



Nevada State Board of Pharmacy

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Date Posted: January 6, 2021

AMENDED AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday, January 13, 2021 at 9:00 am.

Pursuant to Governor Steve Sisolak's Emergency Directive 006, there will be no physical location for this meeting. The meeting can be listened to or viewed live over Zoom.

Via Videoconference at Zoom:
<https://zoom.us/j/5886256671>

or

Via Teleconference at 1 (669) 900-6833
Meeting ID: 588 625 6671

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.

The Nevada State Board of Pharmacy 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.

Public comment is welcomed by the Board, but will be heard during the public comment item and may be limited to three minutes per person. You may call into the videoconference by following the link or calling the phone number listed above. The president may allow additional time to a given speaker as time allows and in his or her sole discretion.

Public comment may also be submitted to the Board at pharmacy@pharmacy.nv.gov.

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. Call to Order and Roll Call – Establishment of Quorum
2. 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.

3. Approval of the December 2, 2020 Meeting Minutes (**FOR POSSIBLE ACTION**)
4. 4.1 Applications for Out-of-State Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)
 - A. C3 Pharmacy – St. George, UT
 - B. Cary Rx Incorporated – Washington DC
 - C. CoAssist Pharmacy, LLC – Orlando, FL
 - D. Continued Care LTC Pharmacy Idaho LLC – Boise, ID
 - E. Eagle Pharmacy – Lakeland, FL
 - F. Health Haven Pharmacy – Nashua, NH
 - G. MedWiseRx – Phoenix, AZ
- 4.2 Application for Out-of-State Compounding Pharmacy License – Non-appearance (**FOR POSSIBLE ACTION**)
 - H. Children’s Hospital Los Angeles Specialty Pharmacy – Los Angeles, CA
 - I. Nationwide Compounding Rx, LLC – Scottsdale, AZ
- 4.3 Applications for Out-of-State Medical, Devices, Equipment and Gases License – Non-appearance (**FOR POSSIBLE ACTION**)
 - J. Embody, Inc. – Norfolk, VA
 - K. First Nation Group, LLC – Detroit, MI
 - L. First Nation Group, LLC – Ft. Myers, FL.
 - M. Mohawk DME – Akwesasne, NY

4.4 Applications for Out-of-State Wholesaler License – Non-appearance (**FOR POSSIBLE ACTION**)

Background Check Not Required by Law.

4.4.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))

4.4.2 Manufacturer (NAC 639.593(7)(d))

- N. Aurinia Pharma U.S., Inc. – Rockville, MD
- O. Metuchen Pharmaceuticals, LLC – Manalapan Township, NJ
- P. Myovant Sciences, Inc. – Brisbane, CA
- Q. Solco Healthcare U.S. LLC – Somerset, NJ
- R. Urovant Sciences, Inc. – Irvine, CA
- S. Xiros, Inc. – Mansfield, MA

4.4.3 Publicly Traded (NAC 639.593(7)(a))

T. McKesson Medical-Surgical Inc.

4.4.4 VAWD-Accredited (NAC 639.593(7)(c))
None

4.4.5 Manufacturer and VAWD-Accredited (NAC 639.593(7)(c) and (d))

U. Precision Dose, Inc. – South Beloit, IL

4.4.5 Publicly Traded and Manufacturer (NAC 639.593(7)(a) and (d))

- V. Harmony Biosciences, LLC – Plymouth Meeting, PA
- W. Portola Pharmaceuticals, LLC – South San Francisco, CA
- X. Zyla Life Sciences US Inc. – Wayne, PA

4.4.6 Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c))
None

4.4.7 **Background checks completed in compliance with NRS 639.500. No Disqualifying Events.**

- Y. Astor Pharmaceuticals LLC – Holtsville, NY
- Z. Oakrum Pharma, LLC – St. Louis, MO
- AA. Premier Pharmaceuticals LLC – Boise, ID
- BB. Redwood Distribution – El Paso, TX
- CC. Sobi, Inc. – Waltham, MA
- DD. US VET, INC. – Liverpool, NY

◆ REGULAR AGENDA ◆

5. Disciplinary hearings pursuant to NRS 639.247. **(FOR POSSIBLE ACTION)**
 - A. Kiarash L. Mirkia, MD (19-090-CS-S)
 - B. John Phoenix, APRN (19-143-CS-S)
 - C. Erika Smith, DDS (19-123-CS-S)
 - D. Derek Braddix, APRN (17-125-CS-A-N)
 - E. Jesse Mai, FNP-C (19-054-CS-S)
 - F. Dhaval Shah, MD (20-222-CS-S)
 - G. Richard Washinsky, MD (19-232-CS-S)

