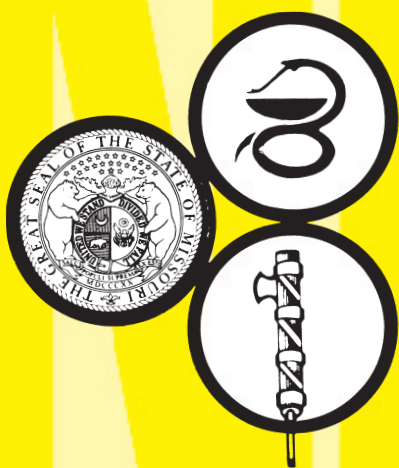


February 2009



Missouri Board of Pharmacy

Published to promote voluntary compliance of pharmacy and drug law.

PO Box 625, Jefferson City, MO 65102
Web site: <http://pr.mo.gov/pharmacists.asp>

Special Notice

The Missouri Board of Pharmacy's *Newsletter* is considered one of the Board's official methods of notification to pharmacists and pharmacies. It has been and will continue to be used in hearings as proof of notification. It is important to read the *Newsletters* carefully and to retain them for future reference. Past copies can be found at the Board's Web site.

New Executive Director

The Board is pleased to announce the hiring of Kimberly A. Grinston as its new executive director effective January 5, 2009. Ms Grinston has over 11 years of legal, legislative, and administrative experience in Missouri state government. She has previously served as an assistant attorney general, senior legal counsel for the Missouri Department of Insurance, and as legal counsel for the Division of Professional Registration where she provided general counsel services to a wide variety of autonomous and administrative licensing boards/commissions. The Board feels very privileged to have identified such a qualified individual and looks forward to working with her.

Mandatory Technician Reporting

Pursuant to 338.013, pharmacies and hospitals are required to report any final disciplinary action taken against a pharmacy technician or the voluntary resignation of a pharmacy technician against whom any complaints or reports have been made that might have led to final disciplinary action that can be a cause of action for discipline by the Board as provided for in subsection 2 of section 338.055. The following information must be provided to the Board within 15 days of the action: the name and permit number of pharmacy; name of person making the notification; name of technician; technician registration number; date of action; and reason for action. The report may be mailed, faxed, or e-mailed to the Board office.

Pharmacy Burglaries and Robberies

The last quarter of 2008 showed an increase in the number of reported controlled substance pharmacy losses related to burglary or robbery. Pharmacy owners and pharmacists-in-charge are reminded to review their security measures and procedures in order to help minimize such losses and avoid harm to employees or patients.

BNDD Newsletter

The Bureau of Narcotics and Dangerous Drugs publishes a quarterly electronic newsletter that can be found on its Web site at www.dhss.mo.gov/BNDD/Pubs.html. The Board encourages pharmacists to visit this site.

Disasters Call for Heroes – Answer the Call

The Missouri Department of Health and Senior Services, Center for Emergency Response and Terrorism, announced the December 1, 2008 activation of Show-Me Response, (www.ShowMeResponse.org), an online registration program for health care professionals who are interested in volunteering in the event of a natural disaster or other large-scale public health crisis in Missouri. During a public emergency, health care volunteers are essential to help coordinate and deliver services for medical assessment, medication dispensing, immunization, counseling, special needs sheltering, and more.

When volunteers register for Show-Me Response, they make themselves available for contact in the event of a disaster should their area of expertise be needed. Once contacted, each volunteer will be able to choose the type and level of participation. The system is safe and secure, and any information a volunteer provides will be privacy protected.

Show-Me Response will collect and check licensing and credential information so data can be readily available for the Missouri Department of Health and Senior Services staff to assist in the notification and activation of qualified medical volunteers. Health care professionals can register as volunteers on the Show-Me Response Web site at www.ShowMeResponse.org.

"Disasters begin and end locally, and trained and prepared volunteers play a key role in responding to a crisis," said Mike Sampson, director of the Center for Emergency Response and Terrorism. "Volunteers on the local level can help provide an immediate and effective response. Any disaster typically involves health concerns, increasing the need for trained volunteers."

For additional information, please contact ShowMeResponse@dhss.mo.gov or contact Carole Schutz, MS, RN, 573/526-0577, carole.schutz@dhss.mo.gov.

Become a volunteer. Go to www.ShowMeResponse.org and help in times of public crisis.



- ◆ 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 anticipated 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.

Licensing Action Report

Pharmacists

Steven H. Alvey, #45332 – St. Louis, MO – November 5, 2008. Violation of previous discipline. Probation for four (4) years for testing positive for alcohol.

Michael C. Boehmer, #44278 – St. Louis, MO – January 2, 2009. Probation for five (5) years. Pled guilty to possession of a controlled substance – under 35 grams of marijuana, and possession of drug paraphernalia. Section 338.055.2(2), (5), (13), (15), and (17), RSMo.

