



## **Minutes**

The **Executive Committee** of the Louisiana Board of Pharmacy convened a regular meeting on **Tuesday, May 7, 2024** at the Louisiana Board of Pharmacy located at 3388 Brentwood Drive in Baton Rouge, Louisiana 70809. The meeting was held pursuant to public notice, each member received notice, and public notice was properly posted.

**1. Call to Order**

Mr. Marty McKay, President, called the meeting to order at 3:31 p.m.

**2. Quorum Call**

Members Present: Jacqueline L. Hall, Richard M. Indovina, Jr., Marty R. McKay, Don L. Resweber, and Rhonny K. Valentine.

Members Absent: None

Staff Present: Ben Whaley, Carlos Finalet, and Joe Fontenot

Guests: Malcolm Broussard (Hygeia Solutions), Eric Vidrine (Professional Arts), and Mark Johnston (CVS Health).

**3. Call for Additional Agenda Items & Adoption of Agenda**

Mr. McKay asked if there were any additional agenda items to be added; none were requested. Without objection, the members adopted the posted agenda dated May 3, 2024.

**4. Consideration of Draft Minutes from Previous Meeting: February 20, 2024**

Mr. McKay reminded the members they had received the draft minutes from the previous committee meeting held on February 20, 2024. With no objections, he waived the reading of the draft minutes. With no requests for amendments or corrections, and with no objection, Mr. McKay declared the minutes were approved as presented.

**5. Opportunity for Public Comment**

None offered

**6. Annual Reviews**

A. *Loss Prevention Manual* – Consideration of Continuing Approval of Updated Manual  
***The committee decided unanimously to recommend to the Board continuing approval of the updated manual for FY 24-25.***

B. *Policy & Procedure Manual* – Consideration of Continuing Approval of Updated Manual

***The committee decided unanimously to recommend to the Board continuing approval of the updated manual for FY 24-25.***

- C. *Roster of Board-Approved Colleges of Pharmacy* – Consideration of Continuing Approval of Updated Roster  
***The committee decided unanimously to recommend to the Board continuing approval of the updated roster for FY 24-25.***
- D. *Roster of Board-Approved Pharmacy Technician Training Programs*
  - (1) Consideration of Request for Approval of the Pharmacy Technician Training Program at Lakewood University in Cleveland Heights, Ohio  
***The committee decided unanimously to recommend to the Board approval of the program.***
  - (2) Consideration of Continuing Approval of Updated Roster  
***The committee decided unanimously to recommend to the Board continuing approval of the updated roster for FY 24-25.***
- E. Consideration of Continuing Approval of Credentialing Examinations
  - (1) Pharmacists – NAPLEX, MPJE, & FPGEE by NABP
  - (2) Pharmacy Technicians
    - a. PTCE by Pharmacy Technician Certification Board (PTCB)
    - b. ExCPT by National Healthcareer Association (NHA)***The committee decided unanimously to recommend to the Board continuing approval of the current credentialing examination administrators and examinations for FY 24-25.***
- F. Consideration of Proposed Resolutions for Professional Legal Services
  - (1) Prosecuting Attorney – Ms. Celia R. Cangelosi
  - (2) Advisor to Hearing Officer – Shows, Cali & Walsh, LLP***The committee decided unanimously to recommend to the Board approval of the proposed resolutions.***
- G. Consideration of Annual Renewal of Contracts & Agreements
  - (1) Professional Legal Services – Ms. Celia R. Cangelosi
  - (2) Professional Legal Services – Shows, Cali & Walsh, LLP
  - (3) Professional Accounting Services – Champagne & Company, LLC
  - (4) Prescription Monitoring Program – Bamboo Health, Inc.
  - (5) Prescription Monitoring Program – Gateway – Bamboo Health, Inc.
  - (6) Occupational Licensing Review Program – Louisiana DOJ – Attorney General
  - (7) Website Hosting – Covalent Logic
  - (8) Newsletter Publication – NABP Foundation
  - (9) PMP – LDH-OPH-Bureau of Community Preparedness***The committee decided unanimously to recommend to the Board approval of the above proposed contracts and agreements at the stipulated rate(s) for FY 24-25.***

**7. Consideration of Request from Lisa Boothby, PharmD re “Biennial Credential Renewals”**

The members reviewed the request and determined it was not necessary to implement such a change at this time.

**8. Consideration of Request from Conrad Meyer, JD re “Piggybacking and Compounding”**

The committee decided to bring this matter to the full Board for their consideration.

**9. Consideration of Request from Allen Khai Nguyen, PharmD re NAPLEX, 5-Attempt Max Limit**

After reviewing the request, the members had an extensive discussion. They reviewed the current regulation and NABP's NAPLEX Policy. They noted the Board has never deviated from NABP's NAPLEX Policy in regard to the 5-attempt maximum limit and decided to maintain that position.

**10. Consideration of Request from Eric K. Vidrine re Pharmacies Procuring Product from 503Bs**

Mr. Vidrine presented his request to the members. The members discussed the FDA "draft" guidance from June 2023 - *Prohibition on Wholesaling Under Section 503B of the Federal Food, Drug, and Cosmetic Act* and noted FDA's webpage notice in regard to the draft guidance - "Not for Implementation". Since 503Bs are registered with FDA and not the Board, the members decided to wait for FDA's final guidance on this topic.

**11. Review of Administrative Operations**

**A. Delegated Signature Authority for Contracts**

The committee decided unanimously to present a motion to the Board delegating signature authority for contracts to the Executive Director.

**B. Office Operations**

Mr. Fontenot provided the members with an update in regards to staff and office operations, no decisions were made.

**12. Review of Exceptions Report**

Board Policy permits the President to review and respond to requests for exceptions to laws, rules, and policies in the interim between meetings of the board. Board Policy also permits the Executive Director, with concurrence of the Board President, to issue Special Work Permits and approve dual PIC privileges with notice to the Board at its next meeting. The committee reviewed the current "Exceptions Report", had no questions or comments, and the report will be presented to the full Board as required in policy.

**13. New Agenda Items Added During Meeting** – No new agenda items added

**14. Adjourn** - Having completed the tasks itemized on the posted agenda, with no further business pending before the committee and without objection, Mr. McKay adjourned the meeting at 5:04 p.m.

*Minutes prepared by Joe Fontenot, Executive Director, and then approved as presented during the subsequent meeting on August 13, 2024.*