

BOARD OF PHARMACY
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

Date: Thursday, August 21, 2014

Time: 9:00 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Members Present: Kerri Okamura, Chair
Garrett Lau, Vice Chair
Mary Jo Keefe, Pharmacist
Marcella Chock, Pharmacist
Lydia Kumasaka, Public Member

Members Absent: Carolyn Ma, Pharmacist

Staff Present: Lee Ann Teshima, Executive Officer ("EO")
Stephen Levins, Deputy Attorney General ("DAG")
Lisa Kalani, Secretary

Guests: Todd Inafuku
Judy Ung, The Honolulu Pharmacy
Victor Ung, The Honolulu Pharmacy
Catalina Cross, Times Supermarket
Cheryl Fujihara, Kaiser Permanente
Kellie Noguchi, Times Pharmacy
Stacy Pi, Kaiser Permanente
Brad Chan, Student
Jaclyn L. Moore, Foodland
Karie Kurihara, CVS
Mihoko Ito, Ashford & Winston (Walgreens)
Greg Edward, Dept. of Health, Food and Drug Branch

Call to Order: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes ("HRS").

There being a quorum present, the Chair called the meeting to order at 9:00 a.m.

Chair's Report: **Announcements and Introductions**

The Chair asked the audience to introduce themselves.

The Chair excused Dr. Ma from today's meeting.

Additions/Additional Distribution to Agenda

Upon a motion by Ms. Kumasaka, seconded by the Vice Chair, it was voted and unanimously carried to add the following to the agenda:

ADDITIONS

6. Applications
 - b. Application
 - 2) Miscellaneous Permit
 - vii. Medcart LTC Inc., dba Medcart Specialty Pharmacy

7. Chapter 91, HRS – Adjudicatory Matters
 - c. In the Matter of the Miscellaneous Permit of **ESI Mail Pharmacy Service, Inc., dba Express Scripts of Bensalem, Pennsylvania, PHA 2011-29-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board’s Final Order; Exhibit “1”

Approval of the Previous Minutes – July 17, 2014

The Chair called for a motion in regards to the minutes of the July 17, 2014 meeting.

The Chair stated under Staff Present, May Ferrer, Executive Officer was present. Also, on page 5, **Deliver Inquiry**, should read **Delivery Inquiry**, and the first sentence should read, The Board reviewed “an” email... not The Board reviewed “and” email, and the second sentence, correct first letter to a capital “I”.

Upon a motion by Ms. Kumasaka, seconded by the Vice Chair, it was voted on and unanimously carried to approve the minutes for the July 17, 2014 meeting as amended.

Vice Chair’s Report: None.

Executive Officer’s Report: **HAR Title 16, Chapter 95 – Status Report**

The EO stated she is working on obtaining a clean copy with revisions. It should be available by the next Board meeting.

Correspondence: **National Association of Boards of Pharmacy (“NABP”) – July 2014 State News Roundup**

In Arizona Senate Bill 1043 makes technical and conforming changes to the Pharmacy Practice Act and also:

- Allows naturopathic physicians to prescribe any drug that is reclassified from Drug Enforcement Administration Schedule III to Schedule II after January 1, 2014;
- Requires applicants for an initial pharmacist, intern, or technician license to submit to the Board a full set of fingerprints for the purpose of obtaining a state and federal criminal records check;
- Allows the Arizona Department of Public Safety to exchange fingerprints with the Federal Bureau of Investigation regarding criminal records checks for pharmacists; and

- Removes language requiring the Board to establish a list of drugs that must not be used by dispensing pharmacists as generic equivalents and establish a two-letter code in solid dosage forms.

In addition, amendments to the bill by the Arizona House Committee on Health establish that pharmacists are health care professionals.

In New Jersey, on May 2, 2013, the Overdose Prevention Act was signed into law. The statute allows health care professionals to prescribe or dispense naloxone, or similarly-acting drugs, not only to patients who may be in danger of overdosing, but also to first responders, family members, caregivers, or peers who are not at risk for an opioid overdose but who, "in the judgment of a physician, may be in a position to assist another individual during an overdose".

Pharmacists in Virginia are able to authorize delegates to make requests for prescription histories to the prescription monitoring program (PMP) on their behalf beginning July 1, 2014.

