

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

MINUTES OF MEETING

Date: Thursday, May 20, 2021

Time: 9:00 a.m.

Place: Virtual Videoconference Meeting – Zoom Webinar

Members Present: Alanna Isobe, Chair
Patrick Adams, Pharmacist
Catalina Cross, Public Member
Sheri Tokumaru, Pharmacist
Kenneth VandenBussche, RPh, BCACP, Pharmacist

Members Excused: Julie Takishima-Lacasa, PhD, Public Member – Vice Chair
Mary Jo Keefe, RPh, Pharmacist

Staff Present: Lee Ann Teshima, Executive Officer ("EO Teshima")
James Skizewski, Executive Officer ("EO Skizewski")
Shari Wong, Deputy Attorney General ("DAG")
Rochelle Araki, Executive Officer
Keaweamahionalani Hurst, Secretary
Stephanie Karger, Tech Support Staff
Christine V. Dela Cruz, Tech Support Staff

Guests: Lorri Walmsley
Kendra Croker
Emily Haugh
Jessica Adams (Regulatory Affairs)
Ademola Are
Patrick
Corrie Sanders
Allen Bagalso
Greg Edwards
Lauren Paul
DM Smith
Bruce Maimuna
Tiffany Yajima
Cherylynn Cheng
Stacy Pi

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").

A short video regarding virtual meetings was played for the attendees and the Chair provided information on internet and phone access for today's virtual meeting.

The Chair then took roll call to establish quorum.

The Chair excused the Vice Chair and Ms. Keefe from today's meeting and called the meeting to order at 9:05.

All motions requiring a vote were conducted by roll call.

Chair's Report:

Announcements

The Chair reported she had no announcements.

Approval of Minutes of the April 15, 2021 Meeting

The Chair asked if there were any corrections or discussion of the April 15, 2021 meeting minutes.

There being no amendments, upon a motion by Ms. Tokumaru, seconded by Mr. Adams, it was voted on and unanimously carried to approve the minutes as circulated.

Executive Officer's Report:

2021 Renewals

EO Teshima reminded everyone of the upcoming renewal period for pharmacists, pharmacies, miscellaneous permits, wholesale distributors, and pharmacists are required to complete at least thirty (30) hours of ACPE approved continuing education.

Application amendments – Requesting Date of Birth for Pharmacist and Pharmacy Interns

Important Notice Posted on the Board's Webpage – Applicant for Pharmacist Exam/License and Pharmacy Intern Permits – DOB

EO Teshima reported that the pharmacist and pharmacy intern applications have been amended to include the DOB of the applicant and that failure to provide this and a complete application will delay processing.

PharmaCare Hawaii – Celebrating 94 Years...

EO Teshjma received an email regarding Pharmacare celebrating 94 years in business. She stated that she wanted to recognize them as a locally owned small business, with other small pharmacy businesses closing over the last few years, she felt that their ability to stay in business for this long was a feat in and of itself and congratulated them.

EO Teshima asked if the members had any questions.

There were none.

The Chair asked if anyone attending wanted to address the Board to raise their hand.

Staff reported that no one raised their hand.

Correspondence:

Does the pharmacist providing counseling in a non-resident pharmacy to patients in the state of Hawaii need to be licensed with Hawaii's State Board of Pharmacy?

Mr. Adams stated that if you are counseling a Hawaii citizen, then yes, you should be required to have a Hawaii state pharmacist license because the pharmacist should be familiar with Hawaii's formulary, controlled substances and other laws/rules/regulations.

After some discussion, upon a motion by Mr. Adams, seconded by Ms. Tokumaru, it was voted on and unanimously carried that it is the consensus of the Board that an out-of-state pharmacist, working in an out-of-state pharmacy that holds a current Hawaii Miscellaneous Permit, may counsel a patient residing in Hawaii, if that pharmacist holds a Hawaii pharmacist license.

The Chair asked if there was anyone attending wishing to address the Board on this correspondence.

