

President Ashley Duggins called the meeting to order at 10 am. Due to the COVID-19 state of emergency, the meeting was convened by teleconference. Board Members Ashley Duggins, Keith Vance, Andy Bowman, Wallace Nelson, Mischelle Corbin and Bill Mixon on the call. Members of the public also attended the meeting via teleconference.

#### Ethics Statement & Welcome

President Duggins read the Ethics Statement regarding conflicts of interest and/or appearances of conflicts of interest of any Board member. No conflicts were noted by Board members.

#### Consideration of September 2020 Meeting Minutes

The members received the September 15, 2020 meeting minutes. It was moved by Mr. Mixon, seconded by Dr. Vance, to approve the minutes. The motion passed with no dissenting votes.

#### Recognition of Pharmacists Continuously Licensed for 60 Years

The licensing staff, under Missy Betz' direction, has prepared certificates for North Carolina pharmacists continuously licensed for 60 years as of 2020. Unfortunately this year due to COVID, honorees are unable to attend and staff will mail the certificates to them. The Board wishes to recognize the following individuals and thank them for their years of service to our state.

Garland Wood Beale ~ UNC class of 1958, Licensed 2/25/1960  
Marvin Russell Cowan ~ UNC class of 1959, Licensed 2/25/1960  
John David Hood ~ UNC class of 1959, Licensed 7/6/1960  
James Lewis Inabinet ~ UNC class of 1958, Licensed 2/27/1959  
Glenn Alden King ~ UNC class of 1959, Licensed 7/2/1959  
William Luther Marsh ~ UNC class of 1958, Licensed 2/27/1959  
Joseph Larry Miller ~ UNC class of 1960, Licensed 7/6/1960  
Seth George Miller ~ UNC class of 1958, Licensed 2/27/1959  
Russell Gray Mitchell ~ UNC class of 1959, Licensed 2/25/1960

#### Financials

##### *FY2019-2020 Audit, August 24-28, 2020*

Sandy Newell and Ryan Magee from Bernard Robinson presented the annual financial audit to the Board with high compliments to Rhonda Jones and JP Brown for their accuracy and competence. Dr. Bowman moved to approve the audit and was seconded by Ms. Corbin. The motion passed with no dissenting votes. Bernard Robinson will submit the audited financial

report to the appropriate state agencies, and Mr. Campbell will include it with the Chapter 93-B annual report.

### *October Financial Report*

JP Brown, Accounting Manager, presented the September 2020 financial report to the Board.

### COVID-19 Matters

Mr. Campbell spoke briefly on the work done by both testing and vaccination planning task forces formed by the Governor and the North Carolina Institute of Medicine. NC DHHS has submitted a planning document for distribution of COVID-19 vaccines as they are approved by the FDA. US DHHS has exercised authority under the federal PREP Act to empower pharmacists to order and administer COVID-19 vaccines as they become available. Both the Licensing and Investigations Departments have worked with Amanda Moore at DHHS to share our data so that when the time comes for pharmacists to be enrolled to administer COVID-19 vaccines, everything will be set. Mr. Campbell reported that more information will be coming concerning the rollout at both state and federal levels as the actual vaccines become available. Mr. Campbell noted that the number of infections has risen and State Health Director Tilson has indicated that North Carolina has lapsed back into community spread of COVID.

### *Potential NCBOP Sponsorship of COVID Vaccine CE*

With recently announced authorization for pharmacists to order and administer – and for pharmacy technicians and interns to administer – COVID-19 vaccines, there is a present need for continuing education programming on this issue.

The Board discussed partnering with Campbell University College of Pharmacy and Health Sciences to produce and host and ACPE-accredited no-cost-to-the-pharmacist CE that is available on demand (with a possible initial live presentation). Campbell University would be tasked to identify speakers, put together a program, obtain ACPE accreditation, and host the program. The Board would provide the funds to accomplish the objectives and would, of course, have editorial input.

Dr. Duggins moved to approve the Board's funding of a COVID-19 Vaccine Continuing Education program to be developed and provided to pharmacists without cost; to work with the Campbell University College of Pharmacy and Health Sciences to create both a live and recorded on demand CE program; and for the Budget and Finance Committee to work with Board staff to approve a contract for doing so. Dr. Bowman recused from the matter, as he is

an employee of the Campbell University College of Pharmacy and Health Sciences. The motion passed unanimously.

The Board took a 10 minute break and reconvened at 11:13 am.

### Licensing Report

Director of Licensing Missy Betz shared licensure by exam numbers from October. More candidates were licensed by exam in October 2020 than in previous year. Staff believe this is attributable to some COVID-caused challenges for candidates seeking seats to take the exam earlier in the year.