Recall Notices

McGuff Compounding Pharmacy Services, Inc. (PMP 185) – Glycyrrhizic Acid 8 mg/mL multiple dose vial

McGuff Compounding Pharmacy Services, Inc. is informing the Board of a voluntary recall of Glycyrrhizic Acid 8 mg/mL 30 mL multiple dose vials, with the following attributes:

- No recalled product was dispensed to your state;
- No resident of your state is, or has been, affected by this recall;
- All recipients of the recalled product have been notified of the recall ; and
- To date, McGuff Compounding Pharmacy has not received reports of any adverse events associated with this lot or any prior lots of Glycyrrhizic Acid Injection.

Unique Pharmaceuticals, LTD (PMP 388) – Recall of all sterile drug preparations compounded by the outsourcing facility that have not reached the expiration date listed on the products

Unique Pharmaceuticals, LTD (Unique) announced a voluntary nationwide recall of all sterile drug preparations compounded by the outsourcing facility that have not reached the expiration date listed on the products. The recall is being initiated due to the U.S. Food and Drug Administration's (FDA) concerns associated with the compounding facilities and compounding processes that FDA contends presents a lack of sterility assurance and were observed during recent FDA inspections.

Scheduling of Tramadol into Schedule IV

Effective August 18, 2014, the Drug Enforcement Administration (DEA) placed the centrally acting opioid analgesic tramadol into schedule IV of the Controlled Substances Act (CSA). The DEA's scheduling action will affect tramadol, as well as its salts, isomers, salts of isomers, and all isomeric configurations of possible forms. The DEA based the scheduling action, in part, on the substance's potential for abuse.

Are Pharmacists Allowed to Perform CLIA Waived Laboratory Tests?

The Chair led the discussion on an email asking questions regarding pharmacists performing CLIA waived testing.

Dr. Chock stated there is nothing specific in the pharmacy laws about CLIA waived testing.

The EO asked if ordering or performing routine drug therapy related patient assessment procedures is considered a CLIA waive test.

The Chair stated it could possibly be, it depends on the test.

The EO asked if pharmacists receive training in CLIA waived testing.

The Chair stated the tests are supposed to be simple enough that a lay person could perform them. It does not require special training.

Guest Jaclyn L. Moore stated that Foodland just received their CLIA Waived Certificate, and is therefore technically a lab as well as a pharmacy. The testing can be something very simple but could also require minimal training from the Department of Health if use of a certain machine or something to that effect is required.

The EO asked who issued the CLIA Waived Certificate.

Ms. Moore stated the Department of Health, CLIA section.

Guest Mihoko Ito stated the Department of Health has a section that regulates laboratories, and that's probably the section that issued the certificate; it does state that you have to be a laboratory in order to administer CLIA waived test.

The EO stated so you don't necessarily have to be a pharmacist or be in a pharmacy.

The Vice Chair stated we should refer this to the Department of Health.

The EO stated the pharmacy laws and rules do not specifically address this. It does not appear that a pharmacy or pharmacist license is required to perform CLIA waived tests.

It was the consensus of the Board to refer this inquiry to the Department of Health, Laboratory Division.

License Requirements to Perform Medication Therapy Management

Dr. Chock led the discussion on an email inquiry regarding Medication Therapy Management by telephone and if there are any Hawaii license requirements. The following are two questions asked in the email:

1. Do we need to obtain a pharmacy license to either speak with patients' resident to your state, OR have pharmacists residing in your state to take calls?
2. Do pharmacists need a pharmacist license in YOUR state, in order to (a) be located in your state while working on out-of-state patients, OR (b) while working on patients residing in YOUR state, regardless of their physical location?

After some discussion, the Board deferred this matter to their September 18, 2014 meeting.

Limiting the Number a License Applicant Can Sit for the NAPLEX/MPJE

Ms. Keefe led the discussion on an email regarding the number of times a license applicant can sit for the NAPLEX/MPJE exams.

The EO stated that Hawaii does not have a limit on how many times a license applicant may take the NAPLEX/MPJE, however the NABP's testing policy is that the board of pharmacy must provide prior approval to NABP for requests that exceed their five time testing limit before a candidate is permitted to register for the examination. Some states have a limit and require you take a remediation course before you can take the exam again. The EO wanted to bring this issue to the Board's attention because some states have a limit and some states don't. However, since Hawaii does not have limit at this time, we have no choice but to continue to approve applicants to sit for the NAPLEX/MPJE regardless of how many times they failed it.

This issue will be referred to the Laws and Rules Committee for further discussion and review.

Request to Waive the FPGE

Ms. Kumasaka led the discussion on a letter requesting for a waiver of the FPGE exam.

