

MPA PRESENTATION SEPTEMBER 11, 2010

TOM AVERY
INVESTIGATOR MAINE BOARD OF
PHARMACY

624-8604 /557-2041



TITLE 10

- **10 Day Notification Requirement (Effective 9/20/07)**
- Pursuant to Title 10, §8003-G(2):
- All licensees and applicants for licensure must report in writing any of the following to the office, board or commission no later than 10 days after the change or event, as the case may be:
 - a. Change of name or address;
 - b. Criminal conviction;
 - c. Revocation, suspension, or other disciplinary action taken in this or any other jurisdiction against any occupational or professional license held by the applicant or licensee; or
 - d. Any material change in the conditions or qualifications set forth in the original application for licensure submitted to the office, board or commission.
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INTERNS

- The board has the following intern application options:
- A pharmacy technician intern license is for during the time in which the individual is enrolled in the pharmacy degree program but not for the IPPE or APPE hours.
- A pharmacist graduate license is for after they have graduated from a pharmacy degree program and maybe in need of additional internship hours.
- A pharmacy technician intern IPPE license is for the Introductory Pharmacy Practice Experience only.
- A pharmacy technician intern APPE license is for the Advanced Pharmacy Practice Experience only.
- This office has received calls from MCP students that are indicating that they have been informed by the school that they need to file a separate application for each location; this is INCORRECT only one application is required (as required above) however a statement of preceptor and a statement of college is required for each rotation location.

INTERN TRAINING

- **Training Program**
- The drug outlet at which a pharmacy intern is being trained shall provide an environment that is conducive to the learning of the practice of pharmacy by a pharmacy intern. The drug outlet shall develop a training program for pharmacy interns employed at that drug outlet. The drug outlet shall keep a copy of the training program on site at all times and shall furnish the training program to the board upon inspection or upon request. Preceptor pharmacists shall follow the program in training interns.

INTERN DUTIES

- **Scope of Duties**
- A student intern who has completed the training program required by Section 5 may assist the preceptor pharmacist in the practice of pharmacy while under the direct supervision of the preceptor.

TECHS

- **3. Notice of Employment and Non-Employment of Pharmacy Technicians**
- The pharmacist in charge shall notify the board via letter, fax or email within 14 days after the commencement or cessation of employment of any pharmacy technician at a retail drug outlet for which the pharmacist in charge is responsible:
- **4. Notice of Termination of Employment for Drug-Related Reason**
- The pharmacist in charge shall notify the board via letter, fax or email of the termination of employment of a pharmacy technician for any drug-related reason, including but not limited to adulteration, abuse, theft and diversion, and shall include in the notice the reason for the termination. Notice shall be provided within 7 days after the termination.

TECH TRAINING

- The training program shall include specific instruction relating to the limited scope of practice of a pharmacy technician and shall clearly delineate functions that may only be performed by a pharmacist and may not be performed by a pharmacy technician.

LICENSE NUMBERS

- PHARMACISTS 1,747
- PHARMACY TECHS 2,458
- RETAIL DRUG OUTLETS 319
- OTHER 976

OTHER LICENSES

- COSMOTOLOGY 15,793
- VETERINARIANS 1,147
- PHYSICAL THERAPISTS 2,031
- CHIROPRACTORS 616
- PSYCHOLOGISTS 642
- RESPIRATORY CARE 687

COMMON MISTAKES

- NO SELF QUERY (PHARMACISTS)
- OLD FORM
- NO REQUIRED SIGNATURES
- QUESTIONS UNANSWERED

MISTAKES CONTINUED

- WRONG ANSWERS – DISCIPLINE and CRIMINAL CONVICTIONS
- OUT OF STATE VERIFICATIONS
- WRONG FEES

UPON FURTHER REVIEW



CAMERAS

- **6. Security Cameras**

- A retail drug outlet shall deploy security cameras sufficient in number to monitor the critical areas of the pharmacy department, including, at a minimum, the prescription filling area, the narcotics safe and the checkout area. The cameras shall operate continuously, without interruption, 24 hours per day each day of the year. The cameras shall continuously record and store images of the monitored area at a frequency of no less than 15 frames per second. A retail drug outlet shall retain stored images for no less than 30 days after recordation and shall produce the stored images to the board upon request.

ATTENTION P.I.C.

- When you sign on as P.I.C. you are attesting that the camera system meets
- the requirements at that time and you are responsible for seeing that it continues to meet the requirements while serving as P.I.C.
- P.I.C.'s **HAVE BEEN DISCIPLINED!!!**

CAMERA IMPLEMENTATION

- **7. Implementation of Barrier, Alarm and Security Camera Requirements**
- A retail drug outlet that is not in compliance with the barrier, alarm and security camera requirements of Section 6, subsections 4, 5 and 6 shall bring itself into full compliance upon any alteration of the prescription filling area that requires approval of the board pursuant to Chapter 8, Section 7 or by June 30, 2010, whichever first occurs.

SANITATION

- **Chapter 13: OPERATION OF RETAIL DRUG OUTLETS**
- **Summary:** This chapter sets forth operation requirements for retail drug outlets registered by the board.
- **1. Cleanliness and Sanitation**
- The pharmacy department shall at all times be operated in a clean and sanitary manner.

PICS

- **3. Pharmacist in Charge**
- **1. Generally**
- The business of a retail drug outlet shall be conducted under the direct supervision of a licensed pharmacist who has registered as the pharmacist in charge of that drug outlet with the board. No retail drug outlet may operate without a pharmacist in charge

PIC HOURS

- **3. Presence at Retail Drug Outlet**
- Except as set forth in Section 3(4) of this chapter, or unless waived by the board for good cause shown, a pharmacist in charge of a retail drug outlet shall practice at that drug outlet for a minimum of 30 hours per week or 50% of the hours the drug outlet is open, whichever is less.

ISSUES

- **Dispensing of Prescriptions in the Absence of a Pharmacist**
- No retail drug outlet may dispense prescription drugs pursuant to an original prescription drug order in the absence of a pharmacist from the prescription filling area. No retail drug outlet may dispense prescription drugs pursuant to a renewal prescription drug order in the absence of a pharmacist from the store premises.

ISSUES

- **Dispensing Records**
- A drug outlet shall create a dispensing record for each original, refill and transferred prescription drug order that it fills. The dispensing record must include, at a minimum, the following information

ISSUES

- 5. Effective June 30, 2006, identifiers (e.g., initials) for the individual pharmacists who-
 - A. Performed the drug utilization review; and
 - B. Performed the final check to ensure that the prescription was correct in all respects and ready for dispensing.

ISSUES

- **Documentation**

- The disposal of controlled substances shall be recorded on the board's patient controlled substance destruction form or, in the case of nursing facilities and skilled nursing facilities, in a bound book from which no pages shall be removed. The record shall contain the names of all witnesses to the disposal and shall be kept on the premises where disposal occurred.

ISSUES

- **Theft, Loss and Unresolved Inventory Discrepancies of Prescription Drugs**
- **1. Theft or Loss**
- A pharmacist shall report any theft or loss of prescription drugs to the board. The pharmacist shall make the report no later than 7 days after discovery of the theft, loss or inventory discrepancy. The report may be made via letter, facsimile transmission or email. A pharmacist may satisfy the reporting obligation for controlled substances by filing Form 106 with the DEA and sending a copy to the board.

Keeping
the Peace



HELP

- MAINE MEDICAL PROFESSIONALS
HEALTH PROGRAM
- 623-9266

DIVERSIONS

- 16 PHARMACIST's
-
- DRUG OF CHOICE
- 9 HYDROCODONE
- 3 MORHINE
- 2 NON CONTROLLED

HUMAN COST

- 3 ATTEMPTED SUICIDES
- 1 DEATH
- 6 CRIMINALLY CHARGED

TECH DIVERSIONS

- 16 PHARM TECHS
- DRUG OF CHOICE
- 6 HYDROCODONE
- 7 MULTI

ALCOHOL

- IS A DRUG!
- IMPAIRED PRACTICE IS A PROBLEM
- 2 PHARMACISTS PRACTICED WHILE
- UNDER THE INFLUENCE

UNPROFESSIONAL CONDUCT

- 13. Failing to establish and maintain effective controls against diversion of prescription drugs into other than legitimate medical, scientific, or industrial channels.

MORE

- 14. Being unable to practice pharmacy with reasonable skill and safety by reason of illness, use of drugs, narcotics, chemicals, or any other type of material, or as a result of any mental or physical condition. A pharmacist affected under this subsection shall at reasonable intervals be afforded an opportunity to demonstrate that the pharmacist can resume the competent practice of pharmacy with reasonable skill and safety to patients

STILL MORE

- 26. Failure of a drug outlet to notify the board via letter, facsimile transmission or email within 7 days of the termination of employment of a pharmacist for any drug-related reason, including but not limited to adulteration, abuse, theft or diversion of drugs.