



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

Board Meeting – May 30-31, 2001 Reciprocities and Score Transfers

The following reciprocities and score transfers were accepted into Oklahoma after successfully completing the Jurisprudence Exam: Patricia F. Bentz (Ohio), #12879; Deborah L. Gilmore (Kan), #12880; Artie M. Hall (Kan), #12881; Hieu Lam Trung (Tex), #12882; Martin S. Pecina (Mich), #12883; and Mark Allen Stratton (Mo), #12884.

Transfer of CDS

The Oklahoma State Board of Pharmacy voted to promulgate a rule allowing for the transfer of Schedule III, IV, and V prescriptions during the next legislative session.

Disciplinary Actions

RPh #11277 – Case 512. Respondent appeared before the Board on a motion to revoke his probation for violation of his contract with the Oklahoma Pharmacists Helping Pharmacists (OPHP). The probation of his license was revoked and his license was suspended for one (1) year. Respondent must have OPHP attest to his compliance before he can request probation.

RPh #10306 – Case 591. Respondent was found guilty of seven (7) counts of violation of the Oklahoma Pharmacy Act. His license was suspended for ten (10) years and he was fined a total of \$1,750. He shall enter into a contract with OPHP and complete an inpatient drug treatment program. He may appear before the Board after May 2003 to request probation.

Robert Jerry Hancock, RPh #8563 – Case 596. Respondent had received an “Administrative Warning” for a prescription error after having already received two previous warnings and a “Letter of Reprimand.” The Board voted to place another Letter of Reprimand in his file until May 30, 2003.

RPh #9324 – Case 460. Respondent appeared before the Board to request that the probation of his license be re-

moved. He testified that he had been in compliance with his OPHP contract for six years. The Board removed the probation of this license providing that he enters into a “minimum” contract with OPHP.

Clark Edward Phillips, RPh #10018 – Case 597. Respondent was found guilty of violating the continuing education (CE) requirements. Upon audit by the Board, he was unable to provide proof of his 1999 CE. He must complete and submit 30 hours of CE to the Board within 60 days. He must also submit verification of an additional 15 hours of CE by June 30 for the renewal of his license. He must attend a law seminar in 2001 and pay a total fine of \$500.

RPh #8844 – Case 595. Respondent was found guilty of three (3) counts of violation of the Oklahoma Pharmacy Act. His license was suspended for ten (10) years and he was fined a total of \$1,500. He shall enter into a contract with OPHP and complete a 30-day inpatient treatment program. He shall attend a one-day law seminar in addition to the required 15 hours of CE in the years 2001 and 2002. He may appear before the Board in January 2002 to request probation.

Fern L. Reed, RPh #9677 – Case 583. The respondent was found guilty of four (4) counts of violation of the Oklahoma Pharmacy Act pertaining to recordkeeping. A Letter of Reprimand was placed in her file for one year.

RPh #11972 – Case 594. Respondent entered into an agreed order. He was found guilty on six (6) counts of violation of the Oklahoma Pharmacy Act. His license was suspended for ten (10) years with all of the suspension placed on probation. He shall pay a total fine of \$1,500. He shall enter into a contract with OPHP and attend live CE for the required 15 hours in the years 2001, 2002, and 2003. He shall also attend a one-day law seminar in the years 2001 and 2002. He may appear before the Board after May 2006 to request that the suspension/probation be removed.

Board Meeting – June 27, 2001

Reciprocities and Score Transfers

The following reciprocities and score transfers were accepted into Oklahoma after successfully completing the Jurisprudence Exam: Kevin William Barron (Kan), #12889; Sharon K. Attebury (Tex), #12890; Julie Montgomery Bedsole (La), #12891; George H. Blankenship (La), #12892; Shannon Bonnarens (Ore), #12893; Richard E. Dandridge (WVa), #12894; Aimee D. Levy (Tex), #12895; Richard Moore (Ark), #12896; Roger V. Morain (Kan), #12897; Michael H. Nelson (Minn), #12898; Richard A. Parks (Tex), #12899; Darren Andrew Pavis (Ark), #12900; Angie Richesin (Ark), #12901; Darshana Ullah (Ind), #12902; and Sally Thanh Vu (La), #12903.