After some discussion and review of the current laws and rules, the Board determined that pursuant to Hawaii Revised Statutes §§461-5(b) and 461-8.5, any applicant, including reciprocity applicants, who is not a graduate of an ACPE accredited pharmacy program and who is reciprocating from another state whose requirements does not equal the requirements for a Hawaii pharmacist license, must take the FPGE exam in order to apply for a Hawaii pharmacist license.

Executive Session:

At 9:46 a.m., upon a motion by Dr. Chock, seconded by the Vice Chair, it was voted on and unanimously carried to move into executive session pursuant to §92-5(a)(1) and (4), HRS, "to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and "To consult with the Board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities;"

At 10:52 a.m. upon a motion by the Vice Chair, seconded by Ms. Kumasaka, it was voted on and unanimously carried to move out of executive session.

Chapter 91, HRS , Adjudicatory Matters:

The Chair called for a recess from the meeting at 10:52 a.m. to discuss and deliberate on the following adjudicatory matter(s) pursuant to Chapter 91, HRS:

In the Matter of the Miscellaneous Permit of **Anazahealth Corporation: PHA 2014-13-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibit "1"

Upon a motion by the Vice Chair, seconded by Dr. Chock, it was voted on and unanimously carried to accept the Board's Final Order.

In the Matter of the Miscellaneous Permit of **Ameripharm Inc., dba Medvantx Pharmacy Services: PHA 2014-14-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibit "1" – "2"

Upon a motion by Ms. Kumasaka, seconded by the Vice Chair, it was voted on and unanimously carried to accept the Board's Final Order.

In the Matter of the Miscellaneous Permit of **ESI Mail Pharmacy Service, Inc., dba Express Scripts of Bensalem, Pennsylvania, PHA 2011-29-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibit "1"

Upon a motion by Mr. Lau, seconded by Ms. Keefe, it was voted on and unanimously carried to accept the Board's Final Order.

Applications:

Ratification List

Upon a motion by Ms. Kumasaka, seconded by Ms. Keefe, it was voted on and unanimously carried to approve the attached ratification lists.

Applications

Pharmacist

Upon a motion by the Vice Chair, seconded by Ms. Keefe, it was voted on and unanimously carried to approve the following application:

Nancy Gallegos

Miscellaneous Permit

Upon a motion by the Chair, seconded by Ms. Keefe, it was voted on and unanimously carried to approve the following applications:

The Honolulu Pharmacy Inc.
Florida Pharmacy Solutions Inc.
SunQuest Pharmaceuticals Inc.
Medcart LTC Inc., dba Medcart Specialty Pharmacy

Miscellaneous Permit

Upon a motion by the Chair, seconded by Ms. Keefe, it was voted on and unanimously carried to deny the following application pursuant to Hawaii Revised Statutes ("HRS") §436B-19(7), (8), (9), and (13) and HRS §461-15(a)(7)(C):

Advanced Physician Solutions, dba Advanced Compounding Pharmacy

Miscellaneous Permit

Upon a motion by the Chair seconded by Ms. Kumasaka, it was voted on and unanimously carried to approve the following application and ask that the Board be notified of the outcome of a pending case for one of the pharmacist:

South Coast Specialty Compounding Inc.

Miscellaneous Permit

Upon a motion by the Chair, seconded by Ms. Kumasaka, it was voted on and unanimously carried to deny the following application request:

Entirely Pets Pharmacy LLC – Request for Issuance of Conditional License

Next Meeting:

The Chair announced the next Board meeting and asked if everyone was available.

Ms. Keefe will not be able to attend the September meeting.

Thursday, September 18, 2014
9:00 a.m.
King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

The EO suggested the October meeting be moved from October 16, 2014 to October 23, 2014 because she will be off the island.

The members will check their schedules and address the October meeting date at the September 18, 2014 meeting.

Adjournment:

With no further business to discuss, the Chair adjourned the meeting at 11:14 a.m.

