



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
 October 25 and 26, 2006**

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 Candy Place at telephone number (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: October 25 and 26, 2006

**PLACE: Sheraton Gateway San Francisco Airport Hotel
 600 Airport Blvd.
 Burlingame, CA 94010**

Note: Pharmacists and pharmacy technicians who attend the full day of the board meeting on Wednesday, October 25, 2006, may be awarded 6 hours of CE, in accordance with the board's CE policy.

**Times are approximate and are subject to change*

Wednesday, October 25, 2006

**CALL TO ORDER
 Announcements**

***9:00 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 report.

A. Communication and Public Education Committee

9:05 a.m.

1. Report on the Meeting of September 22, 2006
 - a. Discussion Regarding Development of AB 2583's Requirement to Modify the "Notice to Consumers"
 - b. Update on the Development of Consumer Fact Sheet Series with UCSF's Center for Consumer Self Care

Meeting Materials will be available on the board's Web site at www.pharmacy.ca.gov by October 20, 2006

- c. Update Report on the Activities of the California Health Communication Partnership
 - d. Update Report on The Script
 - e. Development of New Consumer Brochures
 - f. Recent Study of Patient Medical Literacy
 - g. Update on Public Outreach Activities
 - h. Subcommittee on Medicare Part D Plans
 - i. Meeting Summary
2. First Quarter Report on Committee Goals for 2006/07
- Public Comment

B. Licensing Committee

9:45 a.m.

- 1. Report on the Meeting of September 20, 2006
 - a. Request to Recognize the School of Pharmacy at the University of Charleston for Purposes of Issuing California Pharmacist Intern Licenses
 - b. Emergency Preparedness for California Pharmacy – Presentation to the Board by the Office of Emergency Preparedness, California State Department of Health Services – Action to Adopt a Policy Statement for Pharmacy When Providing Emergency Response

Break

- c. Presentation and Request to Add the Exam for the Certification of Pharmacy Technicians as a Qualifying Method for Pharmacy Technician Registration
 - d. Update on AB 595 Regarding Compounding by Pharmacies and Recent Action by the US District Court, Western District of Texas
 - e. Transfer of NAPLEX Scores to Other States
 - f. Foreign Pharmacy Graduate Equivalency Commission Certifications
 - g. Meeting Summary
 - h. Licensing Statistics
 - i. Competency Committee Report and Test Statistics for CPJE Scores Earned from April 1- September 30, 2006
2. First Quarterly Report on Committee Goals for 2006/07
- Public Comment

Recognition of Pharmacists

11:15 a.m.

Lunch

11:30 a.m.

C. Enforcement Committee

1: 00 p.m.

- 1. Discussion and Action Regarding DEA's Proposed 90-Day Rule for Prescriptions for Schedule II Controlled Substances
- 2. Combat Methamphetamine Epidemic Act of 2005 Implementation
- 3. Report on the Enforcement Committee Meeting and the Workgroup on E-Pedigree Meeting of September 28, 2006
 - a. Regulation of Naturopathic Doctors by the Bureau of Naturopathic Medicine and Development of a Drug Formulary For Naturopathic Doctors
 - b. Plan B Emergency Contraception Becomes Over-the-Counter for Patients 18 and Older, Discussion and Review of Questions and Answers for Licensees and the Public
 - c. Discussion Regarding the Delay in Implementation of Electronic Pedigree Requirements to January 1, 2009 – Provisions of Senate Bill SB 1476
 - d. Proposed Implementation Milestones for Compliance
 - e. Meeting Summary
 - f. Report on Enforcement Actions
- 4. First Quarter Status Report on Committee Goals for 2006/07

Public Comment

D. Organizational Development Committee

2:00 p.m.

1. Board President's Report
Committee Appointments 2006-2007
2. Report on the October 18, 2006 Meeting
 - a. Recognition of Pharmacists who Have Been Licensed 50 Years
 - b. NABP District 7 & 8 Meeting in California – October 4-7, 2006
 - c. Board Member Procedure Manual Revision
 - d. Personnel Update
 - e. Budget Update and Report
 - f. Strategic Plan for 2006-11
 - g. Meeting Summary
3. First Quarterly Report on the Committee's Goals for 2006/07
4. Update: Executive Officer Recruitment and Selection Process
5. Approval of Full Board Minutes (July 27, 2006)

Public Comment

E. Legislation and Regulation Committee

2:30 p.m.