Discussion of Fioricet, Marinol, and OTC Drugs

The Board voted to except by rule drugs like Fioricet to conform with federal exceptions. The Board also voted to request that Marinol be placed in Schedule III. Rules will also be promulgated to exclude those products designated over-the-counter (OTC) by the US Food and Drug Administration that contain scheduled drugs.

Disciplinary Actions

RPh #7250 – Case 519. Respondent appeared before the Board on a motion to revoke the probation of his license for violation of his Oklahoma Pharmacists Helping Pharmacists (OPHP) contract and taking drugs from a nursing facility where he was a consultant pharmacist. Respondent was found guilty on all counts and his license was placed on suspension until 2008. He may appear before the Board after one year to request probation.

Mary Jones Springsteen, RPh #7719 – Case 575. Respondent appeared before the Board to request that her license be placed on probation. Having met the requirements set by the Board, her license was placed on probation.

Dennis A. Camp, RPh #7359 and Camp Pharmacy, #12-2986 – Case 599. Respondents were found guilty on five (5) counts of violation of the Oklahoma Pharmacy Act. A total fine of \$2,500 was assessed and the pharmacist agreed to attend a law seminar before July 1, 2002.

Reorganization of the Board

The Board elected Don Coody as president and Janice McAllister as vice president for the 2001-2002 year. Carl Lyons made his last official act as a member of the Board during the Oklahoma Pharmacists Association convention in Tulsa when he thanked the Board for the engraved clock that was presented to him for his 20 years of service. Mr Lyons also thanked Mr Bryan Potter, executive director, and the staff for their support and service to the Board.

Board Meeting – July 18, 2001

Reciprocities and Score Transfers

The following reciprocities and score transfers were accepted into Oklahoma after successfully completing the

Jurisprudence Exam: Ann Elizabeth Roach (Tex), #12924; and Julie S. Stewart (Ark), #12925.

Disciplinary Actions

Danny Edward Thompson, RPh #8858 and Thompson Rexall Drug, #1-764 – Case 601. Respondents entered into an Agreed Order with the Board and were found guilty of three (3) counts of violation of the Oklahoma Pharmacy Act. Counts related to the pharmacist allowing a relative to have access to the pharmacy after hours without a pharmacist on duty. There were no policies and procedures in place for security of the pharmacy. A Letter of Reprimand will be placed in the pharmacist's file for one year. The pharmacy's license was placed on probation for one year. A total fine of \$2,250 was assessed and the pharmacist agreed to attend a law seminar in the years 2001 and 2002 in addition to the 15 hours of required CE.

RPh #12564 – Case 589. Respondent appeared before the Board on a motion to revoke his probation. He was in violation of his Agreed Order with the Board and failed to notify the Board of his change of employment. He was found not guilty and the Board continued his probation.

Special Board Meeting – July 25-26, 2001

Jerry S. Shadid, RPh #8853 – Case 588. This case was first heard May 30, 2001, for the presentation of a pre-hearing agreement. The agreement was denied by the Board and the respondent was scheduled to appear before the Board for a full hearing. Board members who had heard the case and pre-hearing agreement had to be recused for the second hearing. Board members for the second hearing were appointed by Governor Frank Keating and included Jack Coffey, RPh, Keith Dodson, RPh, Kenneth Eck, RPh, Ed McFall, RPh, William Osborn, RPh, and Thomas F. Dudley, DDS (public member).

Respondent was found guilty on five (5) counts of violation of the Oklahoma Pharmacy Act. His license was suspended for seven (7) years with the suspension to be placed on probation January 1, 2002. He was assessed a total fine of \$2,500 and shall attend a one-day law seminar in 2001 in addition to the 15 hours of required CE.

