

**South Carolina Board of Pharmacy Meeting**  
9:00 a.m. March 14, 2018  
110 Centerview Drive, Kingstree Building Room 105  
Columbia, South Carolina

**Minutes**

**Chairman's Remarks-Terry Blackmon, R.Ph.**

**Motion-**Mr. Livingston made a motion to excuse Marvin Hyatt from the Board Meeting. Ms. Gillespie seconded the motion, which carried unanimously.

**1. Approval of January 17-18, 2018 Minutes**

**Motion-** Mr. Livingston made a motion to approve the minutes. Ms. Gillespie seconded the motion, which carried unanimously.

**2. Approval of Reciprocity Candidates**

Dates: February 8, 2018

**Motion-** Mr. Livingston made a motion to approve the reciprocity candidates. Ms. Gillespie seconded the motion, which carried unanimously.

**3. Administrator's Report – Lee Ann Bundrick, R.Ph.**

Report given.

**A. Volunteers for Review of Resolution Guidelines and Citation Guidelines**

**Motion-**Mr. Hubbard made a motion to approve Rebeca Gillespie, Spencer Morris and Addison Livingston as volunteers to review the Resolution Guidelines and Citation Guidelines. Ms. Russell seconded the motion, which carried unanimously.

**4. Inspectors' Report**

**5. Reports:**

**Office of Disciplinary Council– Pat Hanks**

Report given.

**Office of Investigations and Enforcement– Mark Sanders**

Report given.

**Finance Report –Lee Ann Bundrick, R.Ph.**

Report given.

**6. IRC Recommendations** for dismissals and dismissals with non- disciplinary letters of concern. Review of proposed Consent Agreements, Voluntary Surrenders, Relinquishments and Temporary Suspensions from the Investigative Review Committee (IRC)

**IRC Report –Mark Sanders**

**Formal Complaint(s)**

**Motion-** Ms. Gillespie made a motion to approve the formal complaints. Mr. Livingston seconded the motion, which carried unanimously.

**Relinquishment(s)**

**Motion-** Ms. Gillespie made a motion to approve the relinquishments. Mr. Livingston seconded the motion, which carried unanimously.

**Resolution Guidelines Report – Mark Sanders****Dismissal(s)**

**Motion-** Mr. Livingston made a motion to approve the dismissals. Mr. Morris seconded the motion, which carried unanimously.

**Dismissal(s) with Letter of Caution**

**Motion-** Mr. Livingston made a motion to approve the dismissal with letter of caution. Mr. Strauss seconded the motion, which carried unanimously.

**Formal Complaint(s)**

**Motion-** Mr. Livingston made a motion to approve the formal complaints. Mr. Morris seconded the motion, which carried unanimously.

**Consent Agreement(s)**

Case# 2015-117

**Motion-** Mr. Livingston made a motion to approve the Consent Agreement for Case# 2015-117. Ms. Gillespie seconded the motion, which carried unanimously.

Case# 2015-119

**Motion-** Mr. Livingston made a motion to approve the Consent Agreement for Case# 2015-119. Mr. Morris seconded the motion, which carried unanimously.

Case# 2017-4

**Motion-** Mr. Livingston made a motion to approve the Consent Agreement for Case# 2017-4. Mr. Morris seconded the motion, which carried unanimously.

Case# 2017-16

**Motion-** Mr. Morris made a motion to approve the Consent Agreement for Case# 2017-16. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2017-54

**Motion-** Ms. Gillespie made a motion to approve the Consent Agreement for Case# 2017-54 pursuant to corrections. Mr. Morris seconded the motion, which carried unanimously.

Case# 2017-82

**Motion-** Ms. Gillespie made a motion to approve the Consent Agreement for Case# 2017-82. Mr. Livingston seconded the motion, which carried unanimously.

Case# 2017-124

**Motion-** Mr. Livingston made a motion to approve the Consent Agreement for Case# 2017-124. Ms. Gillespie seconded the motion, which carried unanimously.

### **Voluntary Surrenders**

Case# 2018-19

For information only.

### **Relinquishments**

Case# 2017-58

Case# 2018-4

For information only.

### **Order of Temporary Suspension(s)**

Case# 2018-2

Case# 2018-7

For information only

## **7. Old Business**

### **A. Fee Review**

**Motion-**Mr. Livingston made a motion to increase fees fiscal year 2019. Ms. Gillespie seconded the motion, which carried unanimously.

**Motion-**Mr. Livingston made a motion to give public notice that the Board will increase the fees by 40% in fiscal year 2019 and the public may make comments at the June or September Board Meetings. Mr. Morris seconded the motion, which carried unanimously.

