



Paul R. LePage
Governor

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL
AND FINANCIAL REGULATION
OFFICE OF PROFESSIONAL AND OCCUPATIONAL REGULATION
35 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0035

Anne L. Head, Esq.
Commissioner

Geraldine L. Betts
Administrator

Maine Board of Pharmacy
Amended Minutes of May 5, 2016 Board Meeting

CALL TO ORDER

President Bruno called the meeting to order at 8:00 a.m.

MEMBERS PRESENT

Joseph Bruno, R.Ph. Pharmacist, President
Donald Watson, R.Ph. Hospital Pharmacist, Vice President
Kevin Holland, R.Ph. Complaint Officer
Shane Savage, R.Ph. Independent Pharmacist
Bradley Hamilton, R.Ph. Chain Pharmacist
Kirsten Martin, Public Member

STAFF PRESENT

Andrew Black, AAG, Board Attorney
Geraldine Betts, Board Administrator
Thomas Avery, Chief Field Investigator
Kelly McLaughlin, Comprehensive Health Planner I
Jessica Gowell, Senior Consumer Assistant Specialist
Lori Brann, Planning and Research Associate I

NEW BUSINESS

Complaint Committee's Report

2013 PHA 9336

In a motion by Watson, seconded by Hamilton, to amend the Consent Agreement in the matter of 2013 PHA 9336 to include the following: 1) Reduce the toxicology screenings from once a month to quarterly; and 2) provide a copy of the Consent Agreement to current and future employers, Pharmacist in Charge, treating physicians and counselors. Motion carried.

2015 PHA 11759

In a motion by Watson, seconded by Martin to deny the counter proposal of the consent agreement offer in the matter of 2015 PHA 11759. Motion carried. Complaint Officer Holland and Savage recused.

2015 PHA 11835

Licensing (207)624-8579
Main Receptionist (207)624-8603
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www.maine.gov/professionallicensing

Geraldine.L.Betts@maine.gov
Direct Line: (207)624-8625
Fax: (207)624-8666

OFFICE LOCATION: GARDINER ANNEX
76 NORTHERN AVENUE, GARDINER, MAINE

In a motion by Hamilton, seconded by Watson, to dismiss 2015 PHA 11835 with no evidence of a violation of the Board's Laws and Rules. Motion carried, Complaint Officer Holland and Savage recused.

2016 PHA 12005

In a motion by Martin, seconded by Watson, that sufficient evidence exists to schedule 2016 PHA 12005 for an adjudicatory hearing and to offer a consent agreement to include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(C) and Board Rules Chapter 30, § 1(16); 2) Warning; 3) \$250.00 fine and 4) Completion of three (3) hours of Board approved continuing education in the area of prescription errors. The continuing education credits will not count towards the continuing education required for re-licensure and shall be completed and proof of completion submitted to the Board within ninety (90) days following the execution of this Consent Agreement. Motion carried. Complaint Officer Holland recused.

2016 PHA 12009

In a motion by Martin, seconded by Watson, that sufficient evidence exists to schedule 2016 PHA 12009 for an adjudicatory hearing and to offer a consent agreement to include the following: 1) Admission to violation of 10 M.R.S. §§ 8003(5-A)(A)(1) and (5) and Board Rules Chapter 11, § 1(2)(C); 2) Warning and 3) \$3,000.00 fine. Motion carried Complaint Officer Holland recused.

2016 PHA 12020

In a motion by Martin, seconded by Watson, to dismiss 2016 PHA 12020 with no evidence of a violation of the Board's Laws and Rules. Motion carried, Complaint Officer Holland recused.

2016 PHA 12109

In a motion by Hamilton, seconded by Watson, that sufficient evidence exists to schedule 2016 PHA 12109 for an adjudicatory hearing and to offer a consent agreement to include the following: 1) Admission to violation of 32 M.R.S. § 13742-A(1)(C) and Board Rules Chapter 30, § 1(16); 2) Warning; 3) \$250.00 fine and 4) Completion of one (1) hour of Board approved continuing education in the area of medication safety and misfills. The continuing education credits will not count towards the continuing education required for re-licensure and shall be completed and proof of completion submitted to the Board within ninety (90) days following the execution of the Consent Agreement... Motion carried. Complaint Officer Holland recused, Savage opposed.

Board Action on Applications

Lindsay Hook, PT60012268

In a motion by Savage, seconded by Watson, to accept staff's recommendation and grant licensure to Lindsay Hook, PT60012268, as presented. Motion carried.

Meganne Alley, PT60012334

In a motion by Watson, seconded by Martin, to accept staff's recommendation and grant licensure to Meganne Alley, PT60012334, as presented. Motion carried. Savage opposed.

Samantha Kenney, PII3045

In a motion by Watson, seconded by Savage, to preliminary deny pharmacy intern licensure to Samantha Kenney with an offer of a Consent Agreement including: 1) Admission to violation of 10 M.R.S. § 8003(5-A)(A)(7), 10 M.R.S. §8003-G(2)(D), 32 M.R.S. § 13742-A(1)(A) and Board Rules Chapter 6-A(4)(1); 2) Reprimand; and 3) Fine of \$600.00 to be paid prior to the issuance of the pharmacy intern license. Motion carried.

Administrator's Report

Administrator Betts updated the Board on legislation.

Public Comments

None

ADJOURN

There being no further business Martin, motioned to adjourn at 8:55 a.m. seconded by Hamilton. Motion carried.