

KENTUCKY BOARD OF PHARMACY
MARRIOTT GRIFFIN GATE RESORT

LEXINGTON KENTUCKY

BOARD RETREAT MINUTES
NOVEMBER 17-18, 2007

Saturday NOVEMBER 17, 2007

President Peter J. Orzali, Jr. called the meeting to order at 9:04a.m. Present were: Peter Orzali, Patricia Thornbury, Cathy Shely, Mike Leake, and Anne Policastri, Board members; Michael Burleson, Executive Director; Jeff Osman, Pharmacy Inspections and Investigations Coordinator; Katie Busroe, Phil Losch and Steve Hart, Pharmacy and Drug Inspectors; Cheryl Lalonde, Assistant General Attorney and Board Counsel; Dan Bellingham, HDMA; Mark Miller, Commonwealth Capitol Group; Chris Killmeier, Walgreen; Trey Heineman, APSC; Gay Dwyer and Jan Gould, Kentucky Retail Federation; Dwaine Green, UK College of Pharmacy and KSHP; Kim Croley; and Jeff Polanski, UK College of Pharmacy PY4 student. Board member Sandy Simpson was absent.

WHOLESALE/PEDIGREE:

President Orzali opened the discussion. Mr. Burleson reported that he had been in contact with Senator Julie Denton's office and Murray Wood with LRC regarding language of a Bill that would be filed for the 2008 Legislative Session; however, this draft Bill was still being developed. Following was some discussion on items that need to be reviewed when this draft is produced: compounding; pharmacy to pharmacy transfer; pharmacy to practitioners transfer; electronic pedigree (RFID); amount of tracking at the community pharmacy level; VAWD or another accreditation; special medicinal gas pharmacy permit/oxygen; monetary issues with the Board if required to increase functions; repackaging for kits with medications; wholesalers to practitioners; reverse distributors/returns; manufacturer/wholesaler-no exemptions; and normal distribution definition. Mr. Burleson is to send a letter to Senator Denton informing her of the wholesaler application upgrade approved by the Board this year; the Board wanting to be proactive in the protection of the public in regards to safe drugs, which could mean amending the current Regulation on manufacturers/wholesalers; and explaining to her the process of inspections conducted by the Board's inspectors.

CRIMINAL BACKGROUND CHECK:

President Orzali opened the discussion of criminal background check. The Board discussed many issues regarding criminal background checks including: who does the Board require to have criminal background checks-pharmacist interns, foreign graduates, pharmacists that reciprocate, and new licensees; is there a need for a Statute requiring criminal background checks and a new Regulation; what defines a rejection of a license if a criminal background check comes back positive; and should this be addressed with NABP as a Resolution. Following this discussion Mr. Burleson is to contact other

professional state agencies (including other states) and request information on their implementation and start up.

EMERGENCY PREPAREDNESS/DISASTER:

President Orzali opened the discussion. After much discussion, Mr. Burleson will contact the Cabinet for Health and Family Services, State Emergency Preparedness, and other Boards within the State. Items of discussion included: the licensing of out-of-state pharmacists, emergency refill of prescriptions, protection of Board records, communications in an emergency, emergency stockpiles, line of authority, recordkeeping, temporary pharmacies, Board quorum requirement, and authority to speak for the Board.

President Orzali appointed the following to a committee Cathy Shely, Anne Policastri, Patricia Thornbury, Cheryl Lalonde, Chris Killemier, Jeff Osman, and Mike Burleson (Mr. Burleson was to ask other individuals if they would serve on the committee: Brad Hall, Randy Gaither, Don Kupper or John Armistead). The charge of this committee is to work with the Cabinet for Health and Family Services and the Division of Emergency Management to bring forth information on information on implementing plan(s) and regulation(s) to the Board.

Mr. Leake made a motion to adjourn. Dr. Shely seconded and the motion passed unanimously. The meeting adjourned at 2:30p.m. on Saturday with no meeting required for Sunday.

Michael Burleson, R.Ph.
Executive Director