

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

**MINUTES OF MEETING**

Date: Thursday, February 13, 2014

Time: 9:00 a.m.

Place: **677 Ala Moana Blvd., Suite 1025 – New Location**  
Honolulu, Hawaii 96813  
**AND**  
**The Daniel K. Inouye College of Pharmacy**  
**at the University of Hawaii at Hilo, Classroom I**  
**722 South Aohoku Street**  
Hilo, Hawaii 96720

Members Present: Todd Inafuku, Pharmacist  
Mary Jo Keefe, Pharmacist  
Kerri Okamura, Pharmacist  
Carolyn Ma, Pharmacist  
Jill Oliveira Gray, Public Member  
Lydia Kumasaka, Public Member

Members Excused: Garrett Lau, Pharmacist

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

Guests: Patrick Adams, Foodland  
Paul Smith, Walgreens  
Shannon Terayama, CVS/Longs  
Marcella Chock, HPHA  
Keiko Hiraoka, Lilly  
Eden Chik, Creighton University – student  
Greg Edwards, DOH, Food and Drug Branch  
Tiffany Yajima, Ashford, Winston  
Albert Lau, Kaiser Permanente  
Dennis McAllister, Express-Scripts  
Wendy Taylor, Wal-Mart  
Nancy Huang, Walgreens  
Dan Purcell, Public

Guests from the UH Hilo College of Pharmacy via webcast: Lara Gomez  
Jennifer Aguiar  
Christina Method  
Arnold Sarvo  
Thao Le

Jake Babbel  
Zack Campbell  
Jynelle Tangonan  
Venus Ho  
Yen Dao Barnes  
Chau Dang  
Tony Huynh  
Jared Crowther  
Camilla Kim  
Aryn Meguro  
Thuy-Vi Le  
Yolette Quach  
Andrew Hayashi  
Sarah Osellanu  
Melissa Monette  
Okezie Irondi  
Kelsey Chang  
Jerilyn Gudoy  
Bryce Fukunaga  
Christopher Thai  
Tina Liu  
Thuy-Tien Diep  
John Hoang  
Blake Johnson  
Jane Penho  
Katherine Lee  
Albert Lee  
Mireya Talavera  
Joseph Nguyen  
Walter Domingo  
David Ung  
Julianna Aguino  
Jose Ho  
Eric Tsuji  
Joshua Day  
Katrina Spinola  
Perry Kim  
Kevin Flores  
Keetae Kim  
Ornella Fassu  
Amber Goodloe  
Sisay Girmay  
Raymond Okanihira  
Carlo Tiano  
Andy Wong  
George Karvas  
Eric Sanders  
Voc Le  
Necole Miyazaki

Jeremy Lozano  
Beth Earles  
Rachel Ebbett  
Nick Rovany  
Amy Anderson  
Tina Kordkheili  
Christina Yeh  
Alexander Guimaraes  
Samantha Chang  
David Choe  
Brandon Tuzon  
Nancy Le  
Quynh Le  
Moanilehua Hagmann  
Melissa Iida  
Keun Wang  
Leilani Isozaki  
Alexander Galiciano  
Daryl Sakudo  
Allen Bagalso  
Andy Takahata  
Thuy-Tien Pham  
Jamie Mizusawa  
Bert Matsuo  
Jairus Mahoe  
Jose Perreira  
Kasia Lynn Quintal  
Shanon Mekanui  
Anissa Marzuk  
Micah Kim Han  
Samantha Hanabaga  
Thy Ta  
Lance Cabanting  
Kim Duong  
Allen Higa  
Mimi Thong  
Kimberly Victorina

Agenda: 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").

Call to Order: There being a quorum present, the Chair called the meeting to order at 9:03 a.m.

#### **Announcements and Introductions**

The Chair asked the Board members and audience to introduce themselves.

### **Additions/Additional Distribution to Agenda**

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

### **Additions**

- 8. Applications
  - b. Applications
    - 1) Miscellaneous Permit
      - ii. Leiter's Enterprises Inc., dba Leiter's Compounding Pharmacy
    - 2) Pharmacy
      - i. Wal-Mart Stores Inc., dba Wal-Mart Pharmacy 10-3149
  - c. Request for Unconditional Approval
    - 1) Miscellaneous Permit
      - i. LCRX, LLC. dba Alpha Direct Compounding

### **Approval of the Previous Minutes – January 23, 2014**

The Chair called for a motion in regards to the minutes of the January 23, 2014 meeting.

