



Nevada State Board of Pharmacy

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October 12, 2017

AMENDED AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, October 18, 2017 at 9:00 am. The meeting will continue, if necessary, on Thursday, October 19, 2017 at 9:00 am or until the Board concludes its business at the following location:

Hilton Garden Inn
7830 S Las Vegas Boulevard
Las Vegas, 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.

◆ 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.

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) **(For Possible Action)**
2. Approval of September 6-7, 2017, Minutes **(For Possible Action)**
3. Applications for Out-of-State Pharmacy – Non Appearance: **(For Possible Action)**
 - A. ANIMART Livestock Pharmacy – Beaver Dam, WI
 - B. Biologics, Inc. – Cary, NC
 - C. Broadway Continental Drugs – North Bergen, NJ
 - D. Community, A Walgreens Pharmacy – Los Angeles, CA
 - E. Costco Pharmacy #583, Central Fill – Everett, WA
 - F. Injoy Rx LLC – Chino Hills, CA
 - G. KnippeRx Inc. – Charleston, IN
 - H. Pacific Pulmonary Services – Bakersfield, CA
 - I. Postmeds Inc. – San Mateo, CA
 - J. Profusion Specialty Pharmacy – San Diego, CA
 - K. Richardson Pharmacy, LLC – Richardson, TX
 - L. Rite Care Pharmacy – Dallas, TX

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

- M. Clark's Pharmacy – Bellevue, WA
- N. Richmond Pharmacy – Richmond, TX
- O. TPS, LLC – Fultondale, AL

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

- P. AGC Distributors, LLC – Slidell, LA
- Q. Central Admixture Pharmacy Services, Inc. – Allentown, PA
- R. Dendreon Pharmaceuticals LLC – Seal Beach, CA
- S. Dendreon Pharmaceuticals LLC – Union City, GA
- T. Dental City – Green Bay, WI
- U. Durbin USA – Ocean Springs, MS
- V. Henry Schein Animal Health – Columbus, OH
- W. Kite Pharma, Inc. – El Segundo, CA
- X. Merck Sharp & Dohme Corp. – Wilson, NC
- Y. Paragon Enterprises, Inc. – Memphis, TN

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

- Z. 3G Medical – Idaho Falls, ID
- AA. AB Direct Marketing, Inc. – Boca Raton, FL
- BB. Animal Health Logistics, LLC – Dublin, OH
- CC. Cardinal Health 200, LLC – El Paso, TX
- DD. Cardinal Health 200, LLC – El Paso, TX
- EE. Cardinal Health 200, LLC – Fort Mill, SC
- FF. Cardinal Health 200, LLC – Fort Mill, SC
- GG. Complete Medical Solutions, LLC – Lewes, DE
- HH. Freedom Prosthetic & Orthotics, LLC – St George, UT
- II. Healthcare Mobility, Inc. – Springfield, MO
- JJ. Metro Medical – Tulsa, OK
- KK. Midwest Medical Associates, Inc. – Atlanta, GA
- LL. Philcare Medical Supplies, Inc. – Jonesboro, AR
- MM. Reliable Orthotics LLC – Avondale, AZ
- NN. Respiratory Technologies, Inc. – St Paul, MN
- OO. United Diabetic Supplies, Inc. – North Palm Beach, FL
- PP. Universal Medical Solutions – Santee, CA

Application for Nevada Ambulatory Surgery Center – Non Appearance: **(For Possible Action)**

- QQ. miVIP Regional Surgery Center, LLC – Las Vegas, NV

Application for Nevada Pharmacy – Non Appearance: **(For Possible Action)**

- RR. CNS Scrips, LLC – Las Vegas, NV

Application for Nevada Wholesaler – Non Appearance: **(For Possible Action)**

- SS. DHL Supply Chain (USA) – Las Vegas, NV

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

- TT. Bennett Medical Services – Carson City, NV
- UU. Bennett Medical Services – Elko, NV
- VV. Bennett Medical Services – Reno, NV
- WW. Bennett Medical Services – Las Vegas, NV

◆ REGULAR AGENDA ◆

4. Discipline: 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. Emily A. Muchnick, PT (17-083-PT-S)
- B. Jennifer E. Arocha, PT (17-082-PT-S)
- C. Parris M. Howard, PT (16-083-PT-S)
- D. Donna Raymond, R.Ph (16-025-RPH-A-S)
- E. Marjan Ghanem, R.Ph (16-025-RPH-B-S)
- F. Eralda Baho, R.Ph (16-025-RPH-C-S)
- G. CVS/pharmacy #8827 (16-025-PH-S)
- H. Hoyeon Cho, R.Ph (16-036-RPH-A-S)
- I. Amy Lynn Deluca, R.Ph (16-036-RPH-B-S)
- J. CVS/pharmacy #5942 (16-036-PH-S)
- K. Willie E. Bawarski, R.Ph (15-043-RPH-A-S)
- L. Jennifer T. Chan, R.Ph (15-043-RPH-B-S)
- M. Walgreens #07864 (15-043-PH-S)

5. Request for Reinstatement of Voluntary Surrendered Pharmacist License: 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)**

Derek Sapone

6. Request for Advanced Practitioner of Nursing Prescribe Registration: 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)**

