

980563

BIENNIAL REPORT OF EXAMINING AND LICENSING BOARDS

(M.S. - 1987 Supplement, Section 214.07)

BOARD: MINNESOTA BOARD OF PHARMACY
LOCATION: 2829 University Ave. SE #530, Minneapolis, MN 55414
STATUTORY AUTHORITY: Minnesota Statute 151
REPORTING PERIOD: July 1, 1996 to June 30, 1998
SUBMITTED BY: David E. Holmstrom, Executive Director
DATE: November 1, 1998

Distribution: 1 copy to Secretary of Senate
1 copy to Clerk of the House
6 copies to Legislative Reference Library
1 copy to the Governor
1 copy to the Commissioner of the Department of Health
1 copy to the Program Evaluation Division

Clause A: GENERAL STATEMENT OF BOARD ACTIVITIES

The function of the Minnesota Board of Pharmacy is to protect the public from adulterated, misbranded, and illicit drugs and to provide the public reasonable assurance of professional competency in the practice of the pharmacy profession through the enforcement of the provisions of the Pharmacy Practice Act, the State Controlled Substances Act, and miscellaneous other acts. Such enforcement involves drug control through testing, licensing, inspecting, and investigating 5,569 pharmacists, 840 pharmacist-interns, 1,241 pharmacies, 532 drug wholesalers, 246 drug manufacturers, 78 drug researchers, and 27 medical gas distributors; through the providing of technical assistance, training and consultation to other health professionals; and through the development of rules and regulations governing storage, distribution, and recordkeeping by persons, institutions, and facilities.

This general function of the Board can essentially be broken down into nine different activities:

(1) Licensing of Pharmacists. Candidates for licensure as pharmacists are examined by Board members in a combination of five professional fields. In addition, a practical examination involving the compounding and dispensing of prescriptions is prepared and administered by the Board members.

Candidates for licensure by reciprocity are cleared through the National Association of Boards of Pharmacy for evidence of proper educational and experience credentials as well as for compliance with pharmacy laws. Only the state exam in pharmaceutical jurisprudence is required of candidates for licensure by reciprocity.

Twice yearly survey/inspections review compliance with: required professional staffing standards, internship training and practice, standards of drug storage and drug quality, minimum equipment, prepackaging activities, bulk compounding, compounding and dispensing, consultation under Medicare requirements, recordkeeping, labeling, security, and miscellaneous practice requirements. In the case of pharmacists in institutional practice, special emphasis is given to the overall drug distribution systems utilized and recognition is given to special compounding and dispensing practices unique to the institutional practice setting.

Beginning with the March 4, 1975 licensing renewal, all pharmacists currently licensed in Minnesota are required to show evidence of having obtained thirty hours of continuing pharmaceutical education every two years in order to maintain their license. Programs from various local, state, and national sponsors must be reviewed and approved for use in meeting the continuing educational requirement. Biennially reports of continuing education attendance and participation must be reviewed and recorded prior to approving the annual registration for pharmacists.

(2) Pharmacy Licensure. Licenses are issued for each pharmacy, community and institutional, in the name of a designated pharmacist-in-charge who must demonstrate that required professional staffing, access, space, security, and equipment standards are met. Each pharmacy is inspected at least annually for compliance with applicable laws and regulations.

(3) Licensure of Drug Wholesalers. All firms handling drugs on a wholesale basis in Minnesota or who are doing business in Minnesota are required to be licensed by the Board. These firms must demonstrate adequate security, temperature and humidity control, sanitation, recordkeeping, and distribution practices at the time of licensing.

Inspection of drug wholesalers are accomplished approximately annually. Attention is given to storage and security capabilities of the firm. Distribution patterns are carefully reviewed to ensure that drugs are sold only to persons legally permitted to possess them. Sanitation is carefully surveyed and environmental control is reviewed.

(4) Licensure of Drug Manufacturers. All firms engaging in the manufacturing, repackaging, or relabeling of drugs are required to be licensed by the Board. At the time of licensure, all firms are required to demonstrate qualification of responsible personnel, records of compliance with drug laws, and equipment and procedures necessary to comply with the good manufacturing procedures of the Food and Drug Administration.

