



Nevada State Board of Pharmacy

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May 17, 2018

AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, June 6, 2018 at 9:00 am. The meeting will continue, if necessary, on Thursday, June 7, 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 April 11-12, 2018, Minutes **(For Possible Action)**
3. Applications for Out-of-State Pharmacy – Non Appearance **(For Possible Action)**
 - A. 904 Prospect Pharmacy Inc. (Boca Pharmacy) – Bronx, NY
 - B. Affinity Rx – Houston, TX
 - C. Alta Rx LLC – Sandy, UT
 - D. Binh Dan Pharmacy – Westminster, CA
 - E. B & Y Pharmacy – Philadelphia, PA
 - F. CHD Pharmacy – St Louis, MO
 - G. CRx Specialty Solution Pharmacy – Natchitoches, LA
 - H. Edpharmalle – Marshalls Creek, PA
 - I. Encompass Rx – Atlanta, GA
 - J. Georgetown Rx, LLC – Bethesda, MD
 - K. Hillcrest Pharmacy – Midvale, UT
 - L. HPC Specialty Pharmacy – Mobile, AL
 - M. Imperial RX LLC – Londonberry, NH
 - N. Medcrafters RX Pharmacy LLC – Berkley, MI
 - O. MXP Pharmacy – Amarillo, TX
 - P. North Halstead LLC – Ocean Springs, MS
 - Q. Pharmacy Express & Medical Supplies – Clearwater, FL
 - R. RaRx II LLC – Nashville, TN
 - S. Rx-Direct Home Delivery – Arlington, TX
 - T. Tee Pharmacy – Flushing, NY
 - U. ValiSureRx – New Haven, CT
 - V. Westlake Health Mart Pharmacy – Fort Worth, TX
 - W. WIRX Pharmacy – Fort Washington, PA
 - X. WIRX Pharmacy II – Philadelphia, PA

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

- Y. Chinook Healthcare Pharmacy – Lafayette, CO
- Z. Clinical Specialty Infusions of Dallas, LLC – Wake Village, TX
- AA. John's Pharmacy in Albany, LLC – Albany, NY
- BB. MEDPHARMA LLC – Philadelphia, PA
- CC. Pharmaneek Inc. – Indianapolis, IN
- DD. Pharmacy of Tampa – Tampa, FL

- EE. Sterling Specialty Pharmacy – Mendota Heights, MN
- FF. United Rx LLC – Hillside, IL

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

- GG. Ablynx, Inc. – Conshohocken, PA
- HH. Ascent Pharmaceuticals, Inc. – Central Islip, NY
- II. Bausch and Lomb, Inc. – Woodruff, SC
- JJ. Bioverativ U.S. LLC – Waltham, MA
- KK. Boston Medical Products, Inc. – Shrewsbury, MA
- LL. Boston Scientific Corporation – San Jose, CA
- MM. Catalent San Diego, Inc. – San Diego, CA
- NN. Colossal Health Inc. – Plainfield, IL
- OO. C.R. Bard, Inc. – Covington, GA
- PP. Golden State Medical Supply, Inc. – Camarillo, CA
- QQ. HLS Therapeutics (USA), Inc. – Rosemont, PA
- RR. Kedrion Biopharma Inc. – Fort Lee, NJ
- SS. Noden Pharma USA, Inc. – Orlando, FL
- TT. NUMED – Brooklyn, NY
- UU. Tolmar, Inc. – Windsor, CO
- VV. Premier Rx Wholesale – Cincinnati, OH
- WW. Purdue Pharma Manufacturing L.P. – Durham, NC
- XX. Purdue Pharmaceuticals L.P. – Wilson, NC
- YY. Retrophin, Inc. – San Diego, CA
- ZZ. RxPak – Memphis, TN
- AAA. UpWell Health Products, LLC – Murray, UT
- BBB. Verastem Oncology – Needham, MA
- CCC. WES Pharma Inc. – Westminster, MD

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

- DDD. Abova Health, LLC – Minneapolis, MN
- EEE. Abova Health, LLC – Minneapolis, MN
- FFF. Advanced Medical Supply LLC – Largo, FL
- GGG. Allegro Enterprise Inc. – Bolingbrook, NY
- HHH. Apex Medical USA Corp. – Brea, CA
- III. Bard Medical Division of C.R. Bard, Inc. – Covington, GA
- JJJ. Brasseler U.S.A. Dental LLC – Savannah, GA
- KKK. Brasseler U.S.A. Medical LLC – Ventura, CA
- LLL. Canoga Medical Supply, Inc. – Canoga Park, CA
- MMM. Certified Medical Supply, Inc. – Port Washington, WA
- NNN. Community Medical Rental and Supply – Fredericksburg, TX
- OOO. CP Medical, Inc. – Norcross, GA
- PPP. DJO, LLC – Fort Worth, TX
- QQQ. DHL Supply Chain (USA) – Lockbourne, OH
- RRR. Greenleaf Medical Supply LLC – Winston-Salem, NC
- SSS. Hygeia II Medical Group, Inc. – Carlsbad, CA

- TTT. Limb Lab – Rochester, MN
- UUU. RMS Healthcare Consulting Inc. – Kansas City, MO
- VVV. Silony Medical Corp. – Doral, FL
- WWW. Universal Medsupports – La Mesa, CA
- XXX. United Medical Benefits LLC – Newark, DE