Taken and recorded by:

Reviewed and approved by:

/s/ Lisa Kalani
Lisa Kalani, Secretary

/s/ Lee Ann Teshima
Lee Ann Teshima, Executive Officer

9/2/14

[] Minutes approved as is.
[X] Minutes approved with changes; see minutes of 9/18/14

LTYPE	LIC NUM	BP NAME PART 1
PH	3672	ARDEN K <IKEHARA<
PH	3673	KATHRYN L <LAUDERDALE<
PH	3674	ESAN N <FORDE<
PH	3675	PAUL <KASIRYE<
PH	3676	KIHOON <CHO<
PH	3677	KYLE R <KUMASHIRO<
PH	3678	GOLDIE R <LEH<
PH	3679	BRANDON K <REISS<
PH	3680	KIM L <NGUYEN<
PH	3681	DERRICK C <LINDSEY<
PH	3682	JOLENE M <GOES<
PH	3683	ROMELYNNE F <LAMOSAO<
PH	3684	MELISSA A <MACHIDA<
PH	3685	AUDREY-MARIE Y B <KUMASAKA<
PH	3686	JANELLE N <MATSUKAWA<
PH	3687	DANIEL <SHIN<
PH	3688	MIHO J <AOKI<
PH	3689	CONSTANCE R <MACCORKLE<
PH	3690	KENNETH B <NAVARRETE<
PH	3691	KENNETH R <BARNES<
PH	3692	VI CAT <NGO<
PH	3693	BRENT M <IRIGUCHI<
PH	3694	YAN FENG <LIN<
PH	3695	JEFFREY R <CHRISTLEY<

LTYPE	LIC NUM	BUSN ADDR 1	BUSN CITY	BUSN		
				ST	BUSN ZIP	BP NAME PART 1
PHY	855	34 WAILEA GATEWAY PL A103	WAILEA	HI	96753	WAILEA PHARMACY LLC

LTYPE	LIC NUM	BP NAME PART 1
PMP	1007	PANTHERX SPECIALTY LLC
PMP	1008	THRIFTY PHARMACY INC
PMP	1009	SENTRIX PHARMACY AND DISCOUNT INC
PMP	1010	INDEPENDENCE HOLDING COMPANY LLC
PMP	1011	ALICEA ENTERPRISES LLC
PMP	1012	ONE STOP RX LLC
PMP	1013	CURANT HEALTH FLORIDA LLC
PMP	1014	MEDIMPACT DIRECT LLC
PMP	1015	SORKIN'S RX LTD
PMP	1016	BOND PHARMACY INC DBA ADVANCED INFUSION SOLUTIONS
PMP	1017	SOLARA MEDICAL SUPPLIES
PMP	1018	INDEPENDENCE HOLDING COMPANY LLC

BOARD OF PHARMACY

August 21, 2014 Ratification List

Miscellaneous Permits (PMP)

Change of PIC:

Injectable Therapy Services Inc. dba BiologicTx (PMP 979)

1057 Gayley Ave.

Los Angeles, CA. 90024

New PIC: Joyce Lessor

Effective: 6/30/2014

Injectable Therapy Services Inc. dba BiologicTx (PMP 979)

1057 Gayley Ave.

Los Angeles, CA. 90024

New PIC: Nedda Gilani

Effective: 07/28/2014

Diamond Drug Inc. dba Diamond Pharmacy Services (PMP 85)

645 Kolter Dr.

Indiana, PA. 15701

New PIC: Matthew S. Valasek

Effective: 6/23/2014

MCS Enterprises Inc. dba Medicine Shoppe Xubex Pharmacy (PMP 727)

3796 Howell Branch Rd.

Winter Park, FL. 32792

New PIC: Cynthia Aebli

Effective: 7/7/2014

Costco Wholesale Corporation dba Costco Pharmacy #562 (PMP 623)

215 Deninger Cir.

Corona, CA. 92880

New PIC: Katharine Nguyen

Effective: 6/18/2014

U S Specialty Care (PMP 279)

7472 South Tucson Way #100-B

Centennial, CO. 80112

New PIC: Michael Arnold

Effective: 6/27/2014

Neighborhood Diabetes Inc., dba Neighborhood Pharmacy (PMP 905)

15 Commonwealth Ave.

Woburn, MA. 01801

New PIC: Kristin Green

Effective: 6/19/2014

Express Scripts (PMP 643)

5450 N Riverside Dr.
Fort Worth, TX. 76137
New PIC: Thomas Viering
Effective: 7/07/2014

Prime Therapeutics LLC (PMP 508)

4580 Paradise Blvd. NW
Albuquerque, NM. 87114
New PIC: Shanelle Scales
Effective: 7/12/2014

American Custom Compounding Pharmacy LLC (PMP 994)

2607 Walnut Hill Ln. Ste. 220
Dallas, TX. 75229
New PIC: James Jeonghwan Kim
Effective: 7/09/2014

Catamaran Home Delivery (PMP 586)

