



Nevada State Board of Pharmacy

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November 29, 2018

AMENDED AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, December 5, 2018 at 9:00 am. The meeting will continue, if necessary, on Thursday, December 6, 2018 at 9:00 am or until the Board concludes its business at the following location:

Hyatt Place
1790 E Plumb Ln
Reno, Nevada

Please Note:

In regulating the practice of pharmacy, the Nevada State Board of Pharmacy has a duty to carry out and enforce the provisions of Nevada law to protect the health, safety and welfare of the public.

The Nevada State Board of Pharmacy may address agenda items out of sequence to accommodate persons appearing before the Board or to aid in the efficiency or effectiveness of the meeting;

The Nevada State Board of Pharmacy may combine two or more agenda items for consideration; and

The Nevada State Board of Pharmacy may remove an item from the agenda or delay discussion relating to an item on the agenda at any time.

Public comment is welcomed by the Board, but will be heard during the public comment item and may be limited to five minutes per person. The president may allow additional time to a given speaker as time allows and in his or her sole discretion.

Prior to the commencement and conclusion of a contested case or a quasi judicial proceeding that may affect the due process rights of an individual the board may refuse to consider public comment. See NRS 233B.126. Please be aware that after the quasi-judicial board or commission has rendered a decision in the contested case and, assuming this happens before adjournment, the board or commission may entertain public comment on the proceeding at that time.

1. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

◆ CONSENT AGENDA ◆

The Consent Agenda contains matters of routine acceptance. The Board Members may approve the consent agenda items as written or, at their discretion, may address individual items for discussion or change.

2. Approval of October 10-11, 2018, Minutes **(For Possible Action)**

3. Applications for Out-of-State Pharmacy License– Non Appearance **(For Possible Action)**

- A. Acacia Pharma Inc. – Solano Beach, CA
- B. Amani Pharmacy – Brooklyn, NY
- C. Astro Rx – Spring, TX
- D. AvasaRx Pharmacy – Phoenix, AZ
- E. Benzer Pharmacy – Tampa, FL
- F. Blink Health Pharmacy, LLC – Chesterfield, MO
- G. Clarks Pharmacy – Caretree, AZ
- H. Diplomat Specialty Pharmacy – Chandler, AZ
- I. Everwell Specialty Pharmacy – Pensacola, FL
- J. Fast Access Specialty Therapeutics, LLC – Metairie, LA
- K. Good Day Pharmacy LLC – Middleburg, FL
- L. Hamilton Rx LLC – Hamilton, OH
- M. Kaiser Permanente Pharmacy #329 – San Francisco, CA
- N. Omnicare of Sacramento – Sacramento, CA
- O. OptumRx – Phoenix, AZ
- P. Phantastic Pharmacy – Sherman Oaks, CA
- Q. PillPack Phoenix – Phoenix, AZ
- R. Pro Script Solutions Pharmacy – Humble, TX
- S. Skip’s Pharmacy – Deerfield Beach, FL
- T. TC Script LLC – Scottsdale, AZ
- U. V-Care Pharmacy and Surgical Supplies – Framingham, MA
- V. Walgreens Pharmacy #15987 – Sacramento, CA
- W. Westover Hills Pharmacy – San Antonio, TX

Applications for Out-of-State Compounding Pharmacy License – Non Appearance **(For Possible Action)**

- X. Cypress Compounding Pharmacy – Houston, TX
- Y. Go Live Well Pharmacy – St. Louis, MO

Applications for Out-of-State Wholesaler License – Non Appearance
(**For Possible Action**)

