

**Illinois Department of Financial and Professional Regulation**

**Division of Professional Regulation**

**Illinois Board of Pharmacy**

**Open Minutes**

**Date:** September 8, 2009  
**Call to Order:** 9:45 a.m.  
**Location:** Division of Professional Regulation  
Suite 376  
320 West Washington  
Springfield, Illinois  
**Adjournment:** 12:30 p.m.

**Board Members Present:** Philip Burgess, R.Ph., Chairperson  
Sudhir C. Manek, R.Ph., Vice-Chairperson  
Robert Anselmo, R.Ph., Member  
Joe Conover, Member  
Ned Milenkovich, J.D., R.Ph., Member  
Gordon John Mazzotti, R.Ph., Member  
Yatin Shah, M.D., Member

**Board Members Absent:** Mahendra Khatau, R.Ph., Member  
Olena Maleckyj, R.Ph., Member

**Staff Present:** Daniel A. Kelber, Senior Legal Counsel  
Dr. Amin, Director Drug Compliance  
Thanh Melick, Fiscal Office  
Shannon Miller, Legislative Office  
Kristine Gleason, Office of Legal Counsel  
Craig Cellini, Rules Coordinator  
Kim Scott, Board Liaison

**Guests Present:** Philip J. Medon, Dean S.I.U. School of Pharmacy  
Ryan Dwyer, Midwestern School of Pharmacy  
Scott Meyers, I.C.H.P.  
Sheena Stowell, S.I.U.E.- Student  
Matt VonDerohve, S.I.U.E. – Student  
Mike Patton, I.Ph.A.  
Mike Minesinger, I.Ph.A.  
Diane Ritter, I.A.N.A.  
Darren Gettings, MEDCO  
Jonathan Narayahan, MEDCO

<b>TOPIC</b>	<b>DISCUSSION</b>	<b>ACTION</b>
<b>Chairman Time</b>	<p>Mr. Burgess welcomed everyone to the meeting of the Illinois Board of Pharmacy.</p> <p>Mr. Burgess asked everyone to please introduce themselves and who they were representing.</p>	<p>Board Members, Division Staff and Guests introduced themselves.</p> <p>Mr. Kelber informed those in attendance that Mr. Golden was unable to attend the meeting due to his current work load.</p>
<b>District IV Meeting</b>	<p>Mr. Burgess updated the Board on the upcoming District IV meeting and the procedures to be utilized if attending the meeting.</p>	
<b>Minutes Approval</b>	<p>Mr. Burgess asked if the Board had reviewed the proposed minutes of the July 14, 2009 meeting of the Board and if there were any additions or corrections.</p>	<p>Mr. Conover made a motion to approve the minutes as presented.</p> <p>Mr. Manek seconded the motion.</p> <p>Motion carried.</p>
<b>Fiscal Report</b>	<p>Mr Melick distributed copies of the Fiscal Report to the Board and staff. Mr. Melick explained to the Board that the report covered the current status of the Pharmacy Fund and the expenditures being made from the fund by appropriation.</p> <p>Mr. Melick explained the report as relating to the current condition of the Pharmacy Fund and the future outlook of the Fund.</p> <p>Mr. Burgess inquired about if there grants included in the budget to the schools.</p> <p>Mr. Melick informed the Board that the grants appropriated by the General Assembly were being paid out of the General Professions Dedicated Fund as was all Pharmacy</p>	<p>Mr. Burgess thanked Mr. Melick on behalf of the Board for his report and taking the time to meet with the Board.</p>

	<p>expenses.</p> <p>Members of the Board asked several question regarding the Pharmacy Fund.</p> <p>Mr. Melick explained the current level of the fund and its projected income for the next year.</p> <p>Mr. Kelber explained the appropriations process for the Board and they are done by the Illinois General Assembly.</p> <p>Mr. Kelber further explained that the Department was working with the resources at hand to administer the Act.</p> <p>Mr. Melick explained that the Fiscal Office is charged with forecasting and monitoring the funds to assure there is funds to administer all the Acts within the Department.</p> <p>Mr. Melick informed the Board that currently the Department has a 100% collection rate for fines.</p> <p>Mr. Kelber asked if the money collected under the Illinois Wholesale Drug Act was represented in the Report.</p> <p>Mr. Melick responded that he did not think it was.</p>	
<p><b>Legislative Liaison Report Shannon Miller</b></p>	<p>Ms. Miller distributed to the members of the Board a report on the legislation that affected pharmacy that was considered by the Illinois General Assembly during the last legislative session and the status of the Bill.</p>	<p>Mr. Burgess and the Board thanked Ms. Miller for her report.</p>

	<p>Ms. Miller explained each Bill and its current status within the process.</p> <p>Mr. Kelber further explained that some Bills carry an immediate effective date and some had a later date written within the Bill.</p> <p>Ms. Miller explained who the supporters were of the Pharmacy Bills and who opposed them.</p> <p>The Board asked several questions regarding legislation and the process, which Ms. Miller answered for the Board.</p> <p>Mr. Burgess inquired about the Controlled Substance Act and Rules.</p> <p>Mr. Kelber explained that they were on the Agenda, but due to the current work load he was not sure when they would be addressed.</p>	
<p><b>S.I.U.E. School of Pharmacy – Dean Medon</b></p>	<p>Mr. Burgess welcomed Dean Medon on behalf of the Board.</p> <p>Dean Medon thanked the Board for the opportunity to update the Board on the school's recent accreditation by A.C.P.E.</p> <p>Dean Medon thanked the members of the Board and especially Mr. Mazzotti for their support during this process and hoped for their continued support as the school continues to train young pharmacists for their future in pharmacy.</p> <p>Dean Medon distributed a report to the Board on the school's current status to</p>	<p>Mr. Mazzotti made a motion that the Board go on record as congratulating S.I.U.E. on achieving full accreditation status with the A.C.P.E.</p> <p>Mr. Anselmo seconded the motion.</p> <p>Motion carried.</p> <p>The Board thanked Dean Medon for coming to the Board with the good news of accreditation and urged him to continue the good work.</p>

