



Nevada State Board of Pharmacy

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Date Posted: August 16, 2022

AGENDA

◆ PUBLIC NOTICE ◆

The Nevada State Board of Pharmacy will conduct a meeting beginning Wednesday September 7, 2022, at 9:00 am. The meeting will continue, Thursday, September 8, 2022, at 9:00 am if necessary or until the Board concludes its business. Pursuant to NRS 241.023(1)(c) the meeting is being conducted by means of remote technology. The public may attend the meeting via live stream remotely or at the following location:

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

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.

Please note that items on this agenda may be taken out of order, two or more agenda items may be combined for consideration, and/or items may be removed from the agenda or delayed for discussion at any time.

The Board may convene in closed session pursuant to NRS 241.030 to consider the character, alleged misconduct, professional competence or physical or mental health of any of person named on this agenda.

The Board will take public comment on any matters within their jurisdiction, control or advisory power. Public comments may be limited to three minutes person. Public comment may also be submitted to the Board at pharmacy@pharmacy.nv.gov.

The Board may refuse to consider public comment related to a contested case pursuant to NRS 233B.126 until the Board has rendered a decision in the contested case.

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 July 13-14, 2022, Meeting Minutes (**FOR POSSIBLE ACTION**)
4. 4.1 Applications for Out-of-State Medical, Devices, Equipment and Gases License (NAC 639.6944) – Non-appearance (**FOR POSSIBLE ACTION**)
 - A. Bigfoot Biomedical, Inc. – Milpitas, CA
 - B. Edgepark Medical Supplies; Cardinal Health at Home – Cranbury, NJ
 - C. Edgepark Medical Supplies; Cardinal Health – Durham, NC
 - D. Edgepark Medical Supplies; Cardinal Health at Home – Elgin, IL
 - E. Edgepark Medical Supplies; Cardinal Health at Home – Fort Worth, TX
 - F. Edgepark Medical Supplies; Cardinal Health at Home – Jacksonville, FL
 - G. Edgepark Medical Supplies; Cardinal Health at Home – Kansas City, MO
 - H. Edgepark Medical Supplies; Cardinal Health at Home – Ontario, CA
 - I. Edgepark Medical Supplies; Cardinal Health at Home – Portland, OR
 - J. Edgepark Medical Supplies; Cardinal Health at Home – Twinsburg, OH
 - K. Kestra Medical Technology Services, Inc. – Kirkland, WA
 - L. Mendtronix, Inc. – Latrobe, PA
 - M. Petersen Medical, St. George, UT
 - N. Preferred Homecare – Kingman, AZ
- 4.2 Applications for Out-of-State Wholesaler License (NRS 639.233) – Non-appearance (**FOR POSSIBLE ACTION**)

Background Check Not Required by Law.

- 4.2.1 Distributor for Single Manufacturer (NAC 639.593(7)(e))
- 4.2.2 Manufacturer (NAC 639.593(7)(d))
 - O. ABB Optical Group – Alameda, CA
 - P. Almatica Pharma, LLC – Morristown, NJ
 - Q. CeQur Corp. – Greenville, SC
 - R. Datascope Corp. – Wayne, NJ
 - S. Edenbridge Pharmaceuticals, LLC – Parsippany, NJ

- T. Exela Pharma Sciences, LLC – Lenoir, NC
- U. Fisher & Paykel Healthcare Inc. – Irvine, CA
- V. Mycovia Pharmaceuticals, Inc – Durham, NC
- W. Novugen Pharma (USA) LLC – Princeton, NJ
- X. Oryza Pharmaceuticals, Inc. – Coral Springs, FL
- Y. Salus Medical LLC – Phoenix, AZ
- Z. Tulex Pharmaceuticals Inc. – Cranbury, NJ
- AA. Yaral Pharma Inc. – Parsippany, NJ

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

- BB. Outlook Therapeutics, Inc. – Iselin, NJ
- CC. Pharmacyclics, LLC – North Chicago, IL