Reciprocity Fee Increase

**Motion-**Mr. Morris made a motion to increase the reciprocity fee from \$350 to \$375 to account for the cost accrediting the reciprocity interview and processing the participants CE credit if they elect to claim that credit. Mr. Livingston seconded the motion, which carried unanimously.

## **8. New Business**

### **A. Request Release from Probation-Todd Eddy, PharmD**

**Motion-**Mr. Livingston made a motion to release Todd Eddy from probation. Mr. Hubbard seconded the motion, which carried unanimously.

### **B. Request to be PIC of Two Facilities-Nicholas Sykes, PharmD**

**Motion-**Mr. Livingston made a motion to allow Mr. Sykes to be PIC for TPC Pharmacy, LLC and TPC Compounding Pharmacy, LLC. Mr. Hubbard second the motion, which carried unanimously.

- C. Request to be PIC of Two Facilities-Mary D. Wise, PharmD**  
**Motion-**Mr. Hubbard made a motion to allow Ms. Wise to be PIC for Herold's Pharmacy and Herold's Pharmacy Specialty. Ms. Russell seconded the motion, which carried unanimously.
- D. Request to be State Certified-John Shurka, PHT**  
**Motion-**Mr. Livingston made a motion to deny the request of Mr. Shurka to become a State Certified Technician. Ms. Gillespie seconded the motion, which carried unanimously.
- E. Request Approval of Pharmacy Technician Application-Jacqueline Haven Brandhorst**  
**Motion-** Ms. Gillespie made a motion to approve the Pharmacy Technician Application. Ms. Russell seconded the motion, which carried unanimously.
- F. Request Approval of Pharmacy Technician Application-Kim Raychell Allen**  
**Motion-** Mr. Livingston made a motion to approve the Pharmacy Technician Application. Ms. Gillespie seconded the motion, which carried unanimously.
- G. Request Approval of Pharmacy Technician Application-Britney Ragin**  
**Motion-** Mr. Morris made a motion to approve the Pharmacy Technician Application. Ms. Gillespie seconded the motion, which carried unanimously.
- H. Request Approval of Reciprocity Application-Dr. Albert Fuchs, PharmD**  
**Motion-** Mr. Livingston made a motion to approve the Reciprocity Application. Ms. Russell seconded the motion, which carried unanimously.
- I. Request Approval of Reciprocity Application-Melissa Dawn Meadows, R.Ph.**  
**Motion-** Mr. Livingston made a motion to approve the Reciprocity Application contingent upon Ms. Meadows entering into a Consent Agreement with this board that would mirror her West Virginia order. Mr. Hubbard seconded the motion, which carried unanimously.
- J. Request to Waive Permit Renewal Late Fees-Sharp Corporation**  
**Motion-**Mr. Livingston made a motion to deny the request to waive permit renewal late fees. Mr. Hubbard seconded the motion, which carried unanimously.
- K. Request to Purchase Medication from Blessing International-Mike Ravan.**  
**Motion-**Mr. Livingston made a motion to allow Mr. Ravan to purchase medication from Blessing International. Ms. Gillespie seconded the motion, which carried unanimously.
- L. Elect Delegate, Alternate Delegate and Staff for NABP 114<sup>th</sup> Annual Meeting, Denver, CO, May 5-8, 2018**  
**Motion-**Mr. Hubbard made a motion to elect Spencer Morris as Board Delegate, Eric Strauss as Alternate Delegate and to allow two staff and two Board members to attend the meeting. Ms. Gillespie seconded the motion, which carried unanimously.
- M. DHEC-Bureau of Drug Control-Lisa Thomson, R.Ph., Pam Hucks, R.Ph., Anne Marie Ravenna, R.Ph., and Shelly Kelly, Health Regulation Deputy Director**

Discussion transcript.

## Public Comments

## LUNCH

### **Executive Session In**

**Motion**-Mr. Morris made a motion to go into executive session. Ms. Gillespie seconded the motion, which carried unanimously.

### **Executive Session Out**

**Motion**-Mr. Strauss made a motion to come out of executive session. Ms. Gillespie seconded the motion, which carried unanimously. No votes were taken in executive session.

### **New Business Continued**

**N. Request Approval of PNW and P503 Permit Applications-Sincerus Florida, LLC-Spencer Malkin and Deirdre Boling-Lewis**

**Motion**-Ms. Gillespie made a motion to deny the request to defer until PIC can appear before the Board. Ms. Russell seconded the motion, which carried unanimously.

**Motion**- Ms. Gillespie made a motion to deny their permit request due to inconsistent and insufficient testimony as well as inability to demonstrate sterility records for product line and they can reapply in one year. Mr. Morris seconded the motion, which carried unanimously.

