

# Oklahoma State Board of Pharmacy

Published to promote voluntary compliance of pharmacy and drug law. 4545 N Lincoln Blvd, Suite 112, Oklahoma City, OK 73105-3488

## Board Meeting – October 15, 2003

### Disciplinary Action

**Crystal Hartman, Tech #6739 – Case 685:** Permit revoked.

*Charge:* CDS [controlled dangerous substance] theft.

**Bryon Pollock, DPh #12799 – Case 688:** License suspended for five years. \$1,000 Fine. *Charge:* Theft of prescription drugs.

**Med-Tech of Duncan, #13-D-604 – Case 689:** \$1,000 fine.

*Charge:* Transfilling Oxygen USP [United States Pharmacopeia] without being properly registered.

The Oklahoma State Board of Pharmacy also took action in three (3) impaired cases. All impaired cases must enter into and abide by a contract with Oklahoma Pharmacists Helping Pharmacists: **Case 680 – DPh #12004**, was suspended for 10 years with probation effective January 1, 2004, and received a \$5,000 fine; **Case 638-A – DPh #11265**, remains on probation until November 19, 2012, and received an additional \$1,000 fine; **Case 684 – DPh #12741**, was suspended for 10 years with all of the suspension stayed and placed on probation. He received a \$2,000 fine and must attend a law seminar in the years 2003 and 2004. He may appear after five years of sobriety and request the removal of the suspension and probation.

## Board Meeting – November 19, 2003

### Disciplinary Action

The Board took action in five (5) impaired cases. All impaired cases must enter into and abide by a contract with Oklahoma Pharmacists Helping Pharmacists (OPHP): **Case 643 – DPh #11307**, appeared to request probation. Upon meeting the reinstatement requirements, his license was placed on probation for the remainder of his original order until November 19, 2012; **Case 646-A – DPh #8755**, had the probation of his license revoked and was placed on suspension for the remainder of his original order until November 19, 2012. He may appear after six months of compliance with his OPHP contract and evaluation by a neurologist to request probation; **Case 647-A – DPh #11243**, has the probation of her license revoked and was placed on suspension until February 17, 2004. Her license will then be placed on probation for the remainder of her original order until November 19, 2012; **Case 508 – DPh #11172**, appeared to request the removal of her probation. The remainder of her probation was removed and her license returned to good standing; **Case 693 – DPh #8723**, was suspended for 10 years. He may appear

after July 1, 2004 and request probation upon compliance with OPHP and proof of treatment for clinical depression. He will also be assessed a 15-hour continuing education penalty upon reinstatement of his license to probation.

### From the Inspectors:

- ◆ **Hiring a new pharmacist or technician?** When hiring a pharmacist or technician, ask him or her if he or she has ever been disciplined by the State Board of Pharmacy. You may also call the Board to check the license status of a potential employee.
- ◆ **Medical residents and interns:** Medical residents and interns may use the teaching hospital's Drug Enforcement Administration (DEA) number when writing controlled dangerous substance prescriptions while working at the teaching hospital. These prescriptions may be filled at outside pharmacies. They must use an internal code number in addition to the DEA number that identifies them. An **intern's prescription must be countersigned** by a physician. A **resident's prescription does not have to be countersigned**. So that pharmacies can differentiate between a resident and an intern, the Oklahoma University Health Science Center has asked the interns and residents to either write "intern" or "resident" after their name **or** to place an "I" or "R" after the internal code number (ie, AB1234567-012R would be a resident prescription and would not have to be countersigned).

### Dispensing Errors

The Board continues to receive complaints about pharmacists and pharmacies regarding "**dispensing errors.**" Pharmacists need to make a special effort to develop checks and balances that will help prevent dispensing errors from occurring. Errors and "near misses" must be used as a learning experience so that similar errors will be avoided in the future. Share and explain these processes to other pharmacists and technicians that work with you. Patients would rather spend some time waiting for the correct medication than to return later with a misfilled prescription. Time spent making sure a prescription is correct is time well spent.

