



California State Board of Pharmacy

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STATE AND CONSUMER SERVICES AGENCY

DEPARTMENT OF CONSUMER AFFAIRS

GOVERNOR EDMUND G. BROWN JR.

REVISED: NOTICE OF MEETING AND AGENDA

Public Board Meeting

February 5 - 6, 2013

NOTE: NEW LOCATION OF MEETING

**Contact Person: Laura Hendricks
(916) 574-7918**

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 Laura Hendricks at (916) 574-7918, by emailing laura.hendricks@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: February 5-6, 2013

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

WEBCAST: <http://www.dca.ca.gov/stream/audiocast.asx>
(Link to Webcast will not be available until 9:30 a.m. on February 5, 2013, and until 9:30 a.m. on February 6, 2013)

NOTE: Pharmacists and pharmacy technicians who attend in person the February 5th session of the Board Meeting may be awarded 6 hours of CE, in accordance with the Board's CE policy. Sign in and sign out that day are required for the CE credit.

For verification of the meeting, call (916) 574-7918 or (916) 574-7900 or access the Board's Web site at www.pharmacy.ca.gov.

Discussion and action may be taken on any item on the agenda. The board may discuss agenda items in any order on each day, unless noticed as "time certain." 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

Tuesday, February 5, 2013

Call to Order

9:30 a.m.

I. **General Announcements**

II. **Approval of the Full Board Meeting Minutes of October 25 and 26, 2012**

III. **Approval of the Full Board Meeting Minutes of December 13, 2012**

IV. **Public Comment on 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)]

V. **RECOGNITION AND CELEBRATION OF PHARMACISTS LICENSED FOR 50 YEARS IN CALIFORNIA**

VI. **Discussion on the Board of Pharmacy and Medical Board of California's Joint Forum On Appropriate Prescribing and Dispensing of Controlled Substances Scheduled for February 21 and 22, 2013**

VII. **LICENSING COMMITTEE REPORT**

There was no meeting of the Licensing Committee in the past quarter.

a. **Update on implementation of Recently Enacted Legislation Impacting the Practice of Pharmacy or the Board's Jurisdiction**

1. AB 377 (Solorio, Chapter 687, Statutes of 2012) – Centralized Hospital Packaging Pharmacy
2. AB 1904 (Block, Chapter 399, Statutes of 2012) – Military Spouses; Expedited Licensure
3. SB 1095 (Rubio, Chapter 454, Statutes of 2012) – Licensing: Clinics

b. **Competency Committee Report**

c. **Second Quarterly Report on the Committee's Strategic Goals for 2012/13**

d. **Licensing Statistics for July – December 2012**

VIII. **COMMUNICATION AND PUBLIC EDUCATION COMMITTEE REPORT**

There was no meeting of the Communication and Public Education Committee in the past quarter.

a. **Update on the New Notice to Consumers Posters, Video Display Format Option for Notice to Consumers, and Notice of Interpreter Availability**

b. **Discussion on Securing Consumer Comments on the Board's Regulation Requirements for Patient-Centered Labels and Translations for Limited English Speaking Individuals**

c. **Update on *The Script***

d. **Public Outreach Activities Conducted by the Board**

e. **Second Quarterly Report on the Committee's Goals for 2012/13**

IX. ORGANIZATIONAL DEVELOPMENT COMMITTEE REPORT

The Organizational Development Committee Met December 3, 2012 to Discuss the Board's Budget

a. Budget Update/Report

1. Budget Report for 2012/13
2. Fund Condition Report and Review for Future Fee Increases
3. Update on BreEze, DCA's New Computer System
4. Reimbursement to Board Members

b. Personnel Update

c. Second Quarterly Report on the Committee's Goals for 2012/13

X. LEGISLATION AND REGULATION COMMITTEE REPORT

There was no meeting of the Legislation and Regulation Committee in the past quarter.

PART I – REGULATIONS

a. Discussion and Possible Action to Adopt Text of Previously Noticed Regulations

Combined Rulemaking: Amend Section 1745 – Partial Filling of Schedule II Controlled Substance Prescriptions; Add Section 1762 – Unprofessional Conduct; And Amend Section 1769 – Application Review / Criteria For Rehabilitation

b. Discussion and Possible Action Regarding 15-Day Comments and Possible Action to Adopt Text

Proposal to Add New Article 5.5 to Title 16 and Add Sections 1747 and 1747.1 – Pedigree Requirements

c. Board Adopted Regulations – Undergoing Administrative Review

1. Amend Title 16, Section 1746 – Emergency Contraception Protocol
2. Amend Title 16, Beginning with Section 1735.1 – Compounding Drug Products

PART II – LEGISLATION

a. Legislation for 2013-2014

1. Compounding Sterile Drug Products (Proposal)
2. SB 62 (Price) Coroners Reports; Prescription Drug Related Deaths

PART III – LEGISLATION AND REGULATION COMMITTEE

Second Quarterly Report on the Committee's Goals for 2012/13

XI. ENFORCEMENT COMMITTEE REPORT

Report of the Enforcement Committee Meeting held December 4, 2012

a. Discussion on the Implementation of California's Electronic Pedigree Requirements for Prescription Medication

1. Summary of Presentations Provided during Committee Meeting
2. Discussion Concerning Elements for Possible Regulation Requirements to Permit Inference as Provided by California Business and Professions Code Section 4163.3
3. Meeting Summary of Other Issues Discussed During the Committee Meeting

b. Discussion and Possible Action to Submit Comments in Response to Department of Justice, Drug Enforcement Administration's Notice of Proposed Rulemaking Related to Disposal of Controlled Substances [Docket No. DEA-316]

c. 2013 Future Meetings

d. Second Quarterly Report on the Committee's Goals for 2012/13

e. Enforcement Statistics for July – December 2012

XII. Compounding Subcommittee Formation and Update

XIII. CLOSED SESSION

Pursuant to Government Code Section 11126(c)(3), the Board Will Convene in Closed Session to Deliberate on Disciplinary Matters

ADJOURNMENT FOR THE DAY

Wednesday, February 6, 2013

XIV. CLOSED SESSION

8:30 a.m.

Pursuant to Government Code Section 11126(c)(3), the Board Will Convene in Closed Session to Deliberate on Disciplinary Matters

Resumption of Open Session

XV. PETITION FOR EARLY TERMINATION OF PROBATION

Time Certain: 9:30 a.m.

- a. Gene Kim, RPH 43406
- b. Wayne Fujitaki, RPH 31483

XVI. PETITION FOR REINSTATEMENT

Renee Voshake, RPH 45674

XVII. CLOSED SESSION

Pursuant to Government Code Section 11126(c)(3), the Board Will Convene in Closed Session to Deliberate on the Petitions for Early Termination of Probation and to Deliberate on Disciplinary Matters

ADJOURNMENT

3:30 p.m.