#### *NAPLEX and MPJE Passage Rates, 2019 v 2020*

Ms. Betz provided an update requested by Dr. Bowman at the September 2020 meeting on NAPLEX/MPJE pass rates for 2019 and 2020. The passage rates on both exams were appreciably higher in 2020 than in 2019.

#### *2021 Renewal Season*

Ms. Betz provided a briefing on the 2021 license/permit/registration renewal season and process, noting that there were initially a high volume of emails and calls concerning CEs.

### Annual Report

N.C.G.S. 93-B, which governs occupational licensing boards, requires each board to submit an annual report by October 31, 2020 of each year. The required contents of the report are set forth in detail by the statute, and are composed primarily of various data on licensees, registrants, and permittees. It must also include audited financial reports for the preceding year. Mr. Nelson moved to approve the draft FY2019-2020 Annual and Dr. Bowman seconded. The motion passed with no dissenting votes.

### Continuing Discussion of FDA's Final Version of the Compounding Oversight Memorandum of Understanding

#### *Update on NABP Pilot Project to Gather Compounding Data*

The Federal Office of Management and Budget has not yet signed off on the final MOU as implementable. That means that FDA's announced one-year moratorium on enforcement of the DQSA's 5% out-of-state compound distribution limit while states consider whether to join the DQSA has not yet begun to run. That means that the Board still has plenty of time to

thoughtfully consider the MOU, evaluate the NABP pilot data collection and reporting project, and engage in any rulemaking that may be necessary.

Mr. Campbell participated in a phone call on October 7 with senior NABP staff, FDA staff, and staff from several boards of pharmacy. NABP is gearing up to begin piloting its compounding data collection and reporting program. The phone call focused on input from interested states on existing data collection and reporting capability and needs for a centralized system. It seemed that the states present on the call were most interested in a system whereby compounding pharmacies would report such data directly into the NABP system rather than collecting from pharmacies, then remitting to the NABP system. Discussion focused as well on the potential need for participating state boards of pharmacy to engage in rulemaking to require data reporting.

### Rulemaking

#### *Permanent Rulemaking for COVID-19 Drug Preservation*

COVID-19 Drug Preservation rulemaking is underway. The Medical and Nursing Boards have published substantively identical proposed permanent rules for notice and comment as well. A public hearing will occur via Microsoft Teams on December 16, 2020 at 10 a.m. Board staff monitor the [ncboprulemaking@ncbop.org](mailto:ncboprulemaking@ncbop.org) account daily for any submitted comments.

The Medical Board has suggested that the Medical, Nursing, and Pharmacy Boards state that, because oseltamivir and azithromycin are being removed from the permanent COVID-19 Drug Preservation Rule and because those drugs are likely to be heavily prescribed in the coming flu season, the Boards intend to exercise discretion and not enforce the requirements of the temporary COVID-19 Drug Preservation Rule with respect to those two drugs. The Board agreed with this approach, and Mr. Campbell will post appropriate notice on the website.

#### *Further Discussion of Limited Service Pharmacy Rulemaking Proposal*

Board staff has begun a review of the all LSPs to be as sure as we can be that LSPs are pharmacies for which there is low risk to the public. Staff is interested in pursuing rulemaking that would clarify pharmacies that qualify for LSP status and would clarify pharmacist-manager responsibilities for an LSP. President Duggins appointed members Mixon and Nelson to work with Board staff to further research and consider this potential rulemaking topic. Krystal Stefanyk and Chase Bissell continue to do terrific work gathering information and discussing LSP issues with current LSP holders. Mr. Campbell updated Messrs. Mixon and Nelson that staff needs some additional time to analyze that information.

Investigative Report*Docket Report*

Krystal Stefanyk, Director of Inspections, presented the 2020 investigations report.

Southeastern District Board Member Election Update

Board staff is prepared for the Southeastern District member election, which will follow the requirements in Section .2100 of the Board's rules. The Southeastern District comprises Beaufort, Bladen, Brunswick, Carteret, Columbus, Craven, Cumberland, Duplin, Greene, Harnett, Hoke, Johnston, Jones, Lenoir, New Hanover, Onslow, Pamlico, Pender, Pitt, Robeson, Sampson, Scotland, and Wayne Counties.

Seven pharmacists from the Southeastern District submitted petitions to appear on the ballot, and are qualified to do so: J. Andrew (Andy) Bowman, Wesley Hickman, Eric Lee, Bronson Lowery, Robert (Joey) McLaughlin, Justin Sparrow, and Irving Trust.