- Z. A & K Distributors PR, LLC – Aguadilla, PR
- AA. Apetevo Biotherapeutics LLC – Seattle, WA
- BB. Braeburn Inc. – Plymouth Meeting, PA
- CC. CMP Pharma, Inc. – Farmville, NC
- DD. DC Dental, Inc. – Baltimore, MD
- EE. H.D. Smith, LLC – Louisville, KY
- FF. GC Morgan, Inc. – Fort Lee, NJ
- GG. Johnson & Johnson Health Care Systems, Inc. – Elk Grove Village, IL
- HH. Johnson & Johnson Health Care Systems, Inc. – Warsaw, IN
- II. Karyopharm Therapeutics Inc. – Newton, MA
- JJ. Lifeline Pharmaceuticals – Ocean Springs, MS
- KK. Medmax RX, Inc. – Hicksville, NY
- LL. MediNatura Inc. – Albuquerque, NM
- MM. Medisol Plus, LLC – Richardson, TX
- NN. MTS Health Supplies, Inc. – Chino, CA
- OO. Neurelis, Inc. – San Diego, CA
- PP. New American Therapeutics, Inc. – Parsippany, NJ
- QQ. Octapharma USA, Inc. – Hoboken, NJ
- RR. Patheon Pharmaceuticals Inc. – Cincinnati, OH
- SS. Prasco Laboratories – Mason, OH
- TT. Sharps Compliance, Inc. – Carthage, TX
- UU. Tanvex BioPharma USA, Inc. – San Diego, CA
- VV. X-GEN Pharmaceuticals, Inc. – Horseheads, NY

Applications for Out-of-State Medical, Devices, Equipment and Gases License -
Non Appearance (**For Possible Action**)

- WW. Belle Oak Bracing, Inc. – Largo, FL
- XX. Cintas Corporation No. 2 – Mason, OH
- YY. Cintas Corporation No. 2 #169 – Sacramento, CA
- ZZ. Durable Medical Supply, Inc. – Fayetteville, GA
- AAA. Electrical Geodesics, Inc. – Eugene, OR
- BBB. Essential HME – San Diego, CA
- CCC. Independence Medical – Kansas City, MO
- DDD. Integrated CareGroup – Overlan Park, KS
- EEE. In-Step Mobility Products – Skokie, IL
- FFF. Lingraphicare America, Inc. – Princeton, NJ
- GGG. Onduo, LLC – Newton, MA
- HHH. OrthoPro of Twin Falls, Inc. – Twin Falls, ID
- III. WellDyneRx-FL – Lakeland, FL
- JJJ. Westside Medical Bracing, Inc. – Zephyrhills, FL

Applications for Nevada Pharmacy License – Non Appearance **(For Possible Action)**

- KKK. Costco Pharmacy #1320 – Henderson, NV
- LLL. Southwest Specialty Pharmacy LLC – Las Vegas, NV
- MMM. Well Care Pharmacy – Las Vegas, NV

Applications for Nevada Medical, Devices, Equipment and Gases License
Non Appearance **(For Possible Action)**

- NNN. Agiliti Health, Inc. – Las Vegas, NV
- OOO. Cintas Corporation No. 2 (#187) – Henderson, NV

◆ REGULAR AGENDA ◆

4. Disciplinary hearings pursuant to NRS 639.247 Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties.
(For Possible Action)

- A. Susan Blair, R.Ph (17-044-RPH-N)
- B. Walgreens Pharmacy #11227 (17-044-PH-N)

5. Applications for Nevada Pharmacy License – Appearance **(For Possible Action)**

- A. Fidelis Specialty Pharmacy – Las Vegas, NV
- B. Modern Rx – Las Vegas, NV
- C. Perform Rx Pharmacy – Las Vegas, NV
- D. Swift Pharmaceutical Inc – Las Vegas, NV

6. Applications for Out-of-State Pharmacy License – Appearance **(For Possible Action)**

- A. Hopewell Pharmacy – Hopewell, NJ
- B. NexGen Compounding Pharmacy – Weatherford, TX
- C. Pharmacy Solutions – Arlington, TX
- D. SMP Pharmacy Solutions #2 – Miami, FL

7. Applications for Out-of-State Outsourcing Facility License – Appearance
(For Possible Action)

- A. Asteria Health – Birmingham, AL
- B. Edge Pharmacy Service, LLC – Colchester, VT
- C. Leiter's – San Jose, CA