33381 Walker Rd.
Avon Lake, OH. 44012
New PIC: Robert David Traffis
Effective: 7/11/2014

Exactus Pharmay Solutions Inc (PMP 531)

4110 George Rd., Ste. 100
Tampa, FL. 33634
New PIC: Samuel A. Medure
Effective: 07/18/2014

Wells Pharmacy Network LLC (PMP 797)

1210 SW 33rd Ave.
Ocala, FL. 34474
New PIC: Rita Weiss
Effective: 07/23/2014

Closure:

Express Scripts Pharmacy Inc., dba Express Scripts (PMP 956)

8111 Royal Ridge Pkwy.
Irvine, TX. 75063
Effective: 7/1/2014

Express Scripts Pharmacy Inc., dba Express Scripts (PMP 963)

15001 Trinity Blvd.
Fort Worth, TX. 76155
Effective: 7/1/2014

CoramRx, LLC (PMP 477)

4 Rear Spring Mill Dr.
Malvern, PA. 19355
Effective: 7/7/2014

Nuro Pharma Inc (PMP 827)

6380 Polaris Ave. #B
Las Vegas, NV. 89118
Effective: 07/17/2014

Medication Adherence Solutions LLC dba Dailymed Pharmacy (PMP 791)

9320 Priority Way West Dr.
Indianapolis, IN. 46240
Effective: 06/27/2014

Pharmacy (PHY)

Change of PIC:

Longs Drug Stores California LLC dba Longs Drugs #9954 (PHY 742)

2470 S. King St.
Honolulu, HI. 96826
New PIC: Anh Mitsuda
Effective: 7/6/2014

Longs Drug Stores California LLC dba Longs Drugs #7356 (PHY 794)

91-919 Fort Weaver Rd., #106
Ewa Beach, HI. 96706
New PIC: Nicole Biolos
Effective: 7/20/2014

Longs Drug Stores California LLC dba Longs Drugs #9955 (PHY 743)

848 Ala Lilikoi St.
Honolulu, HI. 96818
New PIC: Jonathan Yim
Effective: 6/24/2014

Longs Drug Stores California LLC dba Longs Drugs #9259 (PHY 735)

94-060 Farrington Hwy. #6
Waipahu, HI. 96797
New PIC: Cynthia Martin
Effective: 7/13/2014

Longs Drug Stores California LLC dba Longs Drugs #9953 (PHY 741)

45-480 Kaneohe Bay Dr.
Kaneohe, HI. 96744
New PIC: Ryan Wong
Effective: 7/6/2014

Longs Drug Stores California LLC dba Longs Drugs #4492 (PHY 749)

41 E Lipoa St., #23A

Kihei, HI. 96753

New PIC: Jared Schmitz

Effective: 07/13/2014

Longs Drug Stores California LLC dba Longs Drugs #9206 (PHY 717)

1450 Ala Moana Blvd., Ste. 2004

Honolulu, HI. 96814

New PIC: Kara Muramoto

Effective: 07/13/2014

Food Pantry LTD dba Napili Market Pharmacy (PHY 837)

5095 Napilihau St.

Lahaina, HI. 96761

New PIC: Michael Hodge

Effective: 6/6/2014

Wal-Mart Stores Inc. dba Wal-Mart Pharmacy 10-2473 (PHY 572)

325 Makaala St.

Hilo, HI. 96720

New PIC: Cheryl Enriquez

Effective: 6/18/2014

Mina Pharmacy LTC LLC dba Mina Pharmacy #6 (PHY 687)

75-5995 Kuakini Hwy. #513B

Kailua-Kona, HI. 96740

New PIC: Susan McCalla Ornellas

Effective: 7/24/14

Vet Meds N More Inc. dba National Animal Hospital (PHY 848)

300 Ohukai Rd., Ste. C-315

Kihei, HI. 96753

New PIC: Jeffery Egbert

Effective: 08/01/2014

Closure:

Kaiser Foundation Health Plan Inc. dba Kaiser Kona Pharmacy (PHY 401)

75-184 Hualalai Rd., #301

Kailua-Kona, HI. 96740

Effective: 6/27/2014

Name Change/Conversion/Addition of TN or DBA:

TLCRx, LLC (PMP 740)

6435 Hazeltine National Dr., Ste. 140

Orlando, FL. 32822

Effective: 6/20/2014