



California State Board of Pharmacy
 1625 North Market Blvd., N219, Sacramento, CA 95834
 Phone (916) 574-7900
 Fax (916) 574-8618
 www.pharmacy.ca.gov

STATE AND CONSUMER SERVICES AGENCY
 DEPARTMENT OF CONSUMER AFFAIRS
 ARNOLD SCHWARZENEGGER, GOVERNOR

Virginia Herold
 (916) 574-7911

**California State Board of Pharmacy
 Department of Consumer Affairs
 Notice of Public Board Meeting
 July 23 and 24, 2008**

This board meeting is open to the public and is held in a barrier-free facility in accordance with the Americans with Disabilities Act. Any person with a disability who requires a disability-related modification or accommodation in order to participate in the public meeting may make a request for such modification or accommodation by contacting Michelle Leech at (916) 574-7912, at least five working days prior to the meeting. Opportunities are provided to the public to address the board on each open agenda item.

Agenda

DATE: July 23 and 24, 2008
PLACE: Radisson Hotel
4545 MacArthur Blvd.
Newport Beach, CA 92660
(949) 833-0570

Note: Pharmacists and pharmacy technicians who attend the full day of the board meeting on Wednesday, July 23, 2008, may be awarded 6 hours of CE, in accordance with the board's CE policy.

The board's strategic plan organizes board activities into five committees of the board. Correspondingly, the board meeting agenda is organized around the committee reports as updates to the board on each committee's recent activities. Action may be taken on any item on the agenda. An opportunity for public comment is provided at the end of each committee's report. All times are approximate and subject to change.

Wednesday, July 23, 2008

CALL TO ORDER **9:00 a.m.**

General Announcements

I. Approval of the Full Board Minutes of April 23 and 24, 2008

II. Approval of the Full Board Minutes of June 24, 2008

III. Enforcement Committee

Note: *There will be no Workgroup on E-Pedigree Report at This Meeting Since a Meeting Dedicated to This Topic Was Held June 24, 2008*

- A. Discussion and Action on the Federal Drug Enforcement Administration's Proposed Rule to Allow E-prescribing of Controlled Substances
- B. Discussion and Action Regarding Efforts to Implement E-Prescribing
- C. Discussion and Action Regarding the Board's Heparin Recall Inspections 2008
- D. Update on the Implementation of Drug Take Back Programs (SB 966, Simitian, Chapter 542, Statutes of 2007)
- E. Discussion of the Board's Citation and Fine Program
- F. Update of the Committee's Strategic Plan for 2008/09

Meeting Materials will be available on the board's Web site at www.pharmacy.ca.gov by July 18, 2008

- G. Fourth Quarterly Report on Enforcement Committee Goals for 2007/08
- H. Enforcement Statistics 2007/08

Public Comment

IV. Licensing Committee Report and Action

11:00 a.m.

- A. Report on the Meeting of June 23, 2008:
 - 1. Recommendation for Board Recognition of Schools of Pharmacy that Have Received Precandidate Status from the Accreditation Council for Pharmacy Education for Purposes of Issuing Intern Licenses
 - Sullivan University, College of Pharmacy
 - California Northstate College of Pharmacy
 - 2. Recommendation to Update the Strategic Plan for the Licensing Committee Goals for 2008-09
 - 3. Discussion of Licensure of Ambulatory Surgical Clinics by the Department of Public Health Under Health and Safety Code Section 1204 That Are Owned by Physicians
 - 4. Discussion Regarding Formation of an Industry Task Force to Evaluate Pharmacy Technician Qualifications
 - 5. Discussion to Amend 16 CCR Section 1728 to Increase the Number of Intern Hours That Can Be Earned Outside a Pharmacy
 - 6. Discussion of the Ability for Pharmacy Applicants to Pursue Board Licensure Concurrent with Department of Health Care Services (DHCS) Provider Recognition and Drug Enforcement Administration (DEA) Registration
 - 7. Status Report to the Committee on Continuing Education Audits
 - 8. Quality Assurance Review of the California Practice Standards and Jurisprudence Examination for Pharmacists (CPJE)
 - 9. Competency Committee Report
 - 10. Review and Discussion of "Standards and Guidelines for Healthcare Surge During Emergencies"
- B. Meeting Summary of the Licensing Committee Meeting of June 23, 2008
- C. Licensing Statistics 2007-08
- D. Fourth Quarterly Report on Committee Goals for 2007/08