Congratulations

The following candidates have successfully passed the Oklahoma Jurisprudence Exam and were issued a license upon successfully passing the North American Pharmacist Licensure Examination™ (NAPLEX®): Anna Kathleen Chatman, #12887; Jacie Leigh McDaniel, #12888; Chad Alan Caldwell, #12904; Mark Edward Feightner, #12905; Susan Kay Foss, #12906; Kristy M. Gregory, #12907; Shera Marie Hogan, #12908; Oanh Thuy Nguyen, #12909; Ryan Matthew Ralph, #12910; April Michelle Ramsey, #12911; Tara Dawn Storjohann, #12912; Laura Beth Taylor, #12913; Toby Neal Thompson, #12914; Kristi Michelle Turney, #12915; Dena Dodd Worlund, #12916; Rhea Le'Ann Vaughn, #12917; Ricardo Armando Acosta, #12918; Elizabeth Marie Butler, #12919; Toney Gene Miller, Jr, #12920; Carol Ann Moore, #12921; Zachary A. Myatt, #12922; Elizabeth Anne Poorman,

Continued on page 5

Continued from page 4

#12923; Myron H. Hurst, #12926; Nathan W. Kopper, #12927; Sheli Kraft, #12928; Patrick Le, #12929; Gary L. Schultz, Jr, #12930; Arian Christopher Lakey, #12931; KaCee D. Williams, #12932; and K. Randy Brammer, #12934.

Correction

In the July *Newsletter* article on 50-year Gold Certificates, we inadvertently failed to include Bervis B. McBride, Jr, of Oklahoma City who earned his pharmacist certificate in February 1951.

Doctor of Pharmacy License

Pharmacists with a current Registered Pharmacist certificate may apply for a "New Doctor of Pharmacy Certificate" for a \$20 fee. The certificate will have the same number as your current certificate. You may keep your original certificate for sentimental reasons. If you are currently licensed as a registered pharmacist in Oklahoma and would like to request a "DPH" certificate you may write or fax the Board office for an application or visit our Web site at www.state.ok.us/~pharmacy and download an application and return it to the Board.

Midrin (dichloralphenazone) – Schedule IV

As of August 16, 2001, Midrin (dichloralphenazone) has been classified as a C-IV by the US Drug Enforcement Administration. Please inventory your stock and treat it accordingly.

From the Inspector's Desk

- Be cautious when filling prescriptions from veterinarians. They may use an abbreviation "SID" which means "once daily." It could and has been mistaken for "QID" which would result in a four-fold overdose.
- Reminder:** As of July 1, 2001, all clerks, technicians, and interns must identify themselves as such during any phone calls initiated or received while performing pharmacy functions.
- Clarification:** Even though the US Drug Enforcement Administration allows faxing of C-II prescriptions for hospice patients, the Oklahoma Bureau of Narcotics and Dangerous Drugs does not allow the faxing of C-II oral dosage units unless the patient is in a long-term care facility.
- When a prescription is not picked up by the patient it should be returned to stock and placed in the original container. If the prescription is placed on the shelf, it must have the name of the drug, strength, lot number, and expiration date.
- Please check expiration dates on a routine basis. Out-of-date drugs need to be returned to the manufacturer.
- Watch your trash:** Be careful how you destroy confidential patient information. While there is nothing in the statutes to tell you how to properly discard this information, the following procedures have been suggested:
 1. Shred all paper documents and black out information on prescription container labels prior to disposal.
 2. Give empty prescription containers back to the patient.

3. Implement a system whereby pharmacy garbage is held in a secure area until transferred to a disposal site for destruction. Some pharmacies have implemented two color trash bins, one color for trash and one color for confidential information to be destroyed.

→**Counsel:** Effective counseling increases patient understanding and compliance. It also helps pharmacists catch errors that otherwise might go undetected. If a patient or the patient's agent has any questions or concerns about a prescription, the pharmacist on duty should immediately and thoroughly check out the situation.

RPh #11698 – Case 553 (Update)

As reported in the January *Newsletter*, Judge Tom Lucas of the Cleveland County District Court modified the Board's Final Order in Case 553. The Board appealed this decision to the Court of Civil Appeals of Oklahoma. The court has reversed the findings of the district court and pharmacist certificate #11698 will be suspended until 2007.