Veronica N. James, APRN

7. Appearance for Determination of Pharmacist Licensure Status 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)**

Lisa Baker

8. Appearances Required by Discipline Order: **(For Possible Action)**

- A. Martin O. Chibueze, R.Ph (16-015-RPH-B-S)
- B. Jessica T. Nguyen, R.Ph (16-015-RPH-A-S)

9. Request for Appearance with proposal to surrender Nevada pharmacist license and/or modify existing Board Order(s) in Case Nos. 16-015-RPH and 16-022-RPH. 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 names parties: **(For Possible Action)**

Jessica T. Nguyen, R.Ph

10. Application for Out-of-State Wholesaler – Appearance: **(For Possible Action)**
Alexso Inc. – Los Angeles, CA
11. Review of Application for Pending Nevada Pharmacy License – Appearance: **(For Possible Action)**
Care First Concierge Pharmacy – Las Vegas, NV
12. Request to Engage in the Practice of Pharmacy at a Site Other Than a Licensed Pharmacy – Appearance: **(For Possible Action)**
Christina M. Madison, PharmD
13. Applications for Nevada Pharmacy – Appearance: **(For Possible Action)**
 - A. Nevada State Pharmacy – Las Vegas, NV
 - B. Quire Pharmacy, LLC – Las Vegas, NV
14. Applications for Out-of-State Outsourcing Facility – Appearance: **(For Possible Action)**
 - A. Atlas Pharmaceuticals – Phoenix, AZ
 - B. Nubratori, Inc. – Torrance, CA
 - C. US Compounding, Inc. – Conway, AR
15. Applications for Out-of-State Compounding Pharmacy – Appearance : **(For Possible Action)**
 - A. Elwyn Specialty Care – Garnet Valley, PA
 - B. Triad Rx, Inc. – Daphne, AL
 - C. Village Fertility Pharmacy, LLC – Waltham, MA
 - D. VitalCare of North Houston – Houston, TX
16. Applications for Nevada Medical, Devices, Equipment and Gases – Appearance: **(For Possible Action)**
 - A. Children's Orthotics and Prosthetics LLC – Las Vegas, NV
 - B. Las Vegas Medical Store – Las Vegas, NV
17. Presentation from Brian Williamson, PharmD – Proteus Digital Sensor
18. Presentation on Open Government and Administrative Law – Brett Kandt, General Counsel
19. General Counsel Report for Possible Discussion

20. Executive Secretary Report for Possible Discussion:

- A. Financial Report
- B. Temporary Licenses
- C. Staff Activities:
 - 1. FBI CE
 - 2. Meetings with Other Health Care Boards
 - 3. Governor's Task Force on Opiates
 - 4. AG Substance Abuse Working Group
 - 5. NASCSA Annual Meeting
 - 6. FDA 50 State Meeting on Compounding
- D. Reports to Board:
 - 1. CE Approval for Ehlers-Danlos Conference
 - 2. Pharmacy Practice Advisory Committee
- E. Board Related News
- F. Activities Report

◆ WORKSHOP ◆

Thursday, October 19, 2017– 9:00 am

21. 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 topics that may be addressed in proposed regulations:

1. **Amendment of Nevada Administrative Code (NAC) 453.460: Partial filling of prescriptions listed in Schedule II.** The proposed amendment to NAC 453.460 revises provisions relating to the partial filling of a controlled substance listed in Schedule II. . (LCB File No. R007-17)
2. **Amendment of Nevada Administrative Code Chapter 453 to add a new section thereto providing for the dispensing of dangerous drugs by veterinarians through consignment.** To allow a veterinarian to take legal ownership but not physical possession of a dangerous drug from a wholesaler, prescribe the drug to a patient, and then consign to a pharmacy for dispensing to the patient.
3. **Amendment of Nevada Administrative Code 639.010: Definitions.** Enacts definition of designated agent for purposes of NAC 639.7102 and 639.7105.
4. **Amendment of Nevada Administrative Code 639.670: Adoption of certain publications by reference; revision of publication after adoption.** Adopts by reference chapter 800 of the *United States Pharmacopeia - National Formulary*, published by the United States Pharmacopeial Convention.

5. **Amendment of Nevada Administrative Code 639.879:** Scope of authority to dispense. Amends provisions relating to the dispensing of dangerous drugs by an advanced practice registered nurse.
6. **Amendment of Nevada Administrative Code Chapter 639 to add a new section thereto providing for the dispensing of drugs with prescription readers.** Enacts provisions of Senate Bill 131 (79th Session 2017) requiring certain pharmacies to, upon request, provide a prescription reader or advice on obtaining a prescription reader.

22. Date and Location of Next Scheduled Board Meeting:

December 6-7, 2017 – Reno, Nevada

23. Public Comments: 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) **(For Possible Action)**
24. Request for Renewal of Pharmacist License: 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)**

Raymond M. Duro, R.Ph

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.

This notice has been posted at the following locations and is available for viewing at www.notice.nv.gov and bop.nv.gov.

Elko County Courthouse – Elko
Washoe County Courthouse – Reno

Nevada Board of Pharmacy – Reno & Las Vegas
Mineral County Courthouse – Hawthorne