



**California State Board of Pharmacy**

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STATE AND CONSUMER SERVICES AGENCY  
DEPARTMENT OF CONSUMER AFFAIRS  
GRAY DAVIS, GOVERNOR

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**State Board of Pharmacy  
Department of Consumer Affairs  
Public Board Meeting**

BOARD MEETINGS ARE OPEN TO THE PUBLIC AND ARE HELD IN BARRIER-FREE FACILITIES IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT. OPPORTUNITIES ARE PROVIDED FOR THE PUBLIC TO ADDRESS THE BOARD ON ITEMS REQUIRING BOARD ACTION. NOTED STARTING TIMES ARE APPROXIMATE AND MAY CHANGE DEPENDING ON THE WORKLOAD AND PUBLIC PARTICIPATION.

**Agenda**

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**DATE:** October 24 and 25, 2002  
**PLACE:** The Berkeley Marina Radisson Hotel  
200 Marina Boulevard  
Berkeley, CA 94710  
(510) 548-7920

**Thursday, October 24, 2002**

**CLOSED SESSION** **8:30 a.m.**

The board will move into Closed Session pursuant to Government Code Section 11126(c)(3) to deliberate upon disciplinary cases and the petition for reinstatement. The board will also move into Closed Session to confer with Legal Counsel pursuant to Government Code Section 11126(e) regarding the following pending litigation: Doumit v Board of Pharmacy, Sacramento Superior Court Case #98A504499

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

**Petition for Reinstatement**  
Benny Magdael

**ANNOUNCEMENTS** **10:30 a.m.**

**I. COMMITTEE REPORTS AND ACTION**

*Each committee report contains an update to the board on the committee's recent activities and may include recommendations for board action. An opportunity for public comment is provided at the end of each committee report.*

**A. Licensing Committee**

1. Presentation on the Pharmacy Technician Certification Examination -- Bruce Wearda, Chair, Certification Council
2. Report on the Meeting of September 24, 2002
  - a. Proposed Changes to the Registration Requirements for Pharmacy Technicians
  - b. Proposed Changes to the Supervision of Ancillary Personnel -- Pharmacist Interns, Pharmacy Technicians, and Pharmacy Technician Trainees
  - c. Proposed Regulation for Central Fill for Hospital Pharmacies
  - d. Request from Cedars-Sinai Medical Center and Long Beach Memorial Center to Extend its "Technician-Check-Technician" Study for Unit-Dose Cassette Fills in an Inpatient Hospital Pharmacy
  - e. Request from Ramona Pharmacy for Waiver of 16 CCR 1717(e) to Deliver Prescriptions to Patients at Julian Medical Clinic.
  - f. Meeting Summary
  - g. Application/Licensing Statistics
3. Status Report on Committee Strategic Objectives for 2002/03
4. Competency Committee Report on June 2002 Pharmacist Licensure Examination

**Public Comment**

**Lunch**

**12 noon**

**B. Enforcement Committee**

**1:30 p.m.**

1. Report on the Enforcement Committee and Team Meetings of September 10, 2002
  - a. Proposed Revisions to Complaint Disclosure Policy
  - b. Proposal to Grant CE to Pharmacists for Attending Board Meetings
  - c. Enforcement Committee Meeting Summary
  - d. Enforcement Team Meeting Summary
  - e. Report on Enforcement Actions
2. Status Report on Committee Strategic Objectives for 2002/03

**Public Comment**

**C. Legislation and Regulation Committee**

**2:30 p.m.**

1. Regulation Report and Action  
Pending Regulations  
**Board Action**
  - a. Adoption of Amendments to 16 CCR 1717 and 1745 -- Delivery of Medications and Partial Filling of Schedule II Prescriptions
  - b. Adoption of Amendments to 16 CCR 1720.4 -- Evaluation of Transcripts for Foreign Pharmacist Graduates
  - c. Adoption of Amendments to 16 CCR 1751 -- Sterile Compounding**Approved by the Office of Administrative Law**
  - a. Section 16 CCR 1707.2 -- Notice to Consumers
  - b. Section 100 Changes -- Technical Corrections to Existing Regulations**Board Approved – Pending Administrative Approval**
  - a. Adopt Section 16 CCR 1777-1777.5 -- Cite and Fine for Violation of the Confidentiality of Medical Information Act (C MIA)
  - b. Adopt 16 CCR 1778-1778.3 -- Cite and Fine of an Internet Pharmacy for Violation of Business and Profession Code Section 4067

**Awaiting Notice**

- a. Adopt 16 CCR 1706.3 -- Privacy of Financial Records
  - b. Amend 16 CCR 1709.1 -- Pharmacist-in-Charge at Two Locations
  - c. Repeal 16 CCR 1717.2 -- Common Electronic Records
  - d. Amend 16 CCR 1717.4 -- Authentication of Electronic Prescriptions
  - e. Amend 16 CCR 1793.3 -- "Clerk-Typist" Ratio
2. Legislation Report and Action
    - a. Board-Sponsored Legislation for 2002
    - b. Legislation Related to the Practice of Pharmacy
  3. Status Report on Committee Strategic Objectives for 2002/03

**Public Comment**

**4. REGULATION HEARING**

**3:00 p.m.**

Proposed Amendment to Section 1751 -- Regulations for  
Compounding Sterile Products

**RECESS**      *The Board of Pharmacy public meeting will resume on October 25, 2002, at 9:00 a.m.*

**II. PUBLIC MEETING OF THE LEGISLATION AND REGULATION COMMITTEE**

The Legislation and Regulation Committee is having this public meeting to seek requests for legislative and regulatory changes for 2003. The committee requests that the proposals be provided in writing with supporting documentation. Written proposals are also encouraged from persons unable to attend this meeting.

**Friday, October 25, 2002**

**COMMITTEE REPORTS AND ACTION -- Continued**

**D. Communication and Public Education Committee**

**9:00 a.m.**

1. Report on the Meeting of October 21, 2002
2. "Notice to Consumers" Poster
3. The Script Update
4. Health Notes Update
5. Board-Sponsored Seminar Series on "Hot Topics in Pharmacy"
6. Status Report on Committee Strategic Objectives 2002/2003

**Public Comment**

**E. Organizational Development**

**9:30 a.m.**

1. Council on Licensure, Enforcement and Regulation (CLEAR) Program Award Presented to Board for Quality Assurance Program
2. President's Report
3. Report on the Meeting of September 26, 2002
  - a. Update on Current Budget (2002/03)

- b. Update on Next Fiscal Year's Budget (2003/04)
- c. Proposal to Increase Fees to the Statutory Maximum through Regulation
- d. Proposal to Increase the Statutory Maximum of Fees through Legislation
- e. Personnel Update
- f. Update on Sunset Review Process
4. Communications Team Report
5. Status Report on Committee Strategic Objectives for 2002/2003

**Public Comment**

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| <b>III. Approval of Minutes</b>                          | <b>10:30 a.m.</b> |
| <b>Full Board Minutes</b><br>(July 24 and 25, 2002)      |                   |
| <b>IV. New Business/Agenda Items for Future Meetings</b> |                   |
| <b>V. Public Comment on Matters Not on the Agenda</b>    |                   |
| <b>VI. Adjournment</b>                                   | <b>11:00 a.m.</b> |