Comprehensive inspections of in-state drug manufacturers are accomplished by the Board's staff on approximately an annual basis. Special attention is given to: source and quality of raw materials; adequacy of building facilities, sanitation, and equipment; design and utilization of master formulas and batch records; manufacturing processes and techniques; in-process security and controls for controlled substances; content and security of labels; packaging control procedures and records; laboratory controls and records; and patterns of distribution of the manufactured product.

(5) Registration of Pharmacist-Interns. Pharmacy students may register as a pharmacist-intern at the end of the third year of the standard five or six year college of pharmacy curricula. Objectives of the internship training program and instructions for performance of pharmacy intern functions and reporting of practical learning experiences are furnished to the interns. Quarterly reports are required of each pharmacy student engaged in the pharmacist-intern practice. Experience as a pharmacist-intern may be obtained in the last two years of the college curriculum and must be commensurate with the interns educational level. Quality of experience is monitored and disciplinary actions taken against pharmacist preceptors or interns who violate internship regulations.

Interns are required to take an internship competency examination prepared by the Board's staff during and at the completion of their internship experience. The examinations are analyzed to show the intern the competency areas in which he/she should strive to gain more experience.

(6) Controlled Substances Regulation. All controlled substances (formerly designated as narcotics or stimulants and depressants) are categorized in M.S. 152 into "Schedules" based on abuse potential. Rescheduling of controlled substances or addition of such substances to one of the existing schedules is accomplished by Board Rule 6800.4200 through 6800.4250. The Board may consult an advisory council on controlled substances on rescheduling proposals and in the consideration of control of newly discovered substances with abuse potential. The Board prescribes recordkeeping requirements for persons authorized to possess controlled substances and will, together with its advisory council, report to the legislature concerning implementation of the Controlled Substances Act and possible amendments to it. This general activity will be perpetual as long as the need for control of such substances with abuse potential exists.

Federal and state drug control activities are coordinated by the Board in a formal agreement with the Federal Drug Enforcement Administration and State Bureau of Criminal Apprehension. This coordination ensures DEA and BCA involvement in "street type" enforcement work and Board of Pharmacy involvement in cases involving illicit drug distribution from any of the various licensed health professionals.

(7) Miscellaneous Drug Control Activities. Investigation of registrants and non-registrants alike for compliance with miscellaneous laws relating to drugs and the provision of special investigative services to other state agencies in the health care and law enforcement areas are involved in Board activities. Other areas of Board activities include:

On-site inspection of distressed drugs which have been subjected to fire, flood, etc., is accomplished by Board staff. Drugs are inspected for evidence of misbranding or adulteration and are embargoed and destroyed if evidence of adulteration or misbranding is present. Similar inspections of distressed drugs which are imported into the state by various salvage companies are performed.

Careless distribution of drug samples is investigated to ensure that all drugs within the state will be distributed legally and safely.

Cases of illegal distribution or possession of hypodermic syringes and needles are investigated.

Compliance with the State Toxic Glue Law is achieved in part by the monitoring of compliance by our licensees.

Special investigations are performed in cooperation with or after requests of other state agencies such as the Department of Health, the Board of Medical Examiners, the Board of Dental Examiners, the Board of Nursing, and the Attorney General.

(8) Registration of Drug Researchers. All individuals seeking to utilize controlled substance drugs in research activities are required to obtain both a state and a federal registration in order to purchase, possess and use these drugs. State registration is carried out through the Board of Pharmacy office and information on these registrants is shared with the federal Drug Enforcement Administration.

(9) Registration of Medical Gas Distributors. Beginning in Fiscal Year 1990, the Board began the registration of those companies engaged in the distribution of prescription medical gases. Certain gaseous substances used for medical purposes are considered "drugs" by FDA. Further, these drugs require a prescriptions for their use. Because of the physical characteristics of gases, however, they are not dispensed by pharmacies as are other prescription drugs. The Board recently began registering those companies distributing prescription medical gases to patients and, with the cooperation of FDA, began inspecting these places.