Staff reported that no one raised their hand.

The Chair announced that the next agenda item is applications and asked if anyone attending would like to address the Board.

Staff reported that no one raised their hand.

Executive Session:

At 9:17 a.m., upon a motion by Mr. Adams, seconded by Mr. VandenBussche, it was voted on and unanimously carried to move into Executive Session in accordance with HRS, 92-5(a) (1) and (4), "To consider and evaluate personal information relating to individuals applying for pharmacy licensure," and, "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities".

At 9:52 a.m., the Board moved out of executive session.

Applications:

Ratification Lists

The Chair asked for a motion to approve the ratification list(s) for pharmacists, pharmacies, miscellaneous permits and pharmacy/miscellaneous closures, change of PIC and relocations.

Mr. Adams moved to approve the Ratification list, it was seconded by Ms. Cross, voted on and unanimously carried to approve the ratification lists.

Applications

Pharmacist

James T. Ober

The Chair asked for a motion regarding the application for pharmacist license for James T. Ober.

Upon a motion by Mr. VandenBussche, seconded by Mr. Adams, it was voted on and unanimously carried to approve the application for pharmacist exam and license for Mr. Ober.

Miscellaneous Permit

Barclay, Luke, and Pillai Specialty Pharmacy, PLLC, dba Meta Pharmacy Services

Upon a motion by the Chair, seconded by Mr. Adams, it was voted on and unanimously carried to deny the above application for Miscellaneous Permit pursuant HRS §§461-21(a)(3) and 436B-19(1)(13).

Marley Drug Inc. (change of ownership)

Upon a motion by Mr. Adams, seconded by the Chair, it was voted on and unanimously carried to deny the above application for Miscellaneous Permit pursuant HRS §§461-21(a)(2)(5)(7) and 436B-19(7)(12).

Wedgewood Connect, LLC

Upon a motion by Mr. Adams, seconded by Ms. Cross, it was voted on and unanimously carried to deny the above application for Miscellaneous Permit pursuant HRS §§461-21(a)(2)(4)(5), 16-95-110 (11)(12)(17), and 436B-19(12)(13).

The Chair announced that the next agenda item was Chapter 91, HRS – Adjudicatory Matters and asked if anyone attending wanted to address the Board on any of the adjudicatory matters.

Staff reported that no raised their hand.

Chapter 91, HRS Adjudicatory Matters:

Upon a motion by Mr. Adams, seconded by Ms. Tokumaru, it was voted on and unanimously carried to approve the following Board's Final Orders:

In the Matter of the Miscellaneous Permit of **904 Prospect Pharmacy, Inc., dba Boca Pharmacy, PHA 2020-73-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibit "1";

In the Matter of the Miscellaneous Permit of **IHS Acquisition XXX, Inc., dba Theracom, PHA 2020-106-L**; Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibits "1" – "2";

In the Matter of the Miscellaneous Permit of **Heritage Biologics Inc., PHA 2021-II-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order

Chair recused herself from the following Board's Final Order and deferred to Ms. Tokumaru.

Upon a motion by Mr. Adams, seconded by Mr. VandenBussche, it was voted on and unanimously carried to approve the following Board's Final Order:

In the Matter of the Miscellaneous Permit of **Safeway Inc., PHA 2020-22-L**, Settlement Agreement Prior to Filing of Petition for Disciplinary Action and Board's Final Order; Exhibit "1" – Deferred from April 15, 2021 Meeting due to lack of quorum

Next Meeting: The Chair announced the June meeting and asked if the members are able to attend. All members are able to attend.

June 17, 2021
9:00 a.m.
Virtual

Adjournment: There being no further business to discuss, the Chair adjourned the meeting at 10:06 a.m.

Taken by:

/s/ Lee Ann Teshima
Lee Ann Teshima
Executive Officer

Minutes approved as is.

Minutes approved with changes; see minutes of _____