January 2009

Louisiana Board of Pharmacy

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www.labp.com

Published to promote voluntary compliance of pharmacy and drug law.

Election of Officers (09-01-311)

The Louisiana Board of Pharmacy conducted its annual election of officers during its November 13, 2008 meeting, and the following members were elected:

Carl W. Aron, Monroe ..... President
T. Morris Rabb, Monroe ..... First Vice President
Marty R. McKay, Woodworth ..... Second Vice President
Joseph L. Adams, Mandeville ..... Third Vice President
Reuben R. Dixon, New Orleans ..... Secretary

Board Meeting Dates for 2009 (09-01-312)

The Board has set the following tentative meeting dates for 2009:

- February 10-12
- May 5-7
- August 4-6
- November 17-19

Prescription Monitoring Program (09-01-313)

Pharmacists wishing to access the Prescription Monitoring Program (PMP) database for information about their patients must first complete the required orientation course. You may access that Web-based course on our Web site at *www.labp.com* → Prescription Monitoring Program → RxSentry® Orientation Course. Following your successful completion of the program, you will be directed to complete an Access Request Form, and then send that notarized document to the Board. We will communicate your authorization status to the program vendor, Health Information Designs, who will then enable your online access to the database.

Disciplinary Actions (09-01-314)

Although every effort is made to ensure this information is correct, you should call the Board office at 225/925-6496 to verify the accuracy of any listing before making any decision based on this information.

During its August 7, 2008 hearing, the Board took action in the following matters:

Tom William Bader (Pharmacist License No. 17987): Formal Hearing: License revoked, and further, assessed $10,000 plus administrative and investigative costs. *Charges*: three counts, including failure to report disciplinary actions taken against him by another licensing jurisdiction.

Shatina Danielle Johnson (Technician Candidate Registration No. 13114): Formal Hearing: Certificate revoked, and further, assessed $5,000 plus administrative and investigative costs. *Charges:* six counts, including unlawful acquisition of controlled substances by fraud, unlawful possession of Schedule III controlled substances, and failure to notify Board within 10 days of change in location of employment.

During its November 13, 2008 meeting, the Board took final action in the following matters:

Kendra Ann Roberts (Technician Certificate No. 6629): Board accepted voluntary surrender of the credential, resulting in the suspension of the certificate for an indefinite period of time, effective September 8, 2008.

Stephen Brent Dearmon (Pharmacist License No. 15266): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective September 25, 2008.

Jeffery Scott Mullican (Pharmacist License No. 13608): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective October 8, 2008.

Chris David Bonvillain (Pharmacist License No. 14463): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective October 3, 2008.

Tara Marie Strahan (Technician Certificate No. 5678): Board accepted voluntary surrender of the credential, resulting in the suspension of the certificate for an indefinite period of time, effective October 27, 2008.

Leo Gerard Riche (Pharmacist License No. 14961): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective October 31, 2008.

Gary Victor Mantese (Pharmacist License No. 11065): Voluntary Consent Agreement: Board granted request for reinstatement of the previously suspended license, then placed the license on probation for five years, beginning November 13, 2008, subject to certain terms enumerated in the agreement.

Larry James McManus (Pharmacist License No. 9716): Voluntary Consent Agreement: Board granted request for reinstatement of the previously suspended license, then placed the license on probation for 10 years, beginning June 30, 2008, subject to certain terms as enumerated in the consent agreement; further, the Board assessed a fine of $5,000 plus administrative and investigative costs.

Edward John Rabalais (Pharmacist License No. 9897): Voluntary Consent Agreement: Board granted request for reinstatement of the previously suspended license, then placed the license on probation for two years, beginning August 1, 2008, subject to certain terms enumerated in the agreement.

James Claude McGee (Pharmacist License No. 16890): Board denied the request for reinstatement of the suspended license.

Jeremy Christopher Powell (Pharmacist License No. 16108): Voluntary Consent Agreement: Board granted request for reinstatement of the previously suspended license, then placed the license on probation

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FDA Web Site Upgrades Support MedWatch's Patient Safety Goal

Two recently launched additions to the Food and Drug Administration's (FDA) Web site are intended to support the "Patient Safety" goal that MedWatch shares in public health efforts to protect patients from serious harm and improve outcomes. The entry pages assist health care professionals and patients to locate timely safety information for FDA-regulated human medical products and assist them in making diagnostic and therapeutic decisions.