Clause B: TOTAL NUMBER MEETINGS HELD FY 97 IS MEETINGS, FY 98 IS MEETINGS,
FY 97 & 98 IS MEETINGS

APPROXIMATE TOTAL NUMBER OF HOURS SPENT BY BOARD MEMBERS IN MEETINGS AND ON OTHER BOARD ACTIVITIES.

BOARD MEMBER'S NAME	TYPE	FY 97	FY 98	FY 97 & 98
Denise Frank	Board Meeting	42	43	
	Committees	2	0	
	Other Meetings	32	24	
	Disciplinaries	7.5	0	
	Examination	44	23	
	National/Regional Mtg	46	42	
Carol Peterson	Board Meeting	36	42	
	Committees	0	0	
	Other Meetings	8	12	
	Disciplinaries	25	30.5	
	Examination	30	16	
	National/Regional Mtg	42	42	
Donald Gibson	Board Meeting	48	48	
	Committees	2	6	
	Other Meetings	8	24	
	Disciplinaries	0	2.5	
	Examination	44	23	
	National/Regional Mtg	42	54	
Carl Benson	Board Meeting	48	48	
	Committees	0	0	
	Other Meetings	32	20	
	Disciplinaries	31	35.5	
	Examination	44	23	
	National/Regional Mtg	42	5	
Jean Lemberg	Board Meeting	42	49	
	Committees	0	0	
	Other Meetings	28	20	
	Disciplinaries	2.5	2.5	
	Examination	30	23	
	National/Regional Mtg	42	28	
Charles Cooper	Board Meeting	48	49	
	Committees	0	0	
	Other Meetings	24	16	
	Disciplinaries	0	0	
	Examination	44	23	
	National/Regional Mtg	28	28	
Jeffery Lindoo	Board Meeting	48	49	
	Committees	6	6	
	Other Meetings	12	8	
	Disciplinaries	2.5	0	
	Examination	44	23	
	National/Regional Mtg	42	29	

Clause c: THE RECEIPT AND DISBURSEMENT OF BOARD FUNDS

	FY 97	FY 98	FY 97 & 98
Total State Appropriations	894,000	1,020,000	2,014,000
Total Non-Dedicated Fee Receipts	686,000	876,000	1,562,000
Disbursements - direct	781,000	818,000	1,599,000
- indirect	55,000	62,000	127,000
Total Disbursements	836,000	880,000	1,716,000

Clause d: LIST OF BOARD MEMBERS WHO SERVED DURING FY 97 AND FY 98

For easy reference please give:

a) Number of Board members required by statute: 7

b) The statutory length of term: 4 years

NAME AND ADDRESS	OCCUPATION	BEGIN AND END DATE OF APPOINTMENT AND EACH REAPPOINTMENT
Carl Benson Morris, MN	Pharmacist	1/94 - 1/98
Jean Lemberg Arden Hills, MN	Retired	1/94 - 1/98
Carol Peterson Owatonna, MN	Retired	1/95 - 1/99
Denise M. Frank Milaca, MN	Pharmacist	1/95 - 1/99
Charles B. Cooper Eagan, MN	Pharmacist	1/96 - 1/00
Jeffery B. Lindoo Alexandria, MN	Pharmacist	1/96 - 1/00
Jean Lemberg Arden Hills, MN	Retired	1/97 - 1/01
Carl Benson Morris, MN	Pharmacist	1/97 - 1/01
Donald Gibson Duluth, MN	Retired Pharmacist	1/98 - 1/02