The Chair stated on page 3, second paragraph, should read, The Chair stated the issues the Rules Committee will be focusing on in 2014 are collaborative agreements, miscellaneous permits and the definition of the practice of pharmacy.

Dr. Oliveira Gray stated on the Executive Session minutes it states she is present, however she was absent from that meeting.

Upon a motion by Dr. Ma, seconded by Dr. Oliveira Gray, it was voted on and unanimously carried to approve the minutes for the January 23, 2014 meeting as amended.

### **Laws and Rules Committee Report:**

The Chair reported on the Committee's January 23, 2014 meeting.

The Chair stated the Committee talked about the collaborative agreement section. Collaborative agreements are currently the focal point of the Committee. The Chair sent a preliminary draft to the committee members as a starting point, and will be discussing the draft at the next Committee meeting which is following today's Board of Pharmacy meeting.

### **Executive Officer's Report:**

### **2014 Legislature**

#### **SB 3005 – Relating to Compounding Pharmacies**

The EO reported this bill requires pharmacies to obtain a separate sterile compounding permit from the Board of Pharmacy in order to engage in sterile compounding activities.

The EO stated this bill was referred to both the Commerce and Consumer Protection Committee and the Ways and Means Committee. The first lateral deadline is 2/14/14, which means in order for this bill to move forward, it has to be referred to the second committee by tomorrow.

### **EO Report of Attendance at the January 29, 2014 Board of Veterinary Examiners Meeting**

The EO reported she attended the January 29, 2014 Board of Veterinary Examiners Meeting to respond to any questions that they had. The letter that the Board of Veterinary Examiners (BOVE) had sent to the Board of Pharmacy with questions and answers has been posted to the Board of Pharmacy's webpage along with the guidance document from the BOVE. The EO stated the BOVE's concerns are that manufacturers of veterinary products are supposed to only be selling to the veterinarians, yet somehow pharmacies and distributors are obtaining these products. The EO informed the BOVE that is not something the Board of Pharmacy can control.

The EO stated HB 2106, which is the bill that would require a pharmacist who fills veterinary prescriptions be required to take a veterinary course, was deferred.

### **Immunizations of Minors – Clarification on Training Requirements**

The EO reported she has been getting a lot of inquiries about immunizations of minors and therefore wanted to provide clarification.

The EO stated section 461-11.4, HRS states:

(d) All pharmacists who administer the influenza vaccine to persons between the ages of fourteen and seventeen years shall complete a training program approved by the Accreditation Council of Pharmacy Education for which a certificate of completion is issued. The pharmacist shall complete the training program and submit the completion certificate for the training program to the board prior to administering the influenza vaccine to persons between the ages of fourteen and seventeen years.

The EO reported she has been receiving calls saying that the immunizations are being administered to minors at these locations, but the pharmacist has not submitted a copy of their completion certificate for the training program to the Board.

The EO reported she wants to make it clear for everyone, even though you took the course; you have to notify the Board prior to administering the vaccines.

The EO also stated section 461-8, HRS states:

(e) A pharmacist who administers the influenza vaccine to persons between the ages of fourteen and seventeen years shall complete a training program approved by the board within every other biennial renewal period and submit proof of successful completion of the training program to the board; provided that the pharmacist shall meet these requirements prior to administering the influenza vaccine to persons between the ages of fourteen and seventeen years.

### **Conferences/Meetings/Seminars**

#### **MPJE Item-Development Workshops, March 20-21, 2014**

The EO reported Ms. Okamura will be attending the MPJE Item-Development Workshop. Mr. Mark Brown, the former Board of Pharmacy Chair will also be in attendance.

National Association of Boards of Pharmacy ("NABP") 110<sup>th</sup> Annual Meeting, May 17-20, 2014  
Phoenix, Arizona

The EO reported Ms. Keefe will be attending the NABP 110<sup>th</sup> Annual Meeting.

Correspondence:

**National Association of Boards of Pharmacy (NABP)**

NABP Works with Member Boards, FDA to Implement New Compounding Law for the Protection of Public Health (Guidance Document)

The Chair reported on November 27, 2013, the Drug Quality and Security Act (Act) was signed into law. This law removes the unconstitutional provisions from Section 503A and adds a new Section 503B to the Federal Food, Drug, & Cosmetic Act. The law also provides for the Food and Drug Administration (FDA) to consult with a Pharmacy Compounding Advisory Committee prior to issuing certain regulations pertaining to outsourcing facilities.