The content and links on the new FDA entry page specifically for health care professionals allows busy doctors, pharmacists, nurses, and other health care professionals to find information to make point-of-care decisions. There is information that is specifically safety-related, such as easy access to reporting adverse events or finding new safety alerts, warnings, and recalls. Users can also find content regarding new approvals information, or access to the current version of the label, or prescribing information in "DailyMed." This page can be accessed through *www.fda.gov/healthprofessionals*.

FDA's other new page is specifically for patients and provides two patient-friendly articles about reporting adverse events and product quality problems to FDA and to the patient's caregivers. These articles are also available to pharmacists in printer-friendly PDF versions that can be downloaded and distributed to patients. FDA relies on properly and timely reporting of serious and unexpected drug and device-related adverse events, use errors, and quality problems. Pharmacists can ascertain and teach their patients to understand the "what, why, and how" to report to FDA and also learn about what happens to each received report and whether it leads to FDA action that may make product use safer for both patients and providers. FDA's patient specific page can be found at *www.fda.gov/consumer/default.htm*.

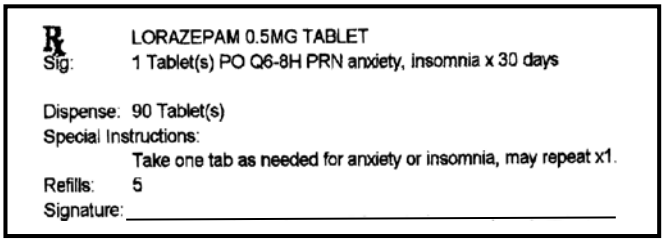
Retail Pharmacies Now Providing Medical Clinics to Improve Public Safety

This column was prepared by the Institute for Safe Medication Practices (ISMP). ISMP is an independent nonprofit agency that works closely with USP and FDA in analyzing medication errors, near misses, and potentially hazardous conditions as reported by pharmacists and other practitioners. ISMP then makes appropriate contacts with companies and regulators, gathers expert opinion about prevention measures, and publishes its recommendations. To read about the recommendations for prevention of reported errors that you can put into practice today, subscribe to ***ISMP Medication Safety Alert!® Community/Ambulatory Edition*** *by visiting www.ismp.org. If you would like to report a problem confidentially to these organizations, go to the ISMP Web site (www.ismp.org) for links with USP, ISMP, and FDA. Or call 1-800/23-ERROR to report directly to the USP-ISMP Medication Errors Reporting Program. ISMP address: 200 Lakeside Dr, Horsham, PA 19044. Phone: 215/947-7797. E-mail: ismpinfo@ismp.org.*

Retail pharmacy corporations have set up medical clinics within pharmacies. These nurse-practitioner or physician-assistant run clinics aim to rapidly diagnose and treat a limited number of health problems. Many also offer vaccination programs. The first pharmacy-based medical clinics were opened in Minnesota as QuickMedx in 2000, later becoming MinuteClinic in 2002. Currently there are approximately 1,000 sites in 37 states representing almost three million cumulative visits.

The emergence of pharmacy-based medical clinics offers a unique set of opportunities to improve the safety in prescribing and dispensing medications. Do you have a clinic opening in your store? If so, consider these safety recommendations:

- Meet the nurse practitioners and physician assistants and introduce them to your staff. Show them how your operation works and invite them in for a tour.
- If you have prescription scanning capabilities, show them how a scanned prescription displays on your monitor. Show them how different prescription blanks scan (eg, colored prescription blanks, blanks with water marks or seals for diversion) and what to avoid using so as not to distort the actual order.
- If they are using a device that allows them to send prescriptions electronically, have them send test prescriptions to you, invite them in to see how their prescriptions display on your computer and send them back test refill requests.
- Work together on any issues that arise, such as conflicting directions and special instructions, where the automatic sig indicates one set of patient directions and then the free text special instructions contradict the sig (see image below).


