

Noted: There was one new referral and 8 active participants. Two requested changes to their plan, which had been approved by the REC. There are currently 3 active members pending admission.

So noted

TOPIC VIII:**Flex Session****TIME: 5:45 PM****Election of Secretary 2018:**

Two members were nominated at the 12/7/17 Board meeting for the open Secretary Post. They were S. Hernandez and K. Tanzer. A roll call vote was taken at this time:

Votes for S. Hernandez: M. Godek, A. Stein, L. Giambarresi, S. Hernandez, T. Fensky
(5 votes received)

Votes for K. Tanzer: S. Cornacchio, K. Tanzer, D. Perry, C. Jean-Francois, J. Lanza, P. Gannon
(6 votes received)

K. Tanzer is elected secretary.

NABP Update by David Sencabaugh, Executive Director

TIME: 5:48 PM

1. Annual Meeting:

Dave discusses the importance of NABP and the need for a delegate to attend and vote. The date of the meeting is 5/5 to 5/8/18. People interested will contact Dave. A decision will be made at the 2/1/18 Board meeting to whom will represent Massachusetts Board of Pharmacy and attend.

2. MPJE writing opportunities:

Dave discussed the importance of attending the MPJE exam writing session at NABP in Chicago on 3/6 to 3/8/18. Two members from Massachusetts will attend. It could be Board members or staff. People interested will contact Dave. A decision will be made at the 2/1/18 Board meeting to whom will represent Massachusetts and attend.

3. APHA Institute:

Dave discussed the importance of attending the APHA Institute, especially with our new PSUD Program to be held this year 5/30 to 6/3/18. E. Taglieri, PSUD Supervisor and T. Fensky attended last year and discussed and explained the APHA Institute. People interested will contact Dave. A decision will be made at the 2/1/18 Board meeting to whom will represent Massachusetts and attend.

IX. REGULATIONS

TIME: 6:05 PM

1. 247 CMR 20.00 Reporting

Time: 6:10 PM

Presented By: H. Engman

Discussion:

- Public comment was reviewed by H. Engman via the tracking change tool distributed
- P. Gannon wanted to clarify the reporting requirement for Wholesalers regarding drug loss and the number of days required (calendar vs. business days)
- H. Engman will clarify the Wholesaler drug loss reporting and report to the Board at their 2/1/18 meeting
- No action taken at this time.

So noted:

2. 247 CMR 15.00 Continuous Quality Improvement Program**Time: 6:10 PM****Presented By: H. Engman****Discussion:**

- Public comment was reviewed by H. Engman via the tracking change tool distributed
- No comments or further input.

ACTION: Motion by P. Gannon, seconded by T. Fensky, and voted unanimously by roll call vote in the affirmative to approve 247 CMR 15.00 to proceed to administrative review and promulgation.

M. Godek, yes; A. Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

3. 247 CMR 6.00 Registrations, Management and Operation of a Pharmacy Time: 6:36 PM**Presented by: H. Engman****Discussion:**

- Public comment was reviewed by H. Engman via the tracking change tool distributed at the previous Board meeting
- Updated language will be reviewed and distributed at the 2/1/18 Board meeting.
- No action taken at this time

So noted:

4. 247 CMR 9.00 Professional Practice Standards**Time: 6:38 PM****Presented by: H. Engman****Discussion:**

- Public comment was reviewed by H. Engman via the tracking change tool distributed
- Input from the Board was noted.
- This process was begun, but not completed and will continue at future board meetings.
- No action taken at this time.

So noted

Topic X: ADJOURNMENT OF MEETING

DISCUSSION: NONE

ACTION: At 8:00 pm motion by P. Gannon, seconded by S. Hernandez, and voted unanimously by roll call to adjourn the meeting.

M. Godek, yes; A. Stein, yes; S. Cornacchio, yes; L. Giambarresi, yes; K. Tanzer, yes; S. Hernandez, yes; P. Gannon, yes; T. Fensky, yes; D. Perry, yes; D. Jean-Francois, yes; J. Lanza, yes.

EXHIBITS USED DURING THE OPEN SESSION OF THE MEETING

1. Draft Agenda of the 1/22/18 General Session
2. Draft Minutes of the 12/7/17 Meeting
3. Report on Applications approved pursuant to Licensure Policy 13-01
4. Report on probation-none this month
5. Report on Delegated Complaint Review pursuant to licensee policy 14-01-none this month
6. Report on Above Action Levels approved by Staff Action 16-04
7. Report on Pharmacy Substance Use Disorder Program 12/17
8. Application To Manage & Operate a New Community Pharmacy. New England Life Care
9. Regulations 247 CMR 15.00 Continuous Quality Improvement Program
10. Summary of Public Comments 247 CMR 15.00
11. Regulations 247 CMR 20.00 Reporting
12. Summary of Public Comments 247 CMR 20.00
13. Regulations 247 CMR 6.00 Registration, Management and Operation of a Pharmacy
14. Summary of Public Comments 247 CMR 6.00
15. Regulations 247 CMR 9.00 Professional Practice Standards
16. Summary of Public Comments 247 CMR 9.00

Respectfully submitted by:

K. Tanzer, PharmD, RPh, Secretary