NABP has received a variety of questions related to "outsourcing facilities," as defined in the Act. Specifically, it has been asked whether or not and how the states should be licensing these types of entities even if they are solely operating as an "outsourcing facility." This is an issue that NABP is discussing with the states and FDA, specifically as to how the "outsourcing facilities" will be licensed at the state level.

USP Posts FAQs to Address Common Questions About USP-NF Chapters (FAQs)

The Chair reported that in response to questions concerning United States Pharmacopeia-National Formulary (USP-NF) General Chapters and, USP has created a new frequently asked questions (FAQ) page on its website. The FAQs answer questions related to the Revision Bulletin for Chapter that was issued on November 22, 2013, and became official on January 1, 2014. Among other topics, the FAQs address common questions regarding beyond-use-dating, and the differences between testing stability with strength (potency) or stability-inducing methods.

Email Inquiry from Melissa Sanders, Regarding Prescriptions, Formatting and How Many Medications May be Printed on a Prescription

The Board reviewed an inquiry from Melissa Sanders. Ms. Sanders questions with the Board's responses are as follows:

1. Are there formatting measurement requirements for printed forms? ***The pharmacy laws and rules (HRS Chapter 461 and HAR Chapter 95) do not specify any formatting measurement requirements for printed prescriptions.***
2. How many medications may be on a printed form? Can controlled and non-controlled be on the same form? ***The pharmacy laws and rules do not address this. There is nothing in regards to prescriptions for non-controlled substances, however for controlled substances, that is regulated by HRS Chapter 329 under the Department of Public Safety, Narcotics Enforcement Division. You may wish to contact that office to see if the Uniform Controlled Substances Act prohibits multiple medications listed on one prescription.***

Email Inquiry from Karen DiStefano, Transfer of a Prescription That Has Not Been Filled

The Board reviewed an inquiry from Karen DiStefano asking if a prescription that has not been filled by a pharmacy can transfer the information from that prescription to another pharmacy.

After a brief discussion that included the Board and Mr. Greg Edwards of the Department of Health, Food and Drug Branch, it was determined that based on HRS 461-1(g) and 328-16(e)

and HAR 16-95-84, a prescription that has not been filled may be transferred between pharmacies in compliance with the previously mentioned statutes and administrative rules.

Email Inquiry from Jennifer Schneider Licensure of Clinical Lab Receiving and Shipping Drugs Not Intended for Patient Use

The Board reviewed an inquiry from Jennifer Schneider stating she has a client that wishes to open a clinical lab to be used strictly for research and development. Periodically, they will need to receive and ship small amounts of drugs not intended for patient use. Will this company be required to hold a distribution license in order to ship legend drug products to another licensed location or professional within the state?

After a brief discussion, the Board determined that since it was not clear who “this company” is, if it is referring to an out-of-state wholesale distributor that would ship prescription drugs, non-controlled substances, to a pharmacy, physician’s office, hospital or another wholesale distributor in this State, then no license is required since Hawaii does not require out-of-state wholesale distributors to obtain a license. Also, since no indication was made if the prescription drug being distributed was a controlled substance, it was suggested that Ms. Schneider also check with the Department of Public Safety, Narcotics Enforcement Division.

Old Business:

**HAR Title 16, Chapter 95 – Status Report**

The EO reported she will have the report sent to the DAG for review.

Open Forum:

Guest Dan Purcell stated in September of 2013 he attended a Hawaii Board of Nursing (BON) meeting where Diane Corn, who is a RICO staff attorney, reported to the BON that Hawaii was first in the nation in under-reporting of clinical thefts of hydrocodone and other drugs.

The EO stated if Mr. Purcell has concerns regarding controlled substances, she can provide him with the Department of Public Safety, Narcotics Enforcement Division’s contact information.

Mr. Purcell asked the Board who is responsible for addressing this.

The Chair attempted to explain to Mr. Purcell about the different regulatory bodies that may be related to pharmacy but do not come under the Board of Pharmacy (“Board”) and are not regulated by the Board.

Guest Pat Adams asked if for the next agenda the Board could look at discussing pharmacy regulations as a whole.

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.

Executive Session:

At 10:16 a.m., upon a motion by the Chair, seconded by Dr. Ma, 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 10:51 a.m. upon a motion by the Chair, seconded by Dr. Oliveira Gray it was voted on and unanimously carried to move out of executive session.

Applications:

**Applications**

Miscellaneous Permit

Upon a motion by the Chair, seconded by Ms. Kumasaka, it was voted on and unanimously carried to issue a conditional approval pursuant to Hawaii Revised Statutes, §436B-19(7), (9) and (13) and 461-21(2) and (5).