**O. Local Box-Secured Locker System-Bryan Rigney, Smith Drug**

**Motion**-Mr. Morris made a motion to approve the pilot project contingent that the I Local Box staff and Smith Drug Company staff at Ford's Healthwise Pharmacy and Smith Drugs adhere to all applicable South Carolina Prescription Drug Laws and appear at the September Board of Pharmacy Meeting to provide an update and data collected since the project began. Ms. Russell seconded the motion, which carried unanimously.

**P. Programs for Underserved Patient Population-Brian Steltz, Stella Drugs**

**Motion**-Mr. Livingston made a motion to deny the request of Stella Drugs because the program presented is not in compliance with the South Carolina Pharmacy Practice Act. Mr. Morris seconded the motion, which is carried unanimously.

**Q. Memorandum of Agreement-Mark David Barron, R.Ph.,**

**Motion**-Mr. Addison made a motion to accept the relinquishment of Mr. Barron's license. Ms. Russell seconded the motion, which carried unanimously.

**R. Physician Dispensing and Compounding**  
Taken as information.

**S. DAODAS-Community Distribution Centers and Naloxone-Lee Dutton, Deputy Director and Joseph Shenkar, Legal Counsel**

**Motion**- Mr. Livingston made a motion to have Rebecca Gillespie and Carole Russell serve on the advisory committee once the bill H4600 is enacted and passed into law. Mr. Hubbard seconded the motion, which carried unanimously.

**T. Retail Clinic Clarification-Traci Collier, PharmD**

**Motion**-Ms. Russell made a motion that any facility that stores and administers drugs have a non-dispensing drug outlet permit if not owned by licensed practitioner. If a nurse practitioner owns the practice, then a permit is not needed. Mr. Morris seconded the motion, which carried unanimously.

**U. Institutional Facility Definition-Rebecca Gillespie, PharmD**

Discussion on transcript.

**V. Travel Budget-FY 2019-Traci Collier, PharmD and Lee Ann Bundrick, R.Ph.**

**Motion**-Mr. Hubbard a motion to offer support for Adam Russell, Terry Blackmon and Addison Livingston to look at the budget again and present it to the Board at the June Board meeting. Ms. Gillespie seconded the motion, which carried unanimously.

**W. Modification or Termination of RPP Requirements-Rick Wilson and Frank Sheheen**

**Motion**-Mr. Livingston made a motion to approve modification of RPP requirements. Ms. Gillespie seconded the motion, which carried unanimously.

**X. The University of Wisconsin Zeeh Pharmaceutical Experiment Station-Sheila Young, R.Ph.**

Taken as information.

**Y. Request a Volunteer for Law Class on Board Meetings at South Carolina College of Pharmacy-April 19, 2018 at 3pm.**

Rebecca Gillespie volunteered for the Law Class on Board Meetings.

**Z. Patient Specific Wholesale Delivery**

Discussion on transcript.

**AA. How to Handle Multiple NAPLEX Failures**

Discussion on transcript

**Committee Reports**

- Pharmacy Technician - **Rebecca Gillespie, PharmD**

Mr. Livingston made a motion to approve the Pharmacy Technician Duties. It does not need a second since it is coming from a committee.

ExCPT Program

The Board voted to accept the motion from the committee to accept the ExCPT Program as part of the State Certification Requirements. It does not need a second since it is coming from the committee.

- Compounding - **Addison Livingston, PharmD**

Have not met.

- Legislative - **Addison Livingston, PharmD**

Have not met.

- Nuclear Pharmacy - **Spencer Morris, PharmD, R.Ph**

Have not met.

- Pharmacy Practice & Technology - **Rob Hubbard, R.Ph. Spencer Morris, PharmD**

The Board voted to accept the recommendation from the committee to send the Collaborative Practice Agreement to the Healthcare Collaborative Committee. It does not need a second since it is coming from the committee.

- Recovering Professional Program-**Leo Richardson, PhD**  
Report given.
- Healthcare Collaborative Committee – **Addison Livingston, PharmD, Rebecca Gillespie PharmD and Spencer Morris, PharmD**  
Have not met.

- Expungement Process – **Eric Strauss, PharmD**

Motion-Mr. Livingston made motion to approve the expungement policy along with changes. Mr. Morris seconded the motion, which carried unanimously.

- Non-Resident Application Review Committee Recommendations-**Sheila Young, R.Ph.**  
Date: February 14, 2018  
Motion-Ms. Russell made a motion to accept the recommendations. Ms. Gillespie seconded the motion, which carried unanimously.

#### **Adjourn**

**Motion-**Mr. Morris made a motion to adjourn the meeting. Ms. Russell seconded the motion, which carried unanimously.