Regulations Report and Action

1. Overview of Regulation Adoption Process

2. Board Action on Regulations

- a. Proposed Repeal 16 CCR § 1717.2 – Notice of Electronic Prescription Files
- b. Proposed Adoption of 16 CCR § 1784 – Self-Assessment of a Wholesaler by the Designated Representative-In-Charge

3. Approved Regulations

Addition of 16 CCR § 1727.1 – Exemption for Intern Addresses from Posting On-line

4. Pending Regulations

a. Board Approved – Pending Administration Approval

- (1) Repeal 16 CCR § 1717(e) and add 16 CCR 16, §1713 – Prescription Drop Boxes and Automated Self-Use Delivery Device for Refill Prescriptions
- (2) Adopt Amendments to 16 CCR § 1793.7 and add § 1793.8 Pharmacy Technician Checking Pharmacy Technicians in an Acute Care Hospital Pharmacy

b. Board Approved – Awaiting Notice

- (1) Proposed Amendment of 16 CCR § 1706.2 – Abandonment of Application Files for Veterinary Food-Animal Drug Retailer, Hypodermic Needle and Syringes Distributor and Designated Representative
- (2) Proposed Amendment to 16 CCR § 1709.1 – Replace the term “Exemptee-in-Charge” with “Designated Representative-in-Charge” (Section 100 Technical Change)
- (3) Proposed Amendment to 16 CCR § 1760 – Disciplinary Guidelines
- (4) Proposed Amendment to 16 CCR § 1775.4 – Reschedule of an Office Conference to Contest a Citation
- (5) Proposed Amendment to 16 CCR § 1780 – Update the USP Standards Reference Material (Section 100 Technical Change)
- (6) Proposed Amendment to 16 CCR § 1780.1 and 1781 – Replace the term “Exemptee” with “Designated Representative”
- (7) Proposed Repeal of 16 CCR § 1786 – Exemptions for a Supplier

c. Board Approved – Proposed Language to be Developed

Proposed Regulation on the Process and Criteria to Approve Accreditation Agencies for Pharmacies

- that Compound Sterile Injectable Sterile Drug Products
- d. **Board Approved – Awaiting Conformance with California Building Standards Rulemaking Process**
Addition to the California Building Code – 24 CCR § 490A.3 and 505.12.2 Related to Compounding Parenteral Solutions; Technical Changes to the Building Code Relating to Pharmacies

Legislation Report and Action

- 5. **Board Sponsored Legislation**
AB 595, AB 2408 and Board Omnibus Provisions for 2006 (SB 1475 and SB 1476)
- 6. **Enacted Legislation Related to the Practice of Pharmacy**
- 7. **Legislation Related to the Practice of Pharmacy That Failed Passage**
- 8. **First Quarter Report on Committee Goals for 2006/2007**

Public Comment

- II. **New Business/Agenda Items for Future Meetings** **3:30 p.m.**

**PUBLIC MEETING OF THE
LEGISLATION AND REGULATION COMMITTEE 3:30 p.m.
(or upon recess of the Board Meeting)
(See Attached Agenda)**

Thursday, October 27, 2006

- III. **Closed Session** **8:00 a.m.**
The board will move into closed session pursuant to Government Code section 11126(c)(3) to deliberate upon disciplinary matters.
- IV. **Petitions** **8:30 a.m.**
 - a. **Reinstatement**
Leon Fries
 - b. **Reduction of Penalty**
Lieu Kieu Pham
 - c. **Early Termination of Probation and Reduction of Penalty**
Ryan Russell
- IV. **Closed Session**
At the close of the hearings, the board will move into closed session pursuant to Government Code section 11126(c)(3) to deliberate upon the request for reinstatement, reduction of penalty, and early termination of probation.
- V. **Open Session**
- Adjournment** **12:30 p.m.**