



PHARMACY EXAMINING BOARD
Contact: Dan Williams (608) 266-2112
Room 121A, 1400 East Washington Avenue, Madison, WI 53703
February 24, 2016

Notice: The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the action and deliberation of the Board.

AGENDA

11:00 A.M.

(Or immediately following the pharmacy rules committee meeting.)

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. **Adoption of Agenda**
- B. **Approval of Minutes of January 12, 2016**
- C. **11:00 A.M.: Public Hearing on Clearinghouse Rule 16-017 Relating to Application and Examination**
 - 1) Review and Respond to Clearinghouse Report and Public Hearing Comments
- D. **11:00 A.M.: Public Hearing on Clearinghouse Rule 16-018 Relating to Identification Card Required for Certain Controlled Substances (Act 199)**
 - 1) Review and Respond to Clearinghouse Report and Public Hearing Comments
- E. **Legislation/Administrative Rule Matters – Discussion and Consideration**
 - 1) Assembly Bill 841 Relating to Pilot Programs
 - 2) Update on Legislation and Pending or Possible Rulemaking Projects
- F. **Administrative Updates – Discussion and Consideration**
 - 1) Staff Updates
 - 2) Board Member – Term Expiration Date
 - a. Franklin LaDien – 7/1/2016
 - b. Terry Maves – 7/1/2018
 - c. Thaddeus Schumacher – 7/1/2019
 - d. Kristi Sullivan – 7/1/2016
 - e. Philip Trapskin – 7/1/2017
 - f. Cathy Winters – 7/1/2017
 - g. Public Member – **Vacancy**
- G. **APPEARANCE: DSPPS Division of Legal Services and Compliance (DLSC) Staff - Phar 7 Pharmacist Consultation –Discussion and Consideration**
- H. **APPEARANCE: DSPPS Credentialing Staff - Credentialing Presentation – Discussion and Consideration**

- I. **APPEARANCE: DSPS Education and Exams Staff - National Association of Boards of Pharmacy (NABP) Audit Assistance – Discussion and Consideration**
- J. **Informational Items – Discussion and Consideration**
 - 1) Emergency Contraception Guide for Pharmacies
 - 2) NABP Implementation of Multistate Pharmacy Jurisprudence Examination (MPJE) Program Updates
 - 3) NABP Verified Pharmacy Program Update
 - 4) Supplement Recall Letter
- K. **Speaking Engagement(s), Travel, or Public Relations Request(s) – Discussion and Consideration**
 - 1) 2016 NABP Annual Meeting – May 14-17, 2016
 - 2) NABP MPJE Item-Development Workshop – March 15-16, 2016
 - 3) Report on Presentation at Concordia College of Pharmacy – February 23, 2016
- L. **Just Culture – Video Presentation**
- M. **Items Received After Preparation of the Agenda**
 - 1) Introductions, Announcements and Recognition
 - 2) Election of Board Officers
 - 3) Appointment of Board Liaisons
 - 4) Administrative Updates
 - 5) Education and Examination Matters
 - 6) Credentialing Matters
 - 7) Practice Matters
 - 8) Legislation/Administrative Rule Matters
 - 9) Informational Items
 - 10) Disciplinary Matters
 - 11) Presentations of Petitions for Summary Suspension
 - 12) Petitions for Designation of Hearing Examiner
 - 13) Presentation of Proposed Stipulations, Final Decisions and Orders
 - 14) Presentation of Proposed Final Decision and Orders
 - 15) Presentation of Interim Orders
 - 16) Petitions for Re-Hearing
 - 17) Petitions for Assessments
 - 18) Petitions to Vacate Orders
 - 19) Requests for Disciplinary Proceeding Presentations
 - 20) Motions
 - 21) Petitions
 - 22) Appearances from Requests Received or Renewed
 - 23) Speaking Engagement(s), Travel, or Public Relations Request(s)
 - 24) Division of Legal Services and Compliance (DLSC) Matters
 - 25) Prescription Drug Monitoring Program Information
 - 26) Consulting with Legal Counsel
 - 27) **Liaison Report(s)**
 - a. Appointed to Controlled Substances Board per Wis. Stats. §15.405(5g): Franklin LaDien
 - b. Continuing Education (CE) and Education and Examinations Liaison: Terry Maves
 - c. Credentialing Liaison(s): Terry Maves, Cathy Winters