6. Application for Ambulatory Surgery Center License. – Appearance. **(FOR POSSIBLE ACTION)**
 - A. Affordable Excellence Surgery Center – Las Vegas, NV
 - B. First Specialty Surgery Center – Las Vegas, NV
 - C. Ultimate Specialty Surgery Center – Las Vegas, NV

7. Application for Nevada Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**

Plus One Pharmacy, LLC – Las Vegas, NV

8. Applications for Nevada Compounding Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**
 - A. Monicos Pharmacy LLC – Las Vegas, NV
 - B. Pahump Care Pharmacy – Las Vegas, NV

9. Applications for Out-of-State Compounding Pharmacy License – Appearance **(FOR POSSIBLE ACTION)**
 - A. Archway Apothecary – Covington, LA
 - B. Pope Shenouda LLC – Holiday, FL

10. Application for Nevada Medical, Devices, Equipment and Gases License – Appearance **(FOR POSSIBLE ACTION)**
 - A. ActivStyle, Inc. – Reno, NV
 - B. First Care Medical Supply LLC – Las Vegas, NV
 - C. Nevada Limb & Brace, LLC – Henderson, NV
 - D. VieMed – Reno, NV

11. Application for Out-of-State Outsourcing Facility – Appearance **(FOR POSSIBLE ACTION)**

Sincerus Florida, LLC – Pompano Beach, FL

12. Discussion and Possible Action to Request an Attorney General's Opinion pursuant to NRS 228.150 on whether Nevada law authorizes the Board to license and regulate wholesalers of veterinary biological products and/or animal vaccine products in Nevada; and if so, whether such authority is preempted by federal law. **(FOR POSSIBLE ACTION)**
13. Discussion and possible action on approval of Asher College as a program of training for pharmaceutical technicians pursuant to NAC 639.256 **(FOR POSSIBLE ACTION)**
14. General Counsel Report. Note: The Board may exclude the public for a report on potential or existing litigation pursuant to NRS 241.015(3)(b)(2).
15. Executive Secretary Report:
 - A. Financial Report
 - B. Issuance of Temporary Licenses and Registrations
 - C. Change of Address Business List
 - D. Meetings with Other Health Care Regulatory Boards
 - E. COVID-19 Response
 - F. Licensing Software Update
 - G. Licensing Activities Report
 - H. PMP Integration

◆ PUBLIC HEARING ◆

Wednesday January 13, 2021 – 1:00 pm

16. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2) **(FOR POSSIBLE ACTION):**

Amendment of Nevada Administrative Code (NAC) 639. The proposed amendment revises provisions relating to the operation of pharmacies in recovery centers and surgical centers for ambulatory patients. (LCB File No. R085-20)

◆ WORKSHOP ◆

Wednesday January 13, 2021 – 1:00 pm

17. Notice of Proposed Regulation Workshop Pursuant to NRS 233B.061(2) **(FOR POSSIBLE ACTION):**
 - A. **Amendment of Nevada Administrative Code (NAC) 639.220 Schedule of fees; penalty for late renewal; exemptions from certain fees.** The proposed amendment to NAC 639.220 will provide medical interns and residents reduced fees to prescribe or possess controlled substances and to biennially renew such authorization.

- B. **Amendment of Nevada Administrative Code (NAC) 639.742, 639.743, 639.744. and 639.745: Dispensing Practitioners.** The proposed amendments will modify the supervision of dispensing technician by dispensing practitioners. These amendments will authorize dispensing practitioners in group practices to share inventory of certain medications and centralize activities. The proposed amendments will increase the fees for the application for an initial registration, and the biennial renewal of a registration, as a registered dispensing technician.
- C. **Amendment of Nevada Administrative Code (NAC) 639** The proposed amendments will add a new section providing that drugs compounded by a pharmacy, dispensing practitioner, or outsourcing facility cannot be dispensed, resold, supplied, or furnished by any entity other than the licensed entity that compounded the drug. Outsourcing facilities must have procedures to prohibit the dispensing of their compounded products by other entities. Drugs compounded by an outsourcing facility may be administered pursuant to an order of a practitioner.

18. Date and Location of Next Scheduled Board Meeting:

March 3-4, 2021 – Reno, NV

19. 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)
20. Adjournment

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, 985 Damonte Ranch Parkway, Suite 206, Reno, NV, 89521, or call Kristopher Mangosing 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 shunting@pharmacy.nv.gov or 985 Damonte Ranch Parkway, Suite 206, Reno, Nevada, 89521.

No Continuing Education credit, will be given for attending this Board meeting.

This notice has been posted at www.notice.nv.gov and www.bop.nv.gov pursuant to Governor's Declaration of Emergency Directive 006.