Rx LORAZEPAM 0.5MG TABLET
Sig: 1 Tablet(s) PO Q6-8H PRN anxiety, insomnia x 30 days

Dispense: 90 Tablet(s)
Special Instructions:
Take one tab as needed for anxiety or insomnia, may repeat x1.
Refills: 5
Signature: _____

- Ask prescribers to include the indication for use whenever they write or call in a prescription.
- Educate them that it is your policy to read back the entire prescription order to them after transcribing it in the pharmacy including spelling the medication name. Let them know you will be using "cock-pit" language, for example, "one six" for "16."
- Ask them to include both the generic and brand names on all written orders for medications with look-alike and/or sound-alike names.
- Share with them ISMP safety tools (eg, List of Error Prone Abbreviations, List of Confused Drug Names) found at *www.ismp.org/Tools*.

- Let them know you will dispense measuring devices every time they order a liquid medication.
- Let them know that safety is your priority when filling prescriptions, and invite them to be part of your safety team.

FDA Launches Web Sites on Promotion of Medical Products

On September 3, 2008, FDA launched two new Web sites to provide information for consumers and industry about how FDA regulates the promotion of medical products. Pharmacists can obtain useful information regarding prescription drug advertising regulations as well as refer their patients who may have questions to the site.

The "Advertising Prescription Drugs and Medical Devices" Web site provides a "one-stop shop" portal to information on FDA regulation of medical product promotion. Pharmacists access relevant laws, regulations, and guidances. This site can be found at *www.fda.gov/oc/promotion/*.

The direct-to-consumer Web site, "Be Smart about Prescription Drug Advertising: A Guide for Consumers" is designed to educate consumers about how to view such advertising to help inform their discussions with health care providers, and consequently to help improve patient's understanding and medical care. This site was created in collaboration with EthicAd, an independent, nonprofit organization dedicated to helping consumers, health care professionals, and the pharmaceutical and advertising industries with direct-to-consumer advertising for prescription drugs. More information can be found at *www.ethicad.org*.

The direct-to-consumer site provides interactive example ads for fictitious drugs to illustrate the different requirements for the various types of ads. It also includes a list of questions patients should ask themselves when they see a prescription drug ad. This list can be printed for patients to use while discussing questions with their health care providers. This site can be found at *www.fda.gov/cder/ethicad/index.htm*.

FPGEE Returns to Computer-based Format

As advancements in secure testing technology forge ahead, the push for more electronically based systems and less use of the traditional paper-and-pencil mechanisms continues. With this in mind, NABP will soon be returning the Foreign Pharmacy Graduate Equivalency Examination® (FPGEE®) to a computer-based format, eliminating the paper-and-pencil examination.

The FPGEE is the third computerized examination to be developed by NABP, after the North American Pharmacist Licensure Examination® (NAPLEX®) and Multistate Pharmacy Jurisprudence Examination® (MPJE®). The new computerized FPGEE will debut at the April 14, 2009 administration.

The computerized FPGEE examination will continue to be administered one day in the spring and one day in the fall; however, instead of limiting the available testing locations to three sites, applicants will be able to choose from more than 200 Pearson VUE testing sites located within the continental United States. In addition, it is anticipitated that applicants will be able to schedule their test sites electronically 48 to 72 hours after having been accepted to take the FPGEE.

The NABP test vendor, Pearson VUE, will administer the computerized FPGEE as it does with the NAPLEX and the MPJE. Demonstrating a record of solid customer service combined with a secure and consistent test center network, Pearson VUE is committed to providing a reliable and professional testing environment for applicants on behalf of NABP.

The FPGEE is one component of the Foreign Pharmacy Graduate Examination Committee™ (FPGEC®) certification process. In addition to passing the examination, FPGEC applicants are required to have certain documents submitted from educational and licensure institutions that present their educational backgrounds and licensure and/or registration to practice pharmacy. Applicants must also pass the Test of English as a Foreign Language ™ (TOEFL®) and the Test of Spoken English™ (TSE®), or the TOEFL Internet-based Test (iBT). The FPGEC certificate allows foreign graduates to partially fulfill eligibility requirements for licensure in the 50 United States and the District of Columbia where the certification is recognized.

To prepare for the FPGEE, NABP recommends that applicants take the Pre-FPGEE®, the official FPGEE practice examination written and developed by NABP. This practice examination is designed to help familiarize applicants with the FPGEE by exhibiting the types of questions provided on the actual examination as well as providing a score estimate.

Additional information on the FPGEE as well as the Pre-FPGEE is available in the Examination Programs section on the NABP Web site at *www.nabp.net*.