- d. Digest Liaison: Philip Trapskin
- e. DLSC Liaison: Thaddeus Schumacher, Cathy Winters
- f. Legislative Liaison: Philip Trapskin, Thaddeus Schumacher, Terry Maves
- g. Monitoring Liaison(s): Franklin LaDien, Cathy Winters
- h. PHARM Rep to State Council on Alcohol and Other Drug Abuse (SCAODA): Kristi Sullivan
- i. Pharmacy Rules Committee: Thaddeus Schumacher, Franklin LaDien, Philip Trapskin, Kristi Sullivan
- j. Professional Assistance Procedure (PAP) Liaison: Franklin LaDien
- k. Screening Panel: Cathy Winters, Kristi Sullivan, Philip Trapskin
- l. Variance Report Liaison: Philip Trapskin, Cathy Winters

N. Public Comments

CONVENE TO CLOSED SESSION to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

O. **Deliberation on Proposed Final Decision and Order(s) in Matter of Disciplinary Proceeding Against:**

- 1) Khushboo S. Modi, R.Ph., Respondent (DHA Case # SPS-15-0042)(DLSC Case # 14 PHM 062)

P. **Deliberation on Credentialing Matters**

- 1) M.K. – Application Review (NABP License Transfer)

Q. **Deliberation on Division of Legal Services and Compliance (DLSC) Matters**

- 1) **Administrative Warnings**
 - a. 15 PHM 007 (R.S.)
 - b. 15 PHM 038 (B.T.P.)
 - c. 15 PHM 047 (S.P.S.)
- 2) **Proposed Stipulations, Final Decision and Orders**
 - a. 14 PHM 129 (A.L.H.)
 - b. 15 PHM 004 (S.V.H.)
 - c. 15 PHM 161 (M.L.)
 - d. 15 PHM 193 (S.P.)
- 3) **Case Closings**
 - a. 14 PHM 061 (I.A. and A.P.)
 - b. 15 PHM 007 (Walgreens # 02927)
 - c. 15 PHM 052 (W.L.)
 - d. 15 PHM 123 (P.G.M.)
- 4) **Monitoring Matters**
 - a. John J. Bosnjak – Requesting Modifications
 - b. Erin Orth – Requesting Full Licensure

R. Deliberation of Items Received After Preparation of Agenda

- 1) Education and Examination Matters
- 2) Credentialing Matters
- 3) Disciplinary Matters

- 4) Monitoring Matters
- 5) Professional Assistance Procedure (PAP) Matters
- 6) Petitions for Summary Suspension
- 7) Petitions for Designation of Hearing Examiner
- 8) Proposed Stipulations, Final Decisions and Orders
- 9) Administrative Warnings
- 10) Review of Administrative Warnings
- 11) Proposed Final Decisions and Orders
- 12) Orders Fixing Costs/Matters Related to Costs
- 13) Case Closings
- 14) Proposed Interim Orders
- 15) Petitions for Assessments and Evaluations
- 16) Petitions to Vacate Orders
- 17) Remedial Education Cases
- 18) Motions
- 19) Petitions for Re-Hearing
- 20) Appearances from Requests Received or Renewed

S. Consult with Legal Counsel

RECONVENE INTO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

T. **Voting on Items Considered or Deliberated upon in Closed Session, if Voting is Appropriate**

U. **Board Meeting Process (Time Allocation, Agenda Items) – Discussion and Consideration**

ADJOURNMENT

The Next Scheduled Meeting is April 7, 2016.

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held at 1400 East Washington Avenue, Madison, Wisconsin, unless otherwise noted. In order to confirm a meeting or to request a complete copy of the board’s agenda, please call the listed contact person. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of disciplinary hearings may be changed by the examiner for the convenience of the parties. Interpreters for the hearing impaired provided upon request by contacting the Affirmative Action Officer, 608-266-2112.