



California State Board of Pharmacy
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STATE AND CONSUMER SERVICES AGENCY
DEPARTMENT OF CONSUMER AFFAIRS
ARNOLD SCHWARZENEGGER, GOVERNOR

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**California State Board of Pharmacy
Department of Consumer Affairs
Notice of Public Board Meeting
July 28 and 29, 2010**

This board meeting is open to the public and is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Tessa Fraga at (916) 574-7912, by emailing tessa_fraga@dca.ca.gov, or sending a written request to the Board of Pharmacy, 1625 N. Market Blvd., Suite N-219, Sacramento, CA 95834. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.

DATE: July 28 & 29, 2010

**PLACE: Department of Consumer Affairs
First Floor Hearing Room
1625 N. Market Boulevard
Sacramento, CA 95834**

Note: Pharmacists and pharmacy technicians who attend the full day of the board meeting on Wednesday, July 28, 2010, 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 for each open agenda item and at the end of each committee's report. All times are approximate and subject to change.

Time limitations for discussion and comment will be determined by the President.

Agenda

DISCUSSION AND ACTION MAY BE TAKEN ON ANY ITEM LISTED ON THE AGENDA.

Wednesday, July 28, 2010

CALL TO ORDER

8:30 a.m.

General Announcements

- I. Approval of the Full Board Meeting Minutes of April 21 and 22, 2010**
- II. Approval of the Full Board Meeting Minutes of June 10, 2010**
- III. Communication and Public Education Committee Report and Action Report of the Meeting Held July 14, 2010**
 - a. Review of the 39th Annual Report of the Research Advisory Panel of California**
 - b. Development of Consumer Education Videos for the Board's Web Site**

- c. Update on the Development of the Consumer Fact Sheets with California School of Pharmacy Interns
- d. Public Education Materials Under Development and Proposed for the Future
- e. Proposal to Assess the Board's Public Outreach Materials
- f. Update on *The Script*
- g. Request of the California Pharmacists Association to Develop Readiness Announcements for Pharmacy Responders on Disaster Response
- h. Development of Policy for Activation of the Board's E-Mail Notification Subscriber Alert System
- i. Policy Discussion Regarding Web Casting of Board Meetings
- j. Public Outreach Activities Conducted by the Board
- k. Strategic Plan Update for the Communication and Public Education Committee for 2010/11
- l. Minutes of the Communication and Public Education Committee Held July 14, 2010
- m. Fourth Quarterly Report on Committee Goals for 2009/10

Public Comment

- IV. Recognition of Pharmacists Licensed with the Board for 50 Years 9:15 a.m.
- V. Board Recognition of Mary Anne Koda Kimble, PharmD, Dean UCSF School of Pharmacy, for Her Contributions to Pharmacy
- VI. Presentation by the US Drug Enforcement Administration on Issues and Trends Involving Controlled Substances and Prescription Drug Abuse 10:00 a.m.
 - a. Joseph T. Rannazzisi, Deputy Assistant Administrator, Office of Diversion Control, US Drug Enforcement Administration, Arlington, VA
 - b. Thomas Lenox, Group Supervisor, Tactical Diversion Squad, US Drug Enforcement Administration, San Diego, CA

Public Comment

Lunch

- VII. Licensing Committee Report and Action Report of the Meeting Held June 16, 2010 1:30 p.m.
 - a. Request for Board Recognition of a School of Pharmacy with Precandidate Status with the Accreditation Council for Pharmacy Education Pursuant to 16 CCR § 1719 – New University of New England School of Pharmacy of Portland, Maine
 - b. Discussion of Proposed Changes to the Intern Hours Requirements for California
 - c. Review of Data Describing the Board of Pharmacy's Audits of Continuing Education Earned by Pharmacists as a Condition of Renewal
 - d. Proposal to Modify Application Requirements for Intern Pharmacists and Pharmacists to Include "Self-Query" Reports From the Healthcare Integrity and Protection Data Bank (HIPDB)
 - e. Emergency and Disaster Response Planning Update
 - f. Competency Committee Report
 - g. Review and Possible Approval of Accreditation Agencies for Licensed Sterile Injectable Compounding Pharmacies
 - 1. New Request for Board Recognition: Det Norske Veritas (DNV)
 - 2. Accreditation Commission for Health Care, Inc. (ACHC)
 - 3. Community Health Accreditation Program (CHAP)
 - 4. Joint Commission on Accreditation of Healthcare Organizations (JCAHO)
 - h. Update of the Licensing Committee's Strategic Plan for 2010-2011
 - i. Minutes of the Meeting Held June 16, 2010
 - j. Licensing Statistics 2009/10
 - k. Fourth Quarterly Update on the Committee's Goals for 2009/10

Public Comment

- VIII. Department of Consumer Affairs Director's Report 3:00 p.m.

IX. Enforcement Committee Report and Action

Report of the Meeting Held June 16, 2010

- a. Discussion Regarding the Drug Enforcement Administration's Proposed Regulations for the E-Prescribing of Controlled Substances
- b. Request to Modify Title 16 California Code of Regulations Section 1713(d) Regarding the Requirement that Automated Dispensing Machines Be Adjacent to the Secure Pharmacy Area
- c. Discussion of a Drug Distribution Model Proposed by Medco Health Solutions, Using Two Pharmacies, Each with Specialized Functions
- d. Update and Possible Action to Initiate a Rulemaking on the Board's Efforts to Implement Components of the Department of Consumer Affairs' Consumer Protection Enforcement Initiative
- e. Update on California's Drug "Take Back" Programs from Patients
- f. Question and Answer Session on the Board's Implementation of 16 California Code of Regulations Sections 1735-1735.8, Pharmacies That Compound, and Sections 1751-1751.8, Pharmacies That Compound Sterile Injectable Medications
- g. Pharmacies Dispensing Prescriptions for Internet Web Site Operators
- h. Post Implementation Review of the Board's Criminal Conviction Unit
- i. Update of the Committee's Strategic Plan 2010-11
- j. Minutes of the Meeting Held June 16, 2010