Clause e: LIST BOARD EMPLOYEES WHO WERE EMPLOYED DURING FY 97 AND/OR FY 98

NAME	JOB CLASSIFICATION/ TITLE AND CLASS	CLASS CODE	FT	PT	DATE:3 OF SERVICE
David Holmstrom	Executive Director	OUNC	X		12/29/71 to Present
Lloyd Pekas	Pharmacy Surveyor	1347	X		11/7/77 to Present
Patricia Bellino	Pharmacy Surveyor	1347	X		3/16/88 to 1/2/98
Stuart Vandenberg	Pharmacy Surveyor	1347	X		4/26/89 to Present
Patricia Eggers	Office Service Supervisor II	0293	X		3/28/90 to Present
E. Kristen Perry	Clerk Typist IV	0666	X		4/11/90 to Present
Julie Kittleson	Clerk Typist III	1929	X		11/4/92 to Present
Leslie Kotek	Pharmacy Surveyor	1347	X		1/13/93 to Present
Alicia A. Nordin	Clerk Typist II	0980	X		10/4/95 to 12/13/96
Byron O. Opstad	Pharmacy Surveyor	1347	X		1/16/96 to Present
Beth Bridgeman	Clerk Typist II	0980	X		2/19/97 to 4/3/98
Jeanette Kochsiek	Clerk Typist I	0180	X		10/1/97 to Present

Clause f: BRIEF SUMMARY OF BOARD RULES PROPOSED OR ADOPTED DURING THIS REPORTING PERIOD,
FY 97 AND FY 98. GIVE APPROPRIATE CITATIONS TO THE STATE REGISTER AND PUBLISHED RULES FOR
THOSE ADOPTED.

Rule changes effective in FY 98 increased fees for pharmacists and pharmacies. See SR Vol. 22, Number 20, Nov. 17, 1997.

Clause q: LIST THE NUMBER OF PERSON HAVING EACH TYPE OF LICENSE AND
REGISTRATION ISSUED BY THE BOARD AS OF JUNE 30, 1998 (IN THE YEAR
OF THE REPORT)

TYPE OF LICENSE/REGISTRATION	TOTAL NUMBER IN EFFECT
Pharmacist	5,254 Active 65 Inactive 69 Emeritus
Pharmacy	1,246
Drug Wholesaler	593
Drug Manufacturer	252
Drug Researcher	81
Pharmacist-Intern	525
Medical Gas Distributors	27

Clause h: ADMINISTRATION OF EXAMINATIONS BY BOARD

LOCATION	TYPES OF LICENSE/REGISTRATION	DATES	TYPE OF EXAM
Radisson Hotel Metrodome	Pharmacist/Reciprocity	9/17/96	Written/Oral
Sheraton Midway Hotel	Pharmacist/Reciprocity	1/28/97	Written/Oral
Radisson Hotel Metrodome	Pharmacist/Examination	1/28/97	Written
Radisson Hotel Metrodome	Pharmacist/Examination	1/29/97	Written Practical
Sheraton Midway Hotel	Pharmacist/Reciprocity	4/15/97	Written/Oral
Sheraton Midway Hotel	Pharmacist/Reciprocity	6/24/97	Written/Oral
Radisson Hotel Metrodome	Pharmacist/Examination	6/25/97	Written Practical
Sheraton Midway Hotel	Pharmacist/Reciprocity	9/16/97	Written/Oral
University Park Plaza	Pharmacist/Reciprocity	11/18/97	Written
Sheraton Midway Hotel	Pharmacist/Reciprocity	1/27/98	Written
Mpls Convention Ctr	Pharmacist/Examination	1/28/98	Written Practical
Sheraton Midway Hotel	Pharmacist/Reciprocity	4/21/98	Written
Sheraton Midway Hotel	Pharmacist/Reciprocity	6/23/98	Written
Mpls Convention Ctr	Pharmacist/Examination	6/24/98	Written Practical

Clauses i, j, k: MINNESOTA RESIDENTS BY TYPE OF LICENSE/REGISTRATION

Type of License/Registration: Pharmacist

FY 97 Age Group	Male	Female	Total
18 - 25	12 Passed 1 Failed	31 Passed 3 Failed	43 Passed 4 Failed
26 - 34	7 Passed 1 Failed	20 Passed 2 Failed	27 Passed 3 Failed
35 - 59	2 Passed 0 Failed	10 Passed 1 Failed	12 Passed 1 Failed

