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 Irodi
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
Josen 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
Josen Perreira
Kasia Lynn Quintal
Shanon Makanui
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
      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.
Phoenix, Arizona
The EO reported Ms. Keefe will be attending the NABP 110th 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;”. 
Applications:

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:

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:


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, 1st 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

[x ] Minutes approved as is.
[ ] Minutes approved with changes; see minutes of ________
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 33rd 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)**
da 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)**
da 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)**
da 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
Kealakekua, Hawaii 96750
New PIC: Patricia Balzarini
Effective 1/21/2014

Closure:

**The Pharmacy Group Inc. (PHY 714)**
da 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
<table>
<thead>
<tr>
<th>LTYPE</th>
<th>LIC NUM</th>
<th>BP NAME PART 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>PH</td>
<td>3622</td>
<td>TANYA R &lt;VERDIS&gt;</td>
</tr>
<tr>
<td>PH</td>
<td>3623</td>
<td>JESSICA K &lt;KU&gt;</td>
</tr>
<tr>
<td>PH</td>
<td>3624</td>
<td>LINDSEY Y &lt;YUAN&gt;</td>
</tr>
<tr>
<td>PH</td>
<td>3625</td>
<td>ASHLEY A K &lt;FUCHIGAMI&gt;</td>
</tr>
<tr>
<td>PH</td>
<td>3626</td>
<td>JAMES M &lt;LIONETTI&gt;</td>
</tr>
<tr>
<td>TYPE</td>
<td>TEMP</td>
<td>LIC</td>
</tr>
<tr>
<td>------</td>
<td>------</td>
<td>------</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116009</td>
<td>MICHELLE S &lt;PASCIOLLA&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116004</td>
<td>PATRICIA A &lt;BISCEGLIA&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116007</td>
<td>HANA &lt;RAC&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116008</td>
<td>HAMILTON &lt;TEKIA&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116002</td>
<td>CARLY M &lt;SABAT&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116003</td>
<td>JORDAN T &lt;SHLENSKY&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140115001</td>
<td>ANDREW D &lt;REHER&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116006</td>
<td>DENISE C &lt;NGO&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140115002</td>
<td>BLAE R T &lt;PARACUELLES&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116005</td>
<td>CHELSEA C &lt;ARAKAWA&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140128001</td>
<td>AMANDA K &lt;RAMSEY&lt;</td>
</tr>
<tr>
<td>PHI</td>
<td>T140116001</td>
<td>NATALIE N &lt;NGUYEN&lt;</td>
</tr>
<tr>
<td>LTYPE</td>
<td>LIC NUM</td>
<td>LIC NAME PART 1</td>
</tr>
<tr>
<td>-------</td>
<td>---------</td>
<td>-------------------------------</td>
</tr>
<tr>
<td>PHY</td>
<td>847</td>
<td>700 WAIALE RD</td>
</tr>
<tr>
<td>PHY</td>
<td>848</td>
<td>NATIONAL ANIMAL HOSPITAL</td>
</tr>
<tr>
<td>LTYPE</td>
<td>LIC NUM</td>
<td>LIC NAME PART 1</td>
</tr>
<tr>
<td>-------</td>
<td>---------</td>
<td>--------------------------</td>
</tr>
<tr>
<td>PMP</td>
<td>918</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>919</td>
<td>VALLEY VEIW DRUG</td>
</tr>
<tr>
<td>PMP</td>
<td>920</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>921</td>
<td>PHARMACY SOLUTIONS</td>
</tr>
<tr>
<td>PMP</td>
<td>922</td>
<td>FK DRUGSTORE</td>
</tr>
<tr>
<td>PMP</td>
<td>923</td>
<td>VIDASCRIPT</td>
</tr>
<tr>
<td>PMP</td>
<td>924</td>
<td>STERLINGTON VILLAGE PHARMACY</td>
</tr>
<tr>
<td>PMP</td>
<td>925</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>926</td>
<td>MCDANIEL PHARMACY</td>
</tr>
<tr>
<td>PMP</td>
<td>927</td>
<td>PHARMAZY</td>
</tr>
<tr>
<td>PMP</td>
<td>928</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>929</td>
<td>INVERNESS APOTHECARY TRINITY</td>
</tr>
<tr>
<td>PMP</td>
<td>930</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>931</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>932</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>933</td>
<td></td>
</tr>
<tr>
<td>PMP</td>
<td>934</td>
<td></td>
</tr>
</tbody>
</table>