

**THE ARIZONA STATE OF PHARMACY
HELD A SPECIAL TELEPHONIC MEETING OCTOBER 12, 2004**

The following Board Members were present via telephone conference call: Vice President Linda McCoy, and members Paul Draugalis, Chuck Dutcher, and Daniel Ketcherside. Compliance Officers Rich Cieslinski, Dean Wright, Deputy Director Cheryl Frush, Executive Director Hal Wand and Assistant Attorney General Roberto Pulver were present at the office.

Vice President McCoy convened the meeting at 10:30 A.M. Ms. McCoy inquired if a quorum existed. Mr. Wand replied that a quorum existed.

Ms. McCoy called the meeting to order and stated that this is a special telephonic meeting of the Arizona State Board of Pharmacy. Ms. McCoy stated that there are two agenda items to consider at this meeting. Ms. McCoy stated that the first agenda item was a proposed consent agreement with Kino Community Hospital. Ms. McCoy stated that she had just learned that the Board would not be able to address this issue today. Ms. McCoy asked Mr. Wand to explain why the Board could not address this consent order today.

Mr. Wand explained that when he searched the Pima County website on Friday and the consent order was not listed on their agenda to be discussed at their October 12, 2004 meeting. He notified Mr. Morris, the attorney representing the Kino Community Hospital. Mr. Wand asked Mr. Morris if he would like to address the Board concerning the consent order not being properly noticed by Pima County.

Mr. Morris stated that he would like to apologize for the county. Mr. Morris explained that the discussion of the consent order was supposed to be on their agenda. Mr Morris explained that the consent agreement discussion was prepared and reviewed. The agreement was reviewed by the chief civil counsel for the county and somehow through some technical error the consent agreement was not on their agenda for today's meeting. Due to public meeting laws, the County could not discuss the consent agreement today and approve it today because it was not on their agenda for today's meeting. The discussion of the consent agreement is on their agenda for next week and they will discuss it next week at their Tuesday meeting on October 19, 2004.

Mr. Dutcher asked since the Board cannot discuss this consent agreement today if the discussion of the agreement would be on the agenda for the Pharmacy Board Meeting in November. Mr. Wand stated that the Board should probably wait and discuss the consent at the regular scheduled Board meeting in November.

Ms. McCoy asked Mr. Wand if the Board could send a recommendation to Mr. Morris to ensure that the consent agreement would be discussed at the next county meeting so that the Pharmacy Board could discuss the consent during the November Pharmacy Board Meeting.

Mr. Morris told Ms. McCoy that his intent is to have the consent signed in normal process so that the Pharmacy Board would have a signed copy from the county for the November meeting.

Mr. Morris again apologized for the county. Mr Morris stated that he has gotten multiple apologies from the county and he would like to express his own, as well. Mr. Morris stated that the Board of Pharmacy has been very helpful trying to coordinate the various public meetings, and the county mishandled their meeting.

Ms. McCoy stated that the next agenda item requires the board to approve attendance at an out of state meeting. Ms. McCoy asked Mr. Wand to address this issue.

Mr. Wand stated that there is a joint meeting of the American Society for Pharmacy Law (ASPL) and the National Association of Boards of Pharmacy (NABP) in St. Petersburg, Florida. Mr. Wand stated that the Board has the funds to pay for one Board Member to attend the meeting. Mr. Wand explained that President McAllister will be at the NABP meeting because he is President-Elect at NABP and his expenses would be covered by NABP. Mr. Wand stated that he would like to attend the ASPL meeting and because the ASPL is actually a joint meeting with NABP, he would actually be able to go to that meeting and the Board would only have one member at each meeting. Mr. Wand stated that he felt that this would be allowed under state guidelines. Mr. Wand stated that if two or more Board Members would like to attend the meeting then special approval is needed from the state. Mr. Wand stated that these are technically separate meetings and the Board could send one person to each meeting. Mr. Wand reiterated that Mr. McAllister's attendance at the meeting will be reimbursed by NABP. Mr. Wand stated that he could address some of the issues that will be discussed at the ASPL meeting. Mr. Wand stated that there will be a discussion about standardizing pharmacy laws so that we do not have fifty states with different rules and inconsistencies. Mr. Morris stated that there are several discussions concerning illegal importation and counterfeiting at the ASPL meeting.

Mr. Wand asked if any Board Member would like to attend the meeting. Mr. Wand stated that the conference would be held in St. Petersburg, Florida. The conference takes place from November 11th to November 14th , 2004.

On motion by Mr. Dutcher and Mr. Ketcherside, the Board unanimously agreed to allow Mr. Wand to attend the ASPL meeting.

On motion by Mr. Dutcher and Mr. Ketcherside, the Board unanimously agreed to allow one Board Member to attend the conference if they are available.

There being no further business to come before the Board **on motion by Mr. Ketcherside and Mr. Dutcher**, the Board unanimously agreed to adjourn the meeting at 10:45 A.M.

Linda McCoy, Vice President Date

Hal Wand, Executive Director Date