Updated 2009 Survey of Pharmacy Law Now Available

The NABP 2009 *Survey of Pharmacy Law*, providing a concise research source for key regulatory questions in pharmacy practice for all 50 states, the District of Columbia, and Puerto Rico, is now available.

The *Survey* updates, graciously provided by the state boards of pharmacy, consist of four sections including a state-by-state overview of organizational law, licensing law, drug law, and census data. Also, a new question in Section VII, "Issuance of Initial Pharmacist Licensure," asks whether or not states require criminal history record checks for initial licensure as a pharmacist.

To order the *Survey*, visit the NABP Web site at *www.nabp.net* and download an order form; the *Survey* costs $20.

All final-year pharmacy students receive the CD-ROM free of charge through the generous sponsorship of Purdue Pharma LP.

More information on the *Survey* is available by contacting customer service via phone at 847/391-4406 or via e-mail at custserv@nabp.net.

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for 10 years, beginning November 13, 2008, subject to certain terms enumerated in the agreement.

Royal Clifford Shelton (Pharmacist License No. 10146): Voluntary Consent Agreement: Board granted request for reinstatement of previously suspended license, subject to the completion of certain terms enumerated in the agreement; further, once reinstated, the license shall be placed on probation for five years, subject to certain terms as enumerated in the agreement.

Wade Randall Veillon (Pharmacist License No. 11709): Voluntary Consent Agreement: Board granted request for reinstatement of the previously suspended license, then placed the license on probation for 10 years, beginning November 13, 2008, subject to certain terms enumerated in the agreement.

James Robert Lang (Pharmacist License No. 10884): Board denied the request for removal of probation or modification of terms thereof.

Theron Timothy Jacks, Jr (Pharmacist License No. 11519): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective September 9, 2008.

Sarah Alicia Munn (Candidate Registration No. 13468): Board accepted voluntary surrender of the credential, resulting in the suspension of the registration for an indefinite period of time, effective October 27, 2008.

Scotty Paul Broussard (Pharmacist License No. 15681): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective November 5, 2008.

Thadrian Marquis Johnson (Pharmacist License No. 13542): Voluntary Consent Agreement: Board placed license on probation for an indefinite period of time.

Travis Devel Robateau (Technician Certificate No. 7758): Voluntary Consent Agreement: Board revoked certificate and permanently barred any future application for reinstatement.

Marisa Marie Wilson (Technician Certificate No. 6860): Voluntary Consent Agreement: Board revoked certificate and permanently barred any future application for reinstatement.

Dana Danette Weber (Technician Certificate No. 7085): Voluntary Consent Agreement: Board revoked certificate and permanently barred any future application for reinstatement.

Antoinette Marie Garrick (Technician Certificate No. 7269): Voluntary Consent Agreement: Board revoked certificate and permanently barred any future application for reinstatement.

Danesha DaShawn Lyons (Candidate Registration No. 13602): Voluntary Consent Agreement: Board revoked registration and permanently barred any future application for reinstatement.

Theresa Jones Ross, MD (CDS License No. 15741): Board accepted voluntary surrender of the credential, resulting in the suspension of the license for an indefinite period of time, effective November 12, 2008.

On this same date, the Board also issued a Letter of Warning to one pharmacy permit owner. In addition, the Board granted requests for the reinstatement of lapsed credentials from three pharmacists and two technicians.

Calendar Notes (09-01-315)

The next Board meeting and administrative hearing will be February 11-12, 2009, at the Board office. The office will be closed January 19 in observance of Martin Luther King, Jr Day; February 24 in observance of Mardi Gras Day; and April 10 in observance of Good Friday.

Special Note (09-01-316)

The *Louisiana Board of Pharmacy Newsletter* is considered an official method of notification to pharmacies, pharmacists, pharmacy interns, pharmacy technicians, and pharmacy technician candidates credentialed by the Board. **These *Newsletters* will be used in administrative hearings as proof of notification.** Please read them carefully. We encourage you to keep them in the back of the *Louisiana Pharmacy Law Book* for future reference.

The *Louisiana Board of Pharmacy News* is published by the Louisiana Board of Pharmacy and the National Association of Boards of Pharmacy Foundation, Inc, to promote voluntary compliance of pharmacy and drug law. The opinions and views expressed in this publication do not necessarily reflect the official views, opinions, or policies of the Foundation or the Board unless expressly so stated.

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LOUISIANA BOARD OF PHARMACY

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