



New Mexico Regulation and Licensing Department
BOARDS AND COMMISSIONS DIVISION
Board of Pharmacy

5200 Oakland Avenue, NE ▪ Suite A ▪ Albuquerque, New Mexico 87113
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www.rld.state.nm.us/baords/pharmacy.aspx

April 18 – 19, 2013 Board Meeting Agenda
(as of April 16, 2013)

New Mexico Board of Pharmacy Regular Board Meeting

Location: 5200 Oakland Ave. Suite A, Albuquerque, New Mexico 87113

Meeting Time: 9:00 a.m. – finish each day

Thursday April 18, 2013

1. **9:05 a.m. Call to Order**
2. **Roll Call**
3. **Approval of the Agenda**
4. **[Approval of January 2013 Minutes:](#)**
5. **Applications:**
 - a) **Application List**
 - b) **Pharmacist Clinicians**
6. **9:30 a.m. Rule Hearings:**
 - a. **[16.19.4 NMAC Pharmacists](#)**
Prohibit pharmacist-clinicians from prescribing for self or family
 - b. **[16.19.10 NMAC Limited Drug Clinics](#)**
Remove the ratio of technicians to pharmacists
 - c. **[16.19.22 NMAC Supportive Personnel](#)**
Define "stocking"; remove the ratio of technicians to pharmacists
 - d. **[16.19.30 NMAC Compounding of Non-Sterile Pharmaceuticals](#)**
Remove section on compounding for practitioner's office use

Proposed changes/additions are underlined. Proposed deletions are struck through. Public and professional comments are welcome. Please submit comments to the board through written correspondence within 15 days before the board meeting, fax number 505-222-9845, email Larry.Loring@state.nm.us or mail to 5200 Oakland Ave. NE Suite A, Albuquerque, NM 87113.

Interested persons may testify in person at the rule hearing. Please bring at least 15 copies of any handout you wish to distribute to the board.

7. **11:00 a.m. Disciplinary Hearings:**
 - a. 2012-064 Kelly Kemper – Notice of Hearing 11:00 a.m.
(Bean & Associates will record hearing)

***The board may go into Executive Session to discuss these items and any other items pursuant to Section 10-15-1H(1), Section 10-15-1H(2) or Section 10-15-1H(7) of the Open Meetings Act. Agenda items may be executed within the two day scheduling period to accommodate hearings. H(1) are licensing matters, H(2) is limited to personnel matters, H(7) is pending or threatened litigation.**

8. Committee Reports:

Tele-Pharmacy Committee:

Pharmacist CE Committee:

Sterile Products Committee:

Pharmacist Practice Committee:

Pharmacist Clinician Committee:

Pharmacy Technician Committee:

Emergency Preparedness Committee:

Substance Abuse Harm Reduction Committee:

Board of Pharmacy/BAOM Education Committee:

Board of Pharmacy/Chiropractic Formulary Committee:

9. 2:00 p.m. Monitored Treatment Program Report*

Friday April 19, 2013

1. 9:05 a.m. Call to Order/Roll Call

2. 9:30 a.m. Disciplinary Hearings:

- a. 2012-028 Stephen D. Ellwood – Notice of Hearing 9:30 a.m.
(VIA EMAIL Mr. Ellwood has waived his right to the hearing)

3. 10:30 a.m. Public and Professional Requests/Waiver Petitions:

- a. Ashely Reed – 2011-043 License Status
- b. Bobby M. Arther - ECO Medical Supply, LLC – Waiver request 16.19.8 NMAC
(teleconference)
- c. Paul Schentrup – Release probation status
- d. Sun Healthcare formulary request – Jeff Schwaner
- e. Dale Tinker – Discussion of protocol to allow pharmacists to prescribe Narcan
- f. Christine Martinez-Vigil, R.Ph. – El Centro Family Health - waiver to dispense intranasal naloxone
- g. Brian Sallee - proposing changes to 16.19.20.53 NMAAC

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- h. Angela DiPaolo – Waiver request minimum standards 16.19.11.8 NMAC
- i. Andrew Hall – Request to approve CE
- j. PharMerica – Debra Herman: Automation in LTCFs

4. 2:00 p.m. Barbara Maddoux, RN, DOM – Injection Therapy Course Approval

5. Executive Director’s Report* (may be heard at any time during the two day meeting)

a. Case presentations:

Ben Kesner:	2012-054 2012-068 2013-020	2012-066 2013-015 2013-024	2011-076
Cheranne McCracken:	2012-100 2013-009 2013-021	2013-002 2013-016	2013-003 2013-019
Bobby Padilla:	2012-097 2013-012	2013-001 2013-014	2013-004
Kris Mossberg:	2012-098 2013-010	2013-008 2013-017	
Adela Padilla:	2012-034 2012-070 2013-022	2012-055 2012-073 2013-027	2012-069 2012-099

- b.** Change intern fee 16.19.5.8.E(12) NMAC to \$25.00
- c.** District 6-7-8 meeting September 18-21, 2013
- d.** NABP Annual meeting May 18-21, 2013
- e.** Emily Jerry Foundation letter
- f.** [Licensee Fines – Suspensions](#)
- g.** 16.19.4.10 CPE proposed changes
- h.** NABP Resolutions
- i.** NMAG Prescription Drug Abuse Awareness Summit May 23, 2013
- j.** NGA Prescription Drug Abuse Prevention Meeting April 18, 2013
- k.** Health Care Work Force Data Collection, Analysis and Policy Act, 24-14C
- l.** DEA Pharmacy Diversion Awareness Conference held March 2 & 3
- m.** Martin Dix – Pharmacy, veterinarian fee sharing
- n.** Mary Smith, Assistant Attorney General – “Open Meetings Act” amendments
- o.** State of Disarray – Congress report on compounding pharmacies

6. Stipulated or Settlement Agreements/Surrenders/Default Hearings and Orders

- 2011-080 and 2011-087 Rescind NCA’s
- 2012-040 Stipulated Agreement – Jim Gaynor
- 2012-062 Default Revocation – Ramon Ramirez

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- 2012-010 Unlicensed Custodial – Unclaimed – Ron Gonzales
- 2013-020 Voluntary Surrender/Stipulated Agreement – Cecil Silva
- 2013-027 Voluntary Surrender – Anastacia Barka
- 2011-077, 2011-078, 2011-079 and 2012-002 - Robert McClelland – Stipulated Agreement

7. Adjourn meeting 4/18/13 at _____
Adjourn meeting 4/19/13 at _____

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