4.2.4 VAWD-Accredited (NAC 639.593(7)(c))

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

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

- DD. Alexion Pharmaceuticals, Inc. – New Haven, CT
- EE. AtriCure, Inc. – Mason, OH
- FF. Biofrontera Inc. – Woburn, MA
- GG. ImmunoGen, Inc. – Waltham, MA

4.2.6 Publicly Traded and VAWD-Accredited (NAC 639.593(7)(a) and (c))

4.2.7 Background checks completed in compliance with NRS 639.500.

- HH. ABB Optical Group – Coral Springs, FL
- II. ABB Optical Group – Hawthorne, NY
- JJ. DHL Supply Chain (USA) – Memphis, TN
- KK. Direct Customer Solutions, LLC – Bells, TN
- LL. HHCRX – Cincinnati, OH
- MM. KARES Enterprises – Duarte, CA

4.3 Applications for Nevada Wholesaler License (NRS 639.233) – Non-Appearance
(FOR POSSIBLE ACTION)

- NN. Accelerated Care Plus Leasing, Inc. – Reno, NV - Background Check Not Required – Publicly Traded (NAC 639.593 (7)(a))
- OO. Innovative Neurotronics, Inc. – Reno, NV - Background Check Not Required – Publicly Traded (NAC 639.593 (7)(a))

4.4 Application for Nevada Pharmacy License (NRS 639.230) – Non-appearance
(FOR POSSIBLE ACTION)

- PP. 986 LTC Pharmacy – Las Vegas, NV
- QQ. Humboldt County General Hospital Pharmacy – Winnemucca, NV
- RR. Nevada Health Centers Pharmacy – Elko – Elko, NV

4.5 Application for Out-of-State Pharmacy License (NRS 639.2328) – Non-appearance **(FOR POSSIBLE ACTION)**

- SS. Perigon Pharmacy 360 – Coraopolis, PA
- TT. Valley Vet Supply – Marysville, KS

◆ REGULAR AGENDA ◆

5. Disciplinary hearings pursuant to NRS 639.247. **(FOR POSSIBLE ACTION)**

- A. Richard Teh, MD (20-021-CS-A-B-S)
- B. Cynthia Teh, MD (20-021-CS-C-S)
- C. Ann Childress, MD (20-250-CS-S)(20-250-PD-S)
- D. Christopher Olsen, RPH (21-171-RPH-N)
- E. Olsen’s Corner Drug Store Compounding Center (21-171-PH-N)
- F. Morton Hyson, MD (22-146-CS-S)
- G. Wesley Robertson, MD (21-063-CS-S)
- H. Richard Washinsky, MD - Second Order to Show Cause (22-094-CS-S)
- I. Stephen Dubin, MD (20-020-S)
- J. Abdel Khalek, MD (19-003-CS-A-S)
- K. Robert Chancellor, MD (19-003-CS-B-S)
- L. Lindsay Hoffman, PA-C (19-003-CS-C-S)
- M. Sherman Washinton, MD (21-104-CS-N)
- N. Las Vegas Scripts Rx (19-243-PH-S)
- O. Nathan Edouard, RPH (19-243-RPH-S)
- P. Sherman Washington, MD (19-243-CS-S)
- Q. David Edwards, MD (22-133-CS-N)
- R. Graham Simpson, MD (22-199-CS-S)

6. Appeal hearing pursuant to NRS 639.2895(2) -Appearance:**(FOR POSSIBLE ACTION)**

- Vinay Bararia, MD (19-003-S)

7. Application for Nevada Compounding Pharmacy License (NRS 639.230) – Appearance **(FOR POSSIBLE ACTION)**

- A. American Wellness Pharmacy – Las Vegas, NV
- B. Capsules Rx LLC – Las Vegas, NV
- C. Indigo Pharmaceutical LLC – Las Vegas, NV
- D. KabaFusion NV – Henderson, NV
- E. Kindred Hospital Las Vegas (E. Flamingo) – Las Vegas, NV
- F. Kindred Hospital Las Vegas (Sahara) – Las Vegas, NV