FY 98 Age Group	Male	Female	Total
18 - 25	8 Passed 0 Failed	25 Passed 0 Failed	33 Passed 0 Failed
26 - 34	18 Passed 3 Failed	24 Passed 4 Failed	42 Passed 7 Failed
35 - 59	4 Passed 1 Failed	4 Passed 1 Failed	8 Passed 2 Failed

FY 97 & 98 Age Group	Male	Female	Total
18 - 25	20 Passed 1 Failed	56 Passed 3 Failed	76 Passed 4 Failed
26 - 34	25 Passed 4 Failed	44 Passed 6 Failed	69 Passed 10 Failed
35 - 59	6 Passed 1 Failed	14 Passed 2 Failed	20 Passed 3 Failed

Clauses i, j, k: NON-MINNESOTA RESIDENTS BY TYPE OF LICENSE/REGISTRATION

Type of License/Registration: Pharmacist

FY 97			
Age Group	Male	Female	Total
18 - 25	17 Passed 0 Failed	21 Passed 3 Failed	38 Passed 3 Failed
26 - 34	19 Passed 5 Failed	27 Passed 7 Failed	46 Passed 12 Failed
35 - 59	22 Passed 2 Failed	12 Passed 3 Failed	34 Passed 5 Failed
FY 98			
Age Group	Male	Female	Total
18 - 25	7 Passed 0 Failed	34 Passed 5 Failed	41 Passed 2 Failed
26 - 34	24 Passed 4 Failed	41 Passed 3 Failed	65 Passed 7 Failed
35 - 59	14 Passed 6 Failed	20 Passed 4 Failed	34 Passed 10 Failed
60 - 75	0 Passed 1 Failed	0 Passed 0 Failed	0 Passed 1 Failed
FY 97 & 98			
Age Group	Male	Female	Total
18 - 25	24 Passed 0 Failed	55 Passed 5 Failed	79 Passed 5 Failed
26 - 34	43 Passed 9 Failed	68 Passed 10 Failed	111 Passed 19 Failed
35 - 59	36 Passed 8 Failed	32 Passed 7 Failed	68 Passed 15 Failed
60 - 75	0 Passed 1 Failed	0 Passed 0 Failed	0 Passed 1 Failed

Total number of non-residents by state

FY 97:

STATE	MALE		FEMALE		TOTAL	
	PASSED	FAILED	PASSED	FAILED	PASSED	FAILED
AL	0	0	0	0	0	0
AK	0	0	0	0	0	0
AZ	1	0	0	0	1	0
AR	1	0	1	0	2	0
CA	0	0	1	0	1	0
CO	0	0	1	0	1	0
CT	0	0	1	0	1	0
DE	0	0	0	0	0	0
FL	0	0	0	0	0	0
GA	0	0	1	0	1	0
HI	0	0	0	0	0	0
ID	0	0	1	0	1	0
IL	2	0	0	0	2	0
IN	1	0	2	0	3	0
IA	9	0	5	1	14	1
KS	0	0	0	0	0	0
KY	0	0	0	0	0	0
LA	0	0	0	0	0	0
ME	0	0	0	0	0	0
MD	0	0	2	0	2	0
MA	0	0	1	0	1	0
MI	3	0	2	0	5	0
MS	1	0	0	0	1	0
MO	1	0	1	0	2	0
MT	0	0	0	0	0	0
NE	3	0	2	2	5	2
NV	0	0	0	0	0	0
NH	0	0	0	0	0	0
NJ	0	0	0	0	0	0
NM	0	0	1	0	1	0
NY	1	0	0	0	1	0
NC	1	0	0	0	1	0
ND	14	2	18	2	32	4
OH	2	0	0	0	2	0
OK	0	0	1	0	1	0
OR	0	1	0	0	0	1
PA	2	0	0	0	2	0
RI	0	0	0	0	0	0
SC	0	0	1	1	1	1
SD	5	1	6	1	11	2
TN	0	0	1	0	1	0
TX	0	0	2	0	2	0
UT	0	0	1	0	1	0
VA	0	0	0	0	0	0
WA	0	0	0	2	0	2
WV	0	0	0	0	0	0
WI	7	0	6	2	13	2
WY	1	0	0	1	1	1
Foreign	3	3	2	1	5	4