8. Application for Nevada Wholesaler License – Appearance **(For Possible Action)**

Arnold Dental Supply Company, Inc. – Reno, NV

9. Request for Renewal of Out-of-State Pharmacy License - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

Theracom – Frisco, TX

10. Request for Reinstatement of Pharmacist Registration - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

Justin Curnutt

11. Requests for Renewal of Pharmacist Registration - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

- A. Gregory G. Gaiser
- B. Lan T. Tran-Nguyen

12. Requests for a Pharmacist Registration by Reciprocity - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

Samuel Eskenazi

13. Request for Renewal of Pharmaceutical Technician in Training Registration - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

Brittany R. Odegard

14. Request for a Pharmaceutical Technician Registration - Appearance Note: The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of any of the below named parties. **(For Possible Action)**

Tiffany C. Hall

15. Appeal of Citation for dispensing without a dispensing practitioner registration pursuant to NRS. 639.2895 **(For Possible Action)**

Roger Estevez, MD

16. Application for Authority to Dispense Drugs – Practitioner – Appearance
(For Possible Action)

Roger Estevez, MD

17. General Counsel Report

18. Executive Secretary Report:

- A. Financial Report
- B. Temporary Licenses
- C. Staff Activities:
 - a. Meetings with other health care boards
 - b. Governor’s Opioid Accountable Meeting - Paul
 - c. Rural Health Clinic Physicians - Paul
 - d. ASPL Meeting – Paul
 - e. NASCSA Meeting – Dave and Yen h
 - f. Crime Lab Meeting – Paul
 - g. Nevada Dentist – Paul
 - h. Nevada Health Conference -Yen h
 - i. Idaho State Student Rotation - Kayla Wallentine
- D. Board Related News:
 - a. Licensing software update
 - b. Retirement of Ray Seidlinger
- E. Licensing Activities Report:
 - a. NABP Member Forum November 28-29 2018 – Melissa
 - b. PMP Integration
 - c. Yen h has complete CPM classwork and Capstone Project

◆ PUBLIC HEARING ◆

Wednesday, December 5, 2018 – 1:30 pm

19. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2):
(For Possible Action)

Amendment of Nevada Administrative Code Chapter 639 to add a new section thereto providing for the prescribing or dispensing of controlled substances for the treatment of pain in conformance with Assembly Bill 474 from the 2017 Nevada Legislative Session. (LCB File No. R144-18) The proposed amendments relate to controlled substances. They clarify the requirements a practitioner must follow when obtaining information written consent to prescribe a controlled substance, entering into prescription medication agreements concerning a class of certain controlled substances and establishing a manner for obtaining an assessment of a patient’s risk

for abuse, dependency and addiction; and providing other matters properly relating thereto.

◆ WORKSHOP ◆

Wednesday, December 5, 2018 – 1:30 pm

20. Notice of Proposed Regulation Workshop Pursuant to NRS 233B.061(2)
(For Possible Action):

The purpose of the workshop is to solicit comments from interested persons on the following general topic that may be addressed in the proposed regulation:

A. Amendment of Nevada Administrative Code (NAC) 639.250: Restrictions on supervision. The proposed amendment to NAC 639.250 will allow for an increase in pharmaceutical technician to pharmacist ratio in certain pharmacy settings

B. Amendment of Nevada Administrative Code (NAC) 453.550: Schedule V. The proposed amendment will add FDA approved cannabidiol to the controlled substances listed in Schedule V.

21. Date and Location of Next Scheduled Board Meeting:

January 16-17, 2019 – Las Vegas, Nevada

22. Training for Board Members and Staff on Open Government & Administrative Law & Procedure **(Discussion only)**

23. Public Comment: No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on a future agenda as an item. (NRS 241.020)

Note: We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify the Nevada State Board of Pharmacy, 431 W Plumb Lane, Reno, NV, 89509, or call Shirley Hunting at (775) 850-1440, as soon as possible.

Supporting materials or additional information regarding the meeting may be obtained from Shirley Hunting at (775) 850-1440, email at shunting@pharmacy.nv.gov or 431 W Plumb Lane, Reno, Nevada.

Continuing Education credit of 4 hours, including 1 hour of law, will be given per day of Board meeting attendance. You are required to attend the board meeting for a full day to receive CE credit including the law credit.