G. Monicos Pharmacy, LLC – Las Vegas, NV

8. Applications for Nevada Pharmacy License (NRS 639.2328) – Appearance (**FOR POSSIBLE ACTION**)

CrowdRx – Black Rock City, NV

10. Applications for Out-of-State Wholesaler License (NRS 639.233) – Appearance (**FOR POSSIBLE ACTION**)

A. Maquet Cardiovascular, LLC – Wayne, NJ - Background Check Not Required – Manufacturer (NAC 639.593 (7)(d)) – Disclosure

11. Application for Ambulatory Surgery Center License (NAC 639.4992) - Appearance (**FOR POSSIBLE ACTION**)

A. Elko Community Health Center, LLC – Elko, NV

B. Silver State Surgery Center West LLC – Las Vegas, NV

12. Applications for Pharmaceutical Technician in Training Registration (NAC 639.242) – Appearance. (**FOR POSSIBLE ACTION**)

James Taylor

13. Application for Pharmacist Registration by Reciprocity NRS 639.134) – Appearance (**FOR POSSIBLE ACTION**)

Michael Schember

14. Applications for Controlled Substance Registration (NRS 453.226) – Appearance (**FOR POSSIBLE ACTION**)

A. David Edwards

B. Graham Simpson

C. Kent Swaine

D. Tri Truong

E. Sherman Washington - Iuventus Medical Center – Las Vegas, NV

F. Sherman Washington - Iuventus Medical Center – Las Vegas, NV

15. Request to Engage in the Practice of Pharmacy at a Site Other than a Licensed Pharmacy – Appearance (**FOR POSSIBLE ACTION**)

Stephen McMillan

16. Request for Pharmacist Applicant to Retake the NAPLEX Exam (NRS 639.120(1)) – Appearance: (**FOR POSSIBLE ACTION**)

Ameer Alhaj

17. Applications for Intern Pharmacist Registration– Appearance. **(FOR POSSIBLE ACTION)**

Tyler Hill

18. Discussion and possible action to request an Attorney General opinion pursuant to NRS 228.150 on the authority of homeopathic physicians to possess, administer, prescribe and dispense controlled substances and dangerous drugs **(FOR POSSIBLE ACTION)**
19. Discussion and Possible Action on Adoption of Emergency Regulation pursuant to NRS 233B.0613 to amend NAC 639.250 relating to the number of pharmaceutical technicians and pharmaceutical technicians in training that a pharmacist may supervise at one time. **(FOR POSSIBLE ACTION)**
20. 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).
21. 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
 - I. Citations & Fines issued pursuant to NRS 632.2895

◆ PUBLIC HEARING ◆

Thursday September 8, 2022 – 9:00 am

22. Notice of Proposed Regulation Public Hearing Pursuant to NRS 233B.061(2) **(FOR POSSIBLE ACTION):**
 - A. **Amendment to Nevada Administrative Code (NAC) 639.** The proposed amendments relate to licensing and regulation of Medical Products Wholesalers as Wholesalers in order to conform the requirements of existing law. (LCB File No. R085-22)
 - B. **Amendment to Nevada Administrative Code (NAC) 453.** The proposed amendments relate to controlled substances, provide for the registration of a law

enforcement officer engaged in training a canine in drug detection, and add methoxetamine to the controlled substances listed in Schedule I. (LCB File No. R050-22)

- C. **Amendment of Nevada Administrative Code (NAC) 453.540: Schedule IV.** The proposed amendment to NAC 453.540 will add daridorexant to the list of controlled substances listed in Schedule IV.(LCB File No. R170-22)

23. Date and Location of Next Scheduled Board Meeting:

October 12-13, 2022 – Las Vegas, NV

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)

25. 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.

Continuing Education credit will be given for in person attendance at this Board meeting pursuant to NAC 639.330(1)(b)(2).

This notice has been posted at www.notice.nv.gov and www.bop.nv.gov pursuant to NRS 241.020 (4).