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

- YYY. Ambulatory Surgical Center of Southern Nevada – Las Vegas, NV
- ZZZ. Community Health Alliance Sparks Pharmacy – Sparks, NV
- AAAA. Flying Diamond Pharmacy, LLC – Reno, NV
- BBBB. Lovelock Pharmacy – Lovelock, NV
- CCCC. Silver Stage Pharmacy – Silver Springs, 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. Raymond Duro, R.Ph (17-117-RPH-N)
- B. Cheryl Mussell, PT (18-013-PT-N)
- C. David J. Adams, DO (17-095-CS-S)

5. Rehearing pursuant to NRS 639.252 – Case No. 17-038-RPH-S – BOARD OF PHARMACY v. NAZALENE ZEBARI, RPH – Appearance **(For Possible Action)**

6. 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)**

Dina El-Sayed

7. Request for Pharmaceutical Technician in Training 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)**

Danisha M. Miller

8. Request for Intern 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 L. Durrett

9. Applications for Out-of-State Compounding Pharmacy – Appearance **(For Possible Action)**
 - A. Coram CVS/specialty infusion service #48090 – Centennial, CO
 - B. Farmakeio – Richardson, TX
10. Applications for Out-of-State Pharmacy – Appearance **(For Possible Action)**
 - A. Lynchburg Drug Store – Lynchburg, TN
 - B. Pharmacy Care Concepts – Stockton, CA
11. Applications for Out-of-State Outsourcing Facility – Appearance **(For Possible Action)**
 - A. Pentec Health, Inc. – Boothwyn, PA
 - B. PharMEDium Services, LLC – Cleveland, MS
 - C. PharMEDium Services, LLC – Dayton, NJ
 - D. PharMEDium Services, LLC – Memphis, TN
 - E. PharMEDium Services, LLC – Sugar Land, TX
 - F. SCA Pharmaceuticals LLC – Little Rock, AR
 - G. Stokes Healthcare Inc. – Mt Laurel, NJ
 - H. Wells Pharmacy Network, LLC – Dyersburg, TN
12. Application for Nevada Wholesaler – Appearance **(For Possible Action)**

Reichman Distribution Inc. – Las Vegas, NV
13. Application for Nevada Medical, Devices, Equipment and Gases – Appearance **(For Possible Action)**

Ideal Health Care, LLC – Las Vegas, NV
14. Applications for Nevada Pharmacy – Appearance **(For Possible Action)**
 - A. AbacusRx Pharmacy – Henderson, NV
 - B. Desert Hope Treatment Center – Las Vegas, NV
 - C. Las Vegas AMG Specialty Hospital, LLC – Las Vegas, NV
 - D. Nimble Pharmacy – Las Vegas, NV
 - E. Silver State Pharmacy LLC – Las Vegas, NV
15. Personnel Review **(For Possible Action)**
 - A. Personnel Evaluation
 - B. Executive Secretary Evaluation
16. Election of Officers **(For Possible Action)**
17. Training Session on Board's Use of Meeting Materials in Electronic Format

18. Discussion and determination regarding a pharmacist administrating an immunization on an order of the practitioner transcribed on a prescription NAC 639.297 to 639.2978.
(For Possible Action)
19. General Counsel Report
20. Executive Secretary Report:
 - A. Financial Report:
 1. 2018-2019 Budget
 - B. Temporary Licenses
 - C. Staff Activities:
 1. Sunset Subcommittee Board Review by the Legislative Commission
 2. Meetings for Other Health Care Licensing Boards
 3. Governor's Task Force on Opiates
 4. NABP Annual Meeting
 5. AB 474 Meeting and Continuing Education
 6. CORA Meeting
 - D. Report to Board:
 1. BD Production Information & Recall
 - E. Board Related News
 - F. Licensing Activities Report

◆ WORKSHOP ◆

Thursday, June 7, 2018 – 9:00 am

21. Notice of Proposed Regulation Workshop 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 substance for the treatment of pain in conformance with Assembly Bill 474 from the 2017 Nevada Legislative Session; To further define "controlled substance" as it relates to a "written informed consent" and "medication agreement". To clarify the application of Section 55; where it says "require the patient to complete an assessment of the patient's risk for abuse, dependency and addiction."

◆ PUBLIC HEARING ◆

Thursday, June 7, 2018 – 9:00 am

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

- A. 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. (LCB File No. R131-17)
- B. Amendment of Nevada Administrative Code Chapter 453 to add a new section thereto relating to practitioner access to the Prescription Monitoring Program (PMP) database established pursuant to NRS 453.162.** (LCB File No. R013-18) requiring practitioners to register with the Board to access the PMP database. To allow a practitioner to designate members of his or her staff to act as delegates for the purposes of accessing the PMP database. To provide for the suspension or termination of access to the PMP database if the Board has probable cause to believe that the PMP database has been intentionally accessed by a person or for a purpose not authorized by law.
- C. 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. R047-18) The proposed amendments further define “acute pain” and “course of treatment;” clarify “initial prescription” as defined in section 51 of AB 474; clarify “written informed consent” in sections 53 and 54 of AB 474 for practice groups; clarify “making a good faith effort to obtain and review the medical records of the patient” in paragraph (c) of subsection 1 of section 54 of AB 474; clarify the application of section 57 of AB 474 requiring a practitioner, other than a veterinarian, to consider certain factors before prescribing a controlled substance listed in schedule II, III or IV. (LCB File No. R047-18)

23.. Date and Location of Next Scheduled Board Meeting:

July 18-19, 2018 – Las Vegas, Nevada

24. 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.

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