FY 98:

STATE	MALE		FEMALE		TOTAL	
	PASSED	FAILED	PASSED	FAILED	PASSED	FAILED
AL	1	0	0	0	1	0
AK	0	0	0	0	0	0
AZ	0	0	0	0	0	0
AR	0	0	0	0	0	0
CA	2	1	0	2	2	3
CO	1	0	3	0	4	0
CT	0	1	1	0	1	1
DE	0	0	0	0	0	0
FL	0	0	1	1	1	1
GA	0	0	0	0	0	0
HI	0	0	0	0	0	0
ID	0	1	0	0	0	1
IL	2	0	3	0	5	0
IN	3	1	5	0	8	1
IA	9	4	12	1	21	5
KS	0	0	0	0	0	0
KY	0	0	0	0	0	0
LA	0	0	0	0	0	0
ME	0	0	0	0	0	0
MD	0	0	0	0	0	0
MA	0	0	2	1	2	1
MI	0	1	1	0	1	1
MS	0	0	0	0	0	0
MO	0	1	1	0	1	1
MT	0	0	1	0	1	0
NE	2	0	6	0	8	0
NV	0	0	0	0	0	0
NH	0	0	0	0	0	0
NJ	0	0	0	0	0	0
NM	0	0	1	0	1	0
NY	0	0	1	0	1	0
NC	0	0	1	0	1	0
ND	12	4	20	4	32	8
OH	0	4	3	1	3	2
OK	1	0	0	0	1	0
OR	1	1	0	0	1	1
PA	0	0	4	0	4	0
RI	0	0	0	0	0	0
SC	0	0	0	0	0	0
SD	3	0	10	3	13	3
TN	0	0	0	0	0	0
TX	1	0	1	0	2	0
UT	0	0	0	0	0	0
VA	0	0	0	0	0	0
WA	0	0	0	0	0	0
WV	0	0	0	0	0	0
WI	4	0	13	0	17	0
WY	0	0	1	0	1	0
Foreign	3	1	4	2	7	3

FY 97 & 98:

STATE	MALE		FEMALE		TOTAL	
	PASSED	FAILED	PASSED	FAILED	PASSED	FAILED
AL	1	0	0	0	1	0
AK	0	0	0	0	0	0
AZ	1	0	0	0	1	0
AR	1	0	1	0	2	0
CA	1	1	1	2	3	3
CO	1	0	4	0	5	0
CT	0	1	2	0	2	1
DE	0	0	0	0	0	0
FL	0	0	1	1	1	1
GA	0	0	1	0	1	0
HI	0	0	0	0	0	0
ID	0	1	1	0	1	1
IL	4	0	3	0	7	0
IN	4	1	7	0	11	1
IA	18	4	17	2	35	6
KS	0	0	0	0	0	0
KY	0	0	0	0	0	0
LA	1	0	0	0	1	0
ME	0	0	0	0	0	0
MD	0	0	2	0	2	0
MA	0	0	3	1	3	1
MI	3	1	3	0	6	1
MS	0	0	0	0	0	0
MO	1	1	2	0	3	1
MT	0	0	1	0	1	0
NE	5	0	8	2	13	2
NV	0	0	0	0	0	0
NH	0	0	0	0	0	0
NJ	0	0	0	0	0	0
NM	0	0	2	0	2	0
NY	1	0	1	0	2	0
NC	1	0	1	0	2	0
ND	26	6	38	6	64	12
OH	2	1	3	1	5	2
OK	1	0	1	0	2	0
OR	1	2	0	0	1	2
PA	2	0	4	0	6	0
RI	0	0	0	0	0	0
SC	0	0	1	1	1	1
SD	8	1	16	4	24	5
TN	0	0	1	0	1	0
TX	1	0	3	0	4	0
UT	0	0	1	0	1	0
VA	0	0	0	0	0	0
WA	0	0	0	2	0	2
WV	0	0	0	0	0	0
WI	11	0	19	2	30	2
WY	1	0	1	1	2	1
Foreign	6	4	7	3	13	7