Kristin Moore is working with the candidates on biographical statements, campaigning materials, and election process. The election will run concurrently with the license renewal period – November 1, 2020 through March 1, 2021. The winner of this election will, after being commissioned by the Governor, begin their term on May 1, 2021. All pharmacists actively licensed by the Board and living in North Carolina at the time of the election will be eligible to vote. Beginning November 1, pharmacists will simply log in to the Board's Licensure Gateway and select from the list of candidates.

Reports to the Board

No one spoke during the Reports to the Board agenda item.

The Board took a 15-minute break and reconvened at 12:15 pm.

Consent Agenda

The following items were approved.

**Prehearing Conference****Consent Orders**

Caroline Louise Klinefelter, RPH #24767

Briana Page Moore, RPH #27241

Michael Alan Hoffler, RPH #26776

Timothy George Abel, Jr. Tech Registration #34897

**Reciprocity Candidates**

License Number	First Name	Last Name	Licensed Date
30003	Gionatan	Pennella	9/17/2020
30002	Malena	Bullard	9/17/2020
30016	Darlene	Hildebrandt	9/24/2020
30017	April	Reed	9/24/2020
30018	Zachary	Vasquez	9/24/2020
30015	Austin	Burris	9/24/2020
30019	Wassamon	Viriyakitja	9/24/2020
30020	Ioana	Workman	9/24/2020
30014	Raed	Abughazaleh	9/24/2020
30034	Tiffany	Miller	10/1/2020
30036	Grace	Lee	10/1/2020
30035	Ryan	Vesper	10/1/2020
30037	Kathy	Marschel	10/1/2020
29248	Jowanda	Taft	10/1/2020
30033	Stacie	Smith	10/1/2020

30052	Hussein	Cheikhali	10/8/2020
30054	Laura	Leathers	10/8/2020
30053	Amy	Kratzar	10/8/2020
30078	Himani	Vejandla	10/15/2020
30075	Christopher	Razor	10/15/2020
30062	Kathryn	Anderson	10/15/2020
30071	Keta	Patel	10/15/2020
30063	James	Chalmers	10/15/2020
30073	Nicholas	Petty	10/15/2020
30064	Nicole	Darbyshire	10/15/2020
30070	Linda	Musick	10/15/2020
30065	Jonathan	Delarosa	10/15/2020
30066	Charlotte	Dunderdale	10/15/2020
30076	Jeanne	Rutter	10/15/2020
30068	Clairann	Hannon	10/15/2020
30067	Elena	Gleason	10/15/2020
30077	Tianbing	Troiano	10/15/2020
30074	Rebekah	Poulin	10/15/2020
30069	Vu	Lam	10/15/2020
30072	Krupa	Patel	10/15/2020

**CPP Candidates**

LicenseNumber	FirstName	LastName	LicensedDate
700262	Karl	Healy	9/28/2020
700260	Lars	Almassalkhi	9/28/2020
700261	Garrett	Hile	9/28/2020
700259	Kasey	O`Quinn	9/28/2020
700263	Jennifer	Ruiz Veve	10/8/2020
700266	Steven	Miller	10/8/2020
700264	Tyler	Stone	10/8/2020
700265	Cristina	Patille	10/8/2020
700267	Alyson	Leonard	10/8/2020
700268	Julienne	Kirk	10/12/2020

**Increase in Pharmacist to Technicians Ratio**

Permit Number	Name	Process Type	Complete Date
3193	Kinston Clinic Pharmacy	PT Ratio Change 1:3	9/21/2020
13393	Sona Specialty Pharmacy	PT Ratio Change 1:3	9/21/2020
11757	HomeRx Healthcare	PT Ratio Change 1:4	10/9/2020

On a motion from Mr. Mixon, seconded by Mr. Nelson with no dissenting votes, the Board moved to approve the consent agenda. Dr. Vance and Ms. Corbin were recused as they were the pre-hearing officers on the cases. Antoine Pryor noted there were no comments posted on public media.

**Closed Session**

On a motion from Mr. Mixon, seconded by Dr. Bowman, with no dissenting votes, the Board moved into closed session to discuss possible summary suspensions.

Open session resumed on a motion from Dr. Bowman, seconded by President Duggins with no dissenting votes. President Duggins stated that the Board summarily suspended Technician Registration No. 29884 issued to Nicole McInnis.

On a motion from Dr. Bowman, seconded by Mr. Mixon with no dissenting votes, the Board adjourned the meeting at 12:47 pm.

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Dr. Ashley Duggins, President

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Wallace Nelson

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William A. Mixon

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Mischelle Corbin

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Dr. Andy Bowman

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Dr. Keith Vance