Internet Prescribing

The US Drug Enforcement Administration (DEA) has established guidelines for Internet prescribing for controlled substances. Under federal and state law there must be a valid doctor/patient relationship before a prescription may be written. According to the Oklahoma State Board of Medical Licensure and Supervision, this doctor/patient relationship must include a face-to-face encounter. Therefore, an online questionnaire does not constitute a valid doctor/patient relationship. The Board feels that these standards should apply to the prescribing and dispensing of **all** prescription drugs and will be establishing new rules soon. Remember, both the practitioner and the pharmacist have a responsibility to ensure that only legitimate prescriptions are written and filled.

Technician Renewals

Technician renewals will be mailed in December (permits expire January 31, 2002). 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. As of August 15, 2001, the technician fee is \$40.

Annual Continuing Education

Pharmacists: now is the time to conduct an inventory of your continuing education (CE) hours for the calendar year 2001. You have only until December 31 to complete the required 15 hours of CE. Be certain that you have certificates of completion for all of your CE hours. Programs must be approved by the Board or the American Council on Pharmaceutical Education.

Mike Broderick Retires

The Board would like to give a fond farewell and thank you to Chief Investigator Mike Broderick. Mike retired from the Board in August after 19 years of service. He has joined the Madill Public Schools as a coach and currently serves as Youth Director of the First Baptist Church of Madill. Mike was a great asset to the Board, a valued co-worker, and a friend. Best wishes to Mike, his wife Mary, and their children. We'll miss you!

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 extension 5. All others may call OPHP at 405/528-3338. All calls are confidential.

Are You Online?

The Board offers Internet users extensive information through its Web site (www.state.ok.us/~pharmacy) that can be downloaded for immediate use. Included are: Board meeting dates; North American Pharmacist Licensure Examination™ (NAPLEX®) submission dates; in-state and out-of-state pharmacy applications; drug supplier and parenteral permit applications; controlled dangerous substance inventory form; in-state and out-of-state wholesaler, packager, manufacturer, and medical gas applications; training area applications; intern applications and report forms; technician application and guidelines; notice of change of address or employment form; continuing education evaluation form; complaint form; quarterly newsletters; Board meeting agendas and minutes; exam information for reciprocities, score transfers, and NAPLEX applicants; foreign graduate infor-

mation; inactive renewal information; duplicate certificate request form; and Oklahoma pharmacy laws and rules.

OPhA Law Seminar

On **Sunday, October 21, 2001**, the University of Oklahoma in cooperation with the Oklahoma Pharmacists Association will present the Walter P. Scheffe Continuing Pharmaceutical Education Series "Ensuring Patient Care by Reducing Medication Errors." This seminar will be held at the Oklahoma University Schusterman Center, 4502 E 41st St, 2nd Floor Conference Center in Tulsa, OK. Registration will begin at 7:45 AM with the program running from 8 AM until 5 PM with lunch from noon until 1 PM. The morning program, "Risk Management in Pharmacy: Where to Start?" offers four contact hours and includes "Utilizing Technology to Address Medication Dispensing," "The Costs of Drug Errors and Adverse Events," and "A Quality Commitment Program to Reduce Medication Errors." The afternoon program, "Pharmacy Risk Management and the Law" offers an additional four contact hours and includes "A Pharmacy Act Update: What Does the Law Say about Medication Errors?," "The Legal Responsibilities of a Pharmacist When An Error Occurs," and a mock trial. **For those pharmacists required to attend a one-day law seminar, this program will qualify.**

Page 6 – October 2001

The *Oklahoma State Board of Pharmacy News* is published by the Oklahoma State 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.

Carl D. Lyons - State News Editor

Carmen A. Catizone, MS, RPh - National News Editor
& Executive Editor

Courtney M. Karzen - Editorial Manager

Presorted Standard
U.S. Postage
PAID
Chicago, Illinois
Permit No. 5744

National Association of Boards of Pharmacy Foundation, Inc.
700 Busse Highway
Park Ridge, Illinois 60068
OKLAHOMA STATE BOARD OF PHARMACY