OTHER ENFORCEMENT ITEMS:

- k. Discussion and Possible Action to Implement DCA's Recommendations of the Substance Abuse Coordination Committee, Pursuant to SB 1441, for the Pharmacists Recovery Program
- l. Enforcement Statistics 2009-2010
- m. Fourth Quarterly Report of the Committee's Goals for 2009/10

Public Comment

RECESS FOR DAY

Thursday, July 29, 2010

X. Legislation and Regulation Committee Report and Action
Including a Report of the Meeting Held July 14, 2010

8:00 a.m.

PART 1: REGULATION REPORT

a. For Board Discussion and Possible Action

1. Discussion and Possible Action Regarding a Regulation Specifying Consumer Notice for Language Assistance Interpretative Services Provided in Pharmacies and the Ability to Request 12-Point Font on Prescription Drug Container Labels
2. Future Amendment of 16 California Code of Regulations Section 1793.5 Regarding Modifications to the Pharmacy Technician Application Form
3. Future Update of the Self Assessment Forms for Pharmacies and Wholesalers (16 California Code of Regulations Sections 1715.5 and 1784)

b. Recently Approved

Adopt New Section at Title 16 California Code of Regulations Section 1702 -- Fingerprint Submissions for Pharmacists

c. Board Approved -- Undergoing Administration Review

1. Adopt Sections 1721 and 1723.1 in Division 17 of Title 16 of the Code of Regulations Regarding Dishonest Conduct During a Pharmacist's Licensure Examination/Confidentiality
2. Adopt Section 1707.5 Patient-Centered Prescription Drug Container Labels

d. Board Approved -- Awaiting Notice

1. Amend Title 16 of the California Code of Regulations, Section 1746 of -- Emergency Contraception Protocol (including Correct Typographical Error: Mcg Instead of Mg)
2. Adopt Title 16 CCR Section 1732.2 -- Board Issued Continuing Education Credit

e. Board Approved Regulations -- Under Development

1. Title 16 CCR 1785 – Self-Assessment of a Veterinary Food-Animal Drug Retailer
2. Title 16 CCR Section 1751.9 – Accreditation Agencies for Pharmacies that Compound Injectable Sterile Drug Products
3. Title 16 CCR Section 1780 – Update the USP Standards Reference Material

PART 2: LEGISLATION REPORT

a. Board-Sponsored Legislation

SB 1489 Omnibus Provisions (Senate Committee on Business, Professions and Economic Development)

- General Omnibus Provisions
- Provisions to Update References to the California Department of Public Health.
- Provision to Update a Reference to the Physical Therapy Board of California (Formerly Known as the Physical Therapy Examining Committee of California)
- Provisions to Update References to the Department of Health Care Services

b. Legislation Impacting the Practice of Pharmacy or the Board's Jurisdiction

1. Board of Pharmacy
 - AB 2104 (Hayashi) – California State Board of Pharmacy
 - SB 1390 (Corbett) – Patient-Centered Prescription Labels
2. Sunset Review and Legislative Oversight Proposals
 - AB 1659 (Huber) – State Government, Agency Repeals
 - AB 2130 (Huber) – Joint Committee on Boards, Commissions and Consumer Protection
3. Regulation of Dangerous Drugs and Devices
 - SB 971 (Pavley) – Bleeding Disorders: Blood Clotting Products
 - SB 1071 (DeSaulnier) – CURES
 - SB 1106 (Yee) – Prescribers – Dispensing of Samples
4. Pharmacy Licensing Issues
 - AB 2077 (Solorio) – Centralized Hospital Packaging Pharmacies
 - AB 2551 (Hernandez) – Pharmacy Technician: Scholarship and Loan Repayment Program
5. Distribution of Needles and Syringes
 - AB 1701 (Chesbro) – Hypodermic Needles and Syringes
 - AB 1858 (Blumenfield) – Hypodermic Needles and Syringes: Exchange Services
 - SB 1029 (Yee) -- Hypodermic Needles and Syringes
6. General / Other
 - SB 1172 (Negrete McLeod) –Diversion Programs
7. Other Legislation Impacting the Board's Jurisdiction

Part 3: Legislation and Regulation Committee

a. Strategic Plan Update for 2010/11

b. Fourth Quarterly Update Report for 2009/10

Public Comment

XI. Organizational Development Committee Report

a. Proposed Meeting Dates for 2011

b. Approval of the Committee's Strategic Goals for 2010/11

c. Approval of the Board of Pharmacy's Strategic Plan for 2010/11

d. Budget Update/Report

1. Budget Reports for 2009/10
2. Fund Condition Report
3. Budget Change Proposals for the 2010/11 Budget
4. Reimbursement to Board Members
5. BreEZe Progress

e. Recognition Program of Pharmacists Who Have Been Licensed 50 Years

f. Personnel Update

g. Fourth Quarterly Report on the Committee's Goals for 2009/10

Public Comment

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

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 whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a)]

XIII. Petition for Reinstatement

10:30 a.m.

David J. Ofstedahl

XIV. Petition for Early Termination of Probation

Janice Ducotey

Robert Blackburn

XV. Closed Session

Pursuant to Government Code section 11126(c)(3), the Board will convene in closed session to deliberate on the petitions for reinstatement or early termination of probation, and deliberate on disciplinary decisions

ADJOURNMENT

2:30 p.m.