(APPROVED)

VIRGINIA BOARD OF PHARMACY
INNOVATIVE (PILOT) INFORMAL CONFERENCE COMMITTEE MINUTES

Wednesday, November 28, 2012
Commonwealth Conference Center
Second Floor
Board Room 1

Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233

Consent Orders referred to in these minutes are available upon request.

CALL TO ORDER: A meeting of An Innovative (Pilot) Informal Conference Committee of the Board of Pharmacy was called to order at 10:00 a.m.

PRESIDING: David C. Kozera, Committee Chairman

MEMBERS PRESENT: Jody H. Allen, Committee Member

STAFF PRESENT: J. Samuel Johnson, Jr., Deputy Executive Director

Emergency Physicians Immediate Care Center

Mark A. Rausch, M.D., Emergency Physicians Immediate Care Center and their attorney, Anne O'Brien, appeared with Julie Gleason, Pharmacist, InstyMeds; to discuss the application received on August 15, 2012, for approval of an innovative (pilot) program wherein Emergency Physicians Immediate Care Center applied to utilize the InstyMeds Automated Dispensing System to dispense prescriptions to patients. Emergency Physicians Immediate Care Center is requesting a waiver of Board Regulation 18 VAC 110-30-40 (B)(2) that requires a dispensing physician to inspect the prescription product to verify its accuracy in all respects prior to dispensing and 18 VAC 110-30-240 (B) which requires that a sign be posted near the compounding and selling area advising patients that nonspecial packaging may be requested. The practitioner intends to dispense all prescription in special packaging.

Closed Meeting:

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Emergency Physicians Immediate Care Center. Additionally, she moved that J. Samuel Johnson, Jr., attend the closed meeting because his presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene:

Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in an open meeting and announced the decision.

Decision:

Upon a motion by Ms. Allen and duly seconded by Mr. Kozera, the Committee made certain Findings of Fact and Conclusions of Law and unanimously voted to offer a Consent Order that approves the innovative (pilot) program for a period of one year from the date of implementation by Emergency Physicians Immediate Care Center with terms and conditions.
(This Consent Order shall be effective upon endorsement by Emergency Physicians Immediate Care Center and the Board).

Bon Secours Memorial Regional Medical Center
License No. 0201-001036
Bon Secours Richmond Community Hospital
License No. 0201-001710

John M. Coggins, Pharmacist, Bon Secours Memorial Regional Medical Center; Betty Drummond, Pharmacist, Bon Secours Community Hospital; and their attorney, Anne M. O'Brien, appeared with Jill Russell, R.N.; and Beth Merchant, Bon Secours Richmond Health System; and Julie Gleason, Pharmacist, InstyMeds, to discuss the applications received from Bon Secours Memorial Regional Medical Center on August 15, 2012, and Bon Secours Richmond Community Hospital on September 28, 2012, for approval of innovative (pilot) programs to utilize the InstyMeds Automated Dispensing System to assist with dispensing of prescriptions to patients of the emergency departments at both hospitals.

Bon Secours Memorial Regional Medical Center and Bon Secours Community Hospital requested waiver of Board Regulation 18 VAC 110-30-40(B)(2) which requires a dispensing physician to inspect the prescription product to verify its accuracy in all respects prior to dispensing and 18 VAC 110-30-240(B) which requires that a sign be posted near the compounding and selling area advising patients that nonspecial packaging may be requested. Physicians in the emergency departments applied to dispense all prescription drugs in special packaging.

Closed Meeting:

Upon a motion by Ms. Allen, and duly seconded by Mr. Kozera, the Committee unanimously voted to convene a closed meeting pursuant to § 2.2-3711.A(28) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Bon Secours Memorial Regional Medical Center and Bon Secours Richmond Community Hospital . Additionally, she moved that J. Samuel Johnson, Jr., attend

the closed meeting because his presence in the closed meeting was deemed necessary and would aid the Committee in its deliberations.

Reconvene: Having certified that the matters discussed in the preceding closed meeting met the requirements of § 2.2-3712 of the Code, the Committee re-convened in open meeting and announced the decision.

Decision: Upon a motion by Ms. Allen and duly seconded by Mr. Kozera, the Committee made certain Findings of Fact and Conclusions of Law and unanimously voted to not approve the applications from Bon Secours Memorial Regional Medical Center and Bon Secours Richmond Community Hospital.

ADJOURN: With all business concluded, the meeting adjourned at 3:00 p.m.

David C. Kozera, Chair

J. Samuel Johnson, Jr.
Deputy Executive Director

12/12/12
Date