### Licensing of Hospital Drug Rooms Begins

The Board has started the licensing of hospital drug rooms as of January 2004. The consultant pharmacist will be required to write guidelines and policies and procedures for the dispensing

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of medication from the drug room. The rules will allow the pre-dispensing of drugs for the emergency room of these hospitals. There will be better oversight by the pharmacist and more guidelines for the persons working in the drug rooms. The rules for drug rooms are posted on the Board's Web site on the "Rules" page (see "2003 Revised Rules").

### **Recent News on Compounding – FYI**

It has been brought to our attention that Food and Drug Administration (FDA) has recently filed charges on compounding from bulk chemicals for companion animals. In a recent *Newsletter*, we had indicated that the thrust of investigations by FDA would be on compounding for "Food Producing Animals" from bulk chemicals.

Drug Enforcement Administration (DEA) and other government agencies have filed charges against a pharmacy in Arkansas regarding compounding of morphine IV prescriptions. The pharmacy was filling prescriptions for patients and delivering them to the physician's office. The physician was paying the pharmacy \$50 to \$60 for these prescriptions and then billing Medicare over \$1,000. They indicated that the morphine was for office use and had to be sold on a 222 Form. This case has not been resolved at this time. The Board will review the compounding rules during 2004.

### **Technician Renewals**

All technician permits expire January 31, 2004. Please remind your technicians that it is their responsibility to keep their license current whether or not they receive a renewal notice. If a renewal notice is not received because of a change of address or for any other reason, they are still subject to the penalty fee. Renewal forms are available from the Board's Web site, [www.pharmacy.state.ok.us](http://www.pharmacy.state.ok.us), under "Download Forms" – "Technicians."

The top reasons a technician renewal application is returned include:

1. Missing information. Each section requires an answer or a check mark. If any information is missing or left blank, the renewal will be returned.
2. Failure to sign and/or date the renewal application. Working technicians must also have their supervising pharmacist sign their renewal application.

3. Failure to include the renewal fee.
4. Failure to submit renewal application on or before the due date. Applications postmarked after February 15, 2004, will be returned and assessed a penalty fee.

### **Reminder**

Board rules require that all registrants (pharmacists, technicians, and interns) notify the Board in writing of a change of address or employment within 10 days.

### **New Pharmacists**

New pharmacists licensed by the Board may be viewed on our Web site, [www.pharmacy.state.ok.us](http://www.pharmacy.state.ok.us), under "Announcements." The list is updated quarterly.

### **Let Us Hear from You**

The Board welcomes your comments about the *Newsletter* and Web site and any other questions you may have for the Board. Send your comments and questions to the Oklahoma State Board of Pharmacy, 4545 Lincoln Blvd, Suite 112, Oklahoma City, OK 73105-3488. You may also e-mail the Board at [pharmacy@osbp.state.ok.us](mailto:pharmacy@osbp.state.ok.us) or fax to 405/521-3758.

**Board Web site:** [www.pharmacy.state.ok.us](http://www.pharmacy.state.ok.us)

**Board e-mail:** [pharmacy@osbp.state.ok.us](mailto:pharmacy@osbp.state.ok.us)

### **Oklahoma Pharmacists Helping Pharmacists**

If you or a pharmacist you care about is suffering from chemical dependency, there is a solution. Oklahoma Pharmacists Helping Pharmacists (OPHP) is readily available for help. Pharmacists in Oklahoma, Texas, and Louisiana may call the OPHP Help-Line at 1-800/260-7574 ext 5. All others may call OPHP at 405/528-3338. All calls are confidential.

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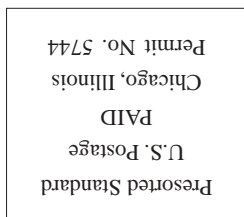
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