Jacqueline S. Griffin, #2000162592 – St. Louis, MO – October 21, 2008. Probation for five (5) years. Addiction to alcohol and cocaine, used ecstasy, marijuana, opium, mushrooms, and Vicodin® without valid prescriptions for such products, and was terminated from employment due to chemical dependency on alcohol and cocaine. Section 338.055.2(1), (5), (13), (15), and (17), RSMo.

Kimberly S. Hartman, #43125 – O'Fallon, MO – December 31, 2008. Censure of license. Misfilled prescription. Section 338.055.2(5) and (13), RSMo (Cum. Supp. 2007).

Donald M. Hinson, #29716 – Gerald, MO – December 22, 2008. Temporary suspension following expedited hearing. Extended use of methamphetamine, unlawful dispensing of controlled substances, and impaired professional judgment demonstrated by these acts constitutes a clear and present danger to patients. Section 338.055, RSMo.

Martin J. Hinterlong, #42595 – St. Clair, MO – November 5, 2008. Suspension for thirty (30) days, followed by probation for five (5) years. Violation of previous discipline, as pharmacist-in-charge, inaccurate controlled substance record keeping, personnel not wearing gloves when repackaging, failure to maintain written long-term care policies/procedures, expired drugs in inventory, compounding violations, pharmacy dispensed based on incomplete prescriptions, and controlled substance inventory violations. Section 338.055.2(5) for incompetency.

John L. Keener, #40725 – Columbia, MO – December 2, 2008. Censure of license. As pharmacist-in-charge dispensed controlled substances written by impaired physician for physician's personal use. Section 338.055.2(6), (13), and (15), RSMo.

Michael C. Latham, #2008035925 – St. Louis, MO – December 4, 2008. Restricted license issued on probation for five (5) years. Discipline in another state regarding diversion of controlled substances for personal use and for use by third parties without valid prescriptions, chemically dependent. Section 338.055.1 and .2(1), (8), (15), and (17), RSMo.

William L. Pollard, Jr, #44098 – Kansas City, MO – October 21, 2008. Probation for five (5) years. Consumed controlled substances for which he did not have a valid prescription in 2005, and took and consumed controlled substances from employer for which he did not have a valid prescription in 2006. Section 338.055.2(5), (13), (15), and (17), RSMo.

Richard R. Thornton, #29176 – Eureka, MO – October 22, 2008. Suspension for 30 days, followed by probation for five (5) years. Pharmacy where served as pharmacist-in-charge dispensed controlled substance prescriptions for patients that lived great distances from the pharmacy, controlled substance prescriptions filled that did not contain the prescriber's name, continued to dispense prescriptions to a physician's "questionable patients," and dispensed controlled substances without authority to do so. Section 338.055.2(5), (6), (13), and (15), RSMo.

Interns

Ashton J. Freeman, #2007024408 – Kansas City, MO – November 21, 2008. Voluntary surrender of intern license; cannot reapply for seven (7) years. Misappropriated controlled substances from employers, modified and forged prescriptions to obtain the drugs, and sold them for his financial gain. Section 338.055.2(5), (6), (13), (15), and (17), RSMo.

Pharmacies

Cedar Hill Drug, #2002005824 – Cedar Hill, MO – November 21, 2008. Probation for three (3) years. Controlled substance prescriptions filled for patients that lived great distances from the pharmacy, controlled substance prescriptions filled that did not contain the prescriber's name, and knowingly filled suspicious controlled substance prescriptions. Section 338.055.2(5), (6), (13), and (15), RSMo.

Interlock Pharmacy Systems, LLC, #2006009023 – Florissant, MO – November 5, 2008. Probation for two (2) years. Theft of large quantities of controlled substances; controlled substance record keeping violations; and failure to maintain oversight, management controls, and security to deter theft. Section 338.055.2(5), (6), (13), and (15), RSMo.

Medicine Shoppe, #005448 – St. Clair, MO – November 5, 2008. Probation for five (5) years. Violation of previous discipline, personnel not wearing gloves when repackaging, failure to maintain written long-term care policies/procedures, expired drugs in inventory, compounding violations, pharmacy dispensed based on incomplete prescriptions, and controlled substance inventory violations. Section 338.055.2(5) for incompetency.

Monument Pharmacy, Inc, #2008031737 – Monument, CO – October 17, 2008. Restricted permit issued on probation for five (5) years. Disciplinary action in Colorado, and compounded and shipped prescription medications, including controlled substances, into Missouri in 2006, 2007, and 2008 without being licensed to do so. Section 338.055.2(6) and (8), RSMo.

Walgreens, #005543 – Florissant, MO – December 31, 2008. Censure of permit. Technician undetected/unsuspected theft of controlled substances for approximately two (2) years. Section 338.055.2(5), (6), (13) and (15), RSMo.

Walgreens, #05003, #2000155501 – St. Louis, MO – December 23, 2008. Censure of pharmacy permit. Did not have adequate security and controls in place to detect/prevent diversion of controlled substances by technician, technician worked without registration or application filed, and pharmacy did not timely provide requested records to the Board. Section 338.055.2(5), (6), (13), and (15), RSMo Supp 2007.

February 2009

The *Missouri Board of Pharmacy News* is published by the Missouri 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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