Clause 1: THE NUMBER OF PERSONS NOT TAKING EXAMINATIONS WHO WERE LICENSED OR REGISTERED BY THE BOARD OR WHO WERE DENIED LICENSING OR REGISTRATION WITH THE REASONS FOR THE LICENSING OR REGISTRATION OR DENIAL THEREOF.

Total number of persons not taking exams and granted licenses or registration:

FY 97 = None
FY 98 = None
FY 97 & 98 = None

Total number of persons not taking exams and denied licenses or registration:

FY 97 = None
FY 98 = None
FY 97 & 98 = None

Clause m: PERSONS PREVIOUSLY LICENSED OR REGISTERED BY THE BOARD WHOSE LICENSES OF REGISTRATIONS WERE REVOKED, SUSPENDED OR OTHERWISE ALTERED IN STATUS, WITH BRIEF STATEMENTS OF THE REASONS FOR THE REVOCATION, SUSPENSION OR ALTERATIONS.

	FY 97	FY 98	FY 97 & 98
TOTAL number of revocations	92	61	153
TOTAL number of suspensions	4	3	7
TOTAL number of other status changes	7	9	16

Type of license or registration: All cases involved pharmacists.

TYPE OF STATUS CHANGE			
REVOKED	SUSPENDED	OTHER (SPECIFY)	REASON FOR CHANGE
153			Non-payment of Fees
	4		Chemical Dependency/Theft
		1 Corrective Action Agreement	Probation Violation
	2	4 Probation	Unprofessional Conduct
		2 Probation	Chemical Dependency/Theft
		6 Off Probation	Chemical Dependency
		1 Reinstatement	Chemical Dependency
		1 Off Probation	Violation of Federal law
		1 Off Probation	Unprofessional Conduct/ Poor Recordkeeping

Clause n: LIST THE NUMBER OF COMPLAINTS AND OTHER COMMUNICATIONS RECEIVED BY THE EXECUTIVE DIRECTOR, EACH BOARD MEMBER, EMPLOYEE OR OTHER PERSON PERFORMING SERVICES FOR THE BOARD

That allege or imply a violation of a statute or rule which the Board is empowered to enforce. These totals include cases referred to the attorney general's staff who are assigned to assist your board.

	FY 97	FY 98
Written	69	67
Oral	0	0

Which are forwarded to other agencies as required by M.S. 214.10.

	FY 97	FY 98
Written	1	1
Oral	0	0

Please indicate the number of complaints referred to each other governmental agency (federal, state and local) in each fiscal year:

	FY 97	FY 98
Medical Board	1	0
Veterinary Board	1	0

Clause o: SUMMARIZE, BY SPECIFIC CATEGORY, THE SUBSTANCE OF THE COMPLAINTS AND COMMUNICATIONS REFERRED TO IN CLAUSE (N) OF M.S. 214.07 AND, FOR EACH SPECIFIC CATEGORY, THE RESPONSES OR DISPOSITIONS THEREOF PURSUANT TO M.S. 214.10 AND 214.11 (INDICATE AUTHORITY/CITATIONS FOR DISPOSITION).

SUMMARY OF COMPLAINTS AND COMMUNICATIONS.

25 Prescription errors all complaints investigated, no disciplinary action taken. All pharmacists were subject to educational sessions as per 214.10.

2 Unprofessional Conduct	Dismissed (214.10)
1 Pricing Issues	Dismissed (214.10)
6 Labeling errors	Dismissed (214.10)
2 Billing errors	Dismissed (214.10)
5 Chemical Dependency	Dismissed (214.10)
2 Outdated Drugs	