CAP Rx, Inc., dba Central Avenue Pharmacy

Miscellaneous Permit

Upon a motion by the Chair seconded by Dr. Oliveira Gray it was voted on and unanimously carried to approve the following application.

Leiter's Enterprises Inc., dba Leiter's Compounding

Pharmacy

Upon a motion by the Chair seconded by Dr. Ma it was voted on and unanimously carried to approve the following application.

Wal-Mart Stores, Inc., dba Wal-Mart Pharmacy 10-3149

Applications:

**Request for Unconditional Approval**

Miscellaneous Permit

Upon a motion by the Chair seconded by Dr. Oliveira Gray it was voted on and unanimously carried to deny the request due to no new evidence was submitted to grant such a request.

LCRX, LLC., dba Alpha Direct Compounding

Chapter 91, HRS  
Adjudicatory Matters:

The Chair called for a recess from the meeting at 10:51 a.m. to discuss and deliberate on the following adjudicatory matter(s) pursuant to Chapter 91, HRS:

In the Matter of the Pharmacist's License of Jodi M. Miller; PHA 2008-11-L, Monitor's Report for Period Covering November 2013 – January 2014:

Upon a motion by the Chair, seconded by Ms. Keefe it was voted on and unanimously carried to accept the monitor's report for period covering November 2013 – January 2014.



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

Thursday, March 20, 2014  
9:00 a.m.  
King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Adjournment: With no further business to discuss, the Chair adjourned the meeting at 10:58 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

3/5/14

☒ Minutes approved as is.

☐ Minutes approved with changes; see minutes of \_\_\_\_\_

## BOARD OF PHARMACY

February 13, 2014 Ratification List

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### **Miscellaneous Permits (PMP)**

#### **Change of PIC:**

##### **Summit Pharmacy Inc. (PMP 629)**

2320 West Peoria Avenue, Suite D132

Phoenix, Arizona 85029

New PIC: Kristin Wolter

Effective: 1/13/2014

##### **ESI Mail Pharmacy Service Inc. (PMP 18)**

##### **dba Express Scripts**

4600 North Hanley Road

St. Louis, Missouri 63134

New PIC: Charles Conroy

Effective: 1/12/2014

##### **Wells Pharmacy Network LLC (PMP 797)**

1210 SW 33<sup>rd</sup> Avenue

Ocala, Florida 34474

New PIC: David Joseph

Effective: 1/13/2014

#### **Name Change/Conversion/Addition of TN or DBA:**

##### **Jaspreet Lalli (PMP 677)**

##### **dba CPP Pet Care**

3250 Arden Road

Hayward, California 94545

#### **Relocation:**

##### **ESI Mail Pharmacy Service Inc. (PMP 18)**

##### **dba Express Scripts**

4600 North Hanley Road

St. Louis, Missouri 63134

#### **Relocation and Name Change:**

##### **Walgreens Specialty Pharmacy LLC (PMP644)**

##### **dba Walgreens Specialty Pharmacy #15438**

41460 Haggerty Circule South

Canton, Michigan 48188

#### **Closure:**

##### **Miami Executive Pharmacy Inc. (PMP 757)**

7400 N. Kendall Dr. #100

Miami, Florida 33156

Effective: 1/17/2014

## **Pharmacy (PHY)**

### **Change of PIC:**

#### **Longs Drug Stores of California (PHY 719)**

##### **dba Longs Drugs #9275**

850 Kamehameha Hwy, Ste. 107

Pearl City, Hawaii 96782

New PIC: Paul Hironaka

Effective 12/29/2013

#### **Longs Drug Stores of California (PHY 790)**

##### **dba Longs Drugs #7098**

15-1454 Kahakai Blvd.

Pahoa, Hawaii 96778

New PIC: Jenna Yamashita

Effective 1/12/2014

#### **Longs Drug Stores of California (PHY 715)**

##### **dba Longs Drugs #9228**

1330 Pali Hwy.

Honolulu, Hawaii 96813

New PIC: Jackwayne Fernandez

Effective 1/12/2014

#### **Malama Compounding Pharmacy (PHY 642)**

81-6629 Mamalahoa Hwy

Kealahou, Hawaii 96750

New PIC: Patricia Balzarini

Effective 1/21/2014

### **Closure:**

#### **The Pharmacy Group Inc. (PHY 714)**

##### **dba Paia Pharmacy**

96 Hana Hwy

Paia, Hawaii 96779

Effective: 12/31/2013

### **Relocation and Name Change:**

#### **Apria Healthcare LLC (PMP767)**

900 Kalae Hwy, Ste. 203

Kualapuu, Hawaii 96757

LTYPE	LIC	NUM	BP NAME PART 1
PH	3622	TANYA R <VERDIS<	
PH	3623	JESSICA K <KU<	
PH	3624	LINDSEY Y <YUAN<	
PH	3625	ASHLEY A K <FUCHIGAMI<	
PH	3626	JAMES M <LIONETTI<	

LTYPE	TEMP	LIC	NUM	VAM_BPR_LEGAL_NAME_1
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PHI	T140116009			MICHELLE S <PASCIOLLA<
PHI	T140116004			PATRICIA A <BISCEGLIA<
PHI	T140116007			HANA <RAC<
PHI	T140116008			HAMILTON <TEKIA<
PHI	T140116002			CARLY M <SABAT<
PHI	T140116003			JORDAN T <SHLENSKY<
PHI	T140115001			ANDREW D <REHER<
PHI	T140116006			DENISE C <NGO<
PHI	T140115002			BLAE R T <PARACUELLES<
PHI	T140116005			CHELSEA C <ARAKAWA<
PHI	T140128001			AMANDA K <RAMSEY<
PHI	T140116001			NATALIE N <NGUYEN<

LTYPE	LIC NUM	LIC NAME PART 1	BUSN ADDR 1	BUSN CITY	BUSN		
					ST	BUSN ZIP	BP NAME PART 1
PHY	847		700 WAIALE RD	WAILUKU	HI	96793	WALGREEN OF MAUI INC
PHY	848	NATIONAL ANIMAL HOSPITAL	300 OHUKAI RD STE C-315	KIHEI	HI	96753	VET MEDS N MORE INC

LTYPE	LIC NUM	LIC NAME PART 1	BUSN ADDR 1	BUSN CITY	BUSN		BP NAME PART 1
					ST	BUSN ZIP	
PMP	918		6040 TARBELL RD	SYRACUSE	NY	13206	NOBLE HEALTH SERVICES INC
PMP	919	VALLEY VEIW DRUG	13966 VALLEY VIEW AVE	LA MIRADA	CA	90638	VALLEY VEIW DRUG INC
PMP	920		1007 CANAL BLVD	RICHMOND	CA	94804	CARDINAL HEALTH 414 LLC
PMP	921	PHARMACY SOLUTIONS	1921 W PIONEER PKWY	ARLINGTON	TX	76013	TOMELDON CO INC
PMP	922	PX DRUGSTORE	5300 LANKERSHIM BLVD STE 100	N HOLLYWOOD	CA	91601	MODERNHEALTH SPECIALTY (PX) LLC
PMP	923	VIDASCRIPIT	7432 SW 48 ST	MIAMI	FL	33155	TECH-PHARMACEUTICALS INC (D/B/A) V
PMP	924	STERLINGTON VILLAGE PHARMACY	10374 HWY 165 N STE C	STERLINGTON	LA	71280	RX PROS INC
PMP	925		2730 S EDMONDS LN STE 400	LEWISVILLE	TX	75067	SONEXUS HEALTH PHARMACY SERVICES L
PMP	926	MCDANIEL PHARMACY	1005 MARKET ST	PORT GIBSON	MS	39150	RX PRO OF MISSISSIPPI INC
PMP	927	PHARMAZY	9990 PARK MEADOWS DR	LONE TREE	CO	80124	ZYNEX MEDICAL INC
PMP	928		5801 N FEDERAL HWY	BOCA RATON	FL	33487	RX OF BOCA LLC
PMP	929	INVERNESS APOTHECARY TRINITY	24333 GORDAN TERRY PKWY STE B	TRINITY	AL	35673	INVERNESS APOTHECARY TRINITY LLC
PMP	930		125 E THOMAS ST	HAMMOND	LA	70401	CENTRAL REXALL DRUGS INC
PMP	931		2490 PARR AVE STE 9	DYERSBURG	TN	38024	C & C PHARMACY LLC
PMP	932		1910C RAE BLVD	VICTOR	NY	14564	FPR SPECIALTY PHARMACY LLC
PMP	933		735 JOHN R READ STE 150	TROY	MI	48083	HENRY <FORD> PHARMACY ADVANTAGE SO
PMP	934		2907 W EMPIRE AVE	BURBANK	CA	91504	SCRIPTIE CORPORATION