Recognition of Pharmacists Licensed with the Board for 50 Years

11:45 a.m.

Lunch

V. Communication and Public Education Committee

1:30 p.m.

- A. Presentation by Michael Cohen, RPh, MS, ScD on Medication Errors in the Pharmacy Setting
- B. Presentation by John P. Keats, MD, on the California Patient Safety Action Coalition (CAPSAC) and Its Efforts Toward "Fair and Just Culture" for Medication Errors in Health Care Facilities
- C. Presentation by Lorian deMartini, Pharm D, Department of Public Health, Regarding California's Requirements for Reporting Adverse/Never Events in California Hospitals
- D. Discussion and recommendations for future action
- E. Discussion Regarding the Next Meetings of the SB 472 Medication Label Subcommittee

Public Comment

VI. Public Comment for Items Not on the Agenda/Agenda Items for Future Meetings

4:00 p.m.

Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this Agenda, except to decide to place the matter on the agenda of a future meeting. (Government Code Sections 11125, 11125.7(a))

PUBLIC MEETING OF THE COMMUNICATION & PUBLIC EDUCATION COMMITTEE* (see separate agenda)

***A quorum of the Board may be present at the committee meetings. Board members who are not on the committee may observe, but may not participate as a Committee member or vote.**

4:05 p.m.

Thursday, July 24, 2008

VII. Closed Session

8:00 a.m.

- A. The board will convene in closed session pursuant to Government Code section 11126(c)(1) to discuss and evaluate the administration of the pharmacist licensure examination.
- B. The board will move into closed session pursuant to Government Code section 11126(c)(3) to deliberate on disciplinary matters.

VIII. Legislation and Regulation Committee Report and Action

8:30 a.m.

Report of the Meeting of July 10, 2008

Part 1: Regulation Report and Action (Note: CCR as used below means California Code of Regulations)

- A. Board Approved Regulations – Awaiting Notice
 1. Repeal of Title 16, CCR Sections 1716.1 and 1716.2 and Amendment to Sections 1751-1751.8 and Adoption of Sections 1735-1735.8 – Pharmacies that Compound
 2. Title 16 CCR section 1785 – Self-Assessment of a Veterinary Food-Animal Drug Retailer
 3. Title 16 CCR section 1780 – Update the USP Standards Reference Material
 4. Title 16 CCR section 1751.8 – Accreditation Agencies for Pharmacies that Compound Injectable Sterile Drug Products
 5. Title 16 CCR sections 1721 and 1723.1 – Dishonest conduct during a Pharmacist’s Licensure Examination/Confidentiality
- B. Board Adopted Regulations
 1. Amend Title 16 CCR Section 1760 – Disciplinary Guidelines
- C. Proposed Regulation Language for Committee Consideration
 1. Amend 16 CCR 1773 – Disciplinary Conditions of Probation of a Pharmacist and Adopt Title 16 CCR 1773.5 - Ethics Course for Pharmacists
 2. Amend Title 16 CCR section 1715 - Self Assessment Forms

Public Comment

Part 2. Legislative Report:

- A. Discussion and Action on Pending Legislation
 1. Board Sponsored Legislation for 2008
 - a. SB 1779 (Omnibus Provisions)
 - Business and Professions Code Section 4062 Furnishing Dangerous Drugs During an Emergency
 - Section 4110 Temporary Permit Upon Transfer of Ownership
 - Pharmacist-in-Charge and Designated Representatives-in-Charge – Amend Sections 4022.5, 4305, 4329, 4330; Add Section 4036.5
 - Who May Order Dangerous Drugs or Devices, Exceptions – Amend Section 4059.5
 - Section 4081– Records of Dangerous Drugs and Devices Kept Open for Inspection; Maintenance of Records, Current Inventory
 - Furnishing Dangerous Drugs by Pharmacy – Amend Section 4126.5
 - Requirements for Renewal of Pharmacist License: Clock Hours; Exemption for New Licensee – Amend Section 4231
 - Health and Safety Code Section 11165 – Controlled Substance Utilization Review and Evaluation System; Establishment; Operation; Funding; Reporting to Legislature
 - b. SB 1307 (Ridley-Thomas) Electronic Pedigree Requirements
 2. Legislation Impacting the Board’s Jurisdiction or the Practice of Pharmacy
 - a. Active Bills
 - AB 501 (Swanson) Pharmaceutical devices
 - AB 865 (Davis) State agencies: live customer service agents
 - AB 1394 (Krekorian) Counterfeit: trademarks
 - AB 1436 (Hernandez) Nurse practitioners
 - AB 1574 (Plescia) Surgical clinics: licensure
 - AB 1587 (De La Torre) Personal Information: pharmacy
 - AB 2756 (Duvall) Pharmacists: furnishing drugs during an emergency

- SB 963 (Ridley-Thomas) Regulatory boards: operations
 - SB 1270 (Cedillo) Pharmacy: dangerous drug and devices pedigree
 - SB 1441 (Ridley-Thomas) Healing Arts Practitioners (substance abuse)
- a. Inactive Bills
 - AB 1947 (Emmerson) Pharmacy technicians
 - AB 2516 (Mendoza) Prescriptions: electronic transmission
 - AB 2643 (Cook) Drugs and devices
 - SB 1096 (Calderon) Medical information
 - SB 1504 (Ridley-Thomas) Antiepileptic drug products: substitution
 - SB 1594 (Steinberg) Bleeding disorders clotting products
 - SB 2122 (Plescia) Surgical clinics: licensure
 - b. Other Legislation Impacting Pharmacy or the Board's Jurisdiction

Part 3: Legislation and Regulation Committee

- B. Meeting Summary of the Legislation and Regulation Committee Meeting of July 10, 2008
- C. Request from the California Pharmacy Foundation for Clarification of Business and Professions Code Section 4076
- D. Update of the Committee's Strategic Plan for 2008/09
- E. Fourth Quarterly Report on Committee Goals for 2007/08

Public Comment

IX. Organizational Development Committee Report and Action

9:30 a.m.

- A. Report of the Meeting of July 14, 2008:
 1. Recommendation to Update the Strategic Plan for the Organizational Development Committee Goals for 2008/09
 2. Approval of the Board of Pharmacy's Strategic Plan for 2008/09
 3. Board Meeting Dates 2009
 4. Budget Update/Report
 - a. Budget for 2007/08
 - b. Fund Condition Report
 - c. Reimbursement to Board Members
 - d. Fee Audit Initiated
 - e. I-Licensing Progress
 5. Recognition Program of Pharmacists Who Have Been Licensed 50 Years
 6. Personnel Update
 7. Future Joint Board Meeting In November 2008 with Other Departmental Boards and Bureaus
- B. Fourth Quarterly Report on the Committee's Goals for 2007/08

Public Comment

X. Petition for Reinstatement

10:00 a.m.

Perry Joe Humphrey

XI. Petition for Early Termination of Probation

John Cole

XII. Closed Session

At the close of the hearing, the board will move into closed session pursuant to Government Code section 11126(c)(3) to deliberate on the request for reinstatement and petition for early termination of probation.

ADJOURNMENT

1:00 p.m.