	the Board and discussed some of the highlights of the report with the Board.	
<b>Rules Coordinator – Craig Cellini</b>	<p>Mr. Cellini introduced himself to the Board and general overview of what his job was.</p> <p>Mr. Burgess stated that the Board would like an update on the current status of the Pharmacy Rules.</p> <p>Mr. Cellini explained that all proposed Rules are currently reviewed by the Governor’s office before being sent to J.C.A.R. and that is where the proposed Pharmacy Rules were at this time. Mr. Cellini stated that the Director had contacted the Governor’s office to have the Rules moved along as quickly as possible.</p> <p>Mr. Kelber explained the Rules had been regrouped into parts at the direction of the Governor’s office and this had been accomplished. Mr. Kelber stated that he hoped that the Rules would be published in the September 25, 2009 edition of the Illinois Register.</p> <p>Mr. Cellini stated that this is when the 45 day comment period begins.</p> <p>Mr. Kelber explained that during this period is when a Public Hearing may be requested to the Board.</p>	Mr. Burgess thanked Mr. Cellini for coming to the meeting and for his update on the Rules process to the Board.
<b>Variance Request</b>	Mr. Burgess asked if all the members of the Board had received copies of the Variance Request by Kmart Corporation. All the Board	Mr. Anselmo made a motion that the Board recommend to the Director that the request be denied. Mr. Manek seconded the

	<p>members stated that they had received the file and had reviewed the documentation.</p> <p>Mr. Kelber explained the particulars of the variance and how the request had come about. Mr. further explained how a variance is applied and how this would apply to this request.</p> <p>The Board discussed the issue of the request and if it should be granted at this time.</p> <p>Mr. Conover questioned if it was proper to grant one company an economic advantage over another, which this variance would apparently do.</p> <p>Mr. Kelber stated that if this variance was granted he felt the requests would start rolling into the Department.</p>	<p>motion.</p> <p>Motion carried.</p>
<p><b>Application Review</b></p>	<p>Bharatkumar K. Patel Course of Clinical Instruction. Action Sheet #092830</p> <p>Ali Ahmed Ali Course of Clinical Instruction. Action Sheet #092829</p>	<p>Mr. Manek made a motion that the Board recommends to the Director that the submitted Course of Clinical Instruction be approved.</p> <p>Mr. Anselmo seconded the motion.</p> <p>Motion carried.</p> <p>Mr. Manek made a motion that he Board recommends to the Director that the submitted Course of Clinical Instruction be approved.</p> <p>Mr. Conover seconded the motion.</p> <p>Motion carried.</p>

	<p>Kosah Kadakie Remedial Training. Action Sheet #092828</p>	<p>Mr. Anselmo made a motion that the Board recommend to the Director that the request for approval of Remedial Training be deferred pending receipt of a letter from the preceptor detailing the material to cover for all parts of the NAPLEX.</p> <p>Mr. Manek seconded the motion.</p> <p>Mr. Burgess recused himself.</p> <p>Motion carried.</p>
<p><b>Drug Compliance</b></p>	<p>Dr. Amin explained that companies are hiring inventory crews to inventory pharmacies who are not technicians which are not a violation.</p> <p>It was brought up that there are companies that are hiring stock personal to unload trucks and then to put the stock on the shelves.</p> <p>The Board discussed the issues related to both of these scenarios with Dr. Amin at length.</p>	
<p><b>Motion to enter into Closed Session</b></p>		<p>At 12:05 p.m. Mr. Anselmo made a motion that the Board go into Closed Session for the purposes set forth in Section 2(c) (15) of the Illinois Open Meetings Act.</p> <p>Mr. Milenkovich seconded the motion.</p> <p>Mr. Burgess – Yes Mr. Manek – Yes Mr. Anselmo – Yes Mr. Milenkovich – Yes Mr. Conover – Yes Mr. Mazzotti – Yes Dr. Shah – Yes</p>

		Motion Carried.
<b>Deliberations</b>	<p>The following Deliberations were reviewed and discussed by the Board.</p> <p>Lovenia M. Black 049-173092 Case #2008-10153</p> <p>Sandra Lea Stanfill 049-119435 Case #2008-08889</p>	
<b>Motion to enter into Open Session</b>		<p>At 12:15 p.m. Mr. Anselmo made a motion that the Board enter into Open Session.</p> <p>Mr. Mazzotti seconded the motion.</p> <p>Motion carried.</p>
<b>Deliberations</b>		<p>Mr. Anselmo made a motion that the Board adopt the recommendations of the Board pursuant to the discussion in Closed Session that Lovenia M. Black, 049-173092 (Case #2008-10153) license be revoked, Sandra Lea Stanfill, 049-119435 (Case #2008-08889) license be revoked.</p> <p>Mr. Manek seconded the motion.</p> <p>Motion carried.</p>
<b>Adjournment</b>		<p>At 12:25 Mr. Anselmo made a motion that the Board adjourn.</p> <p>Mr. Manek seconded the motion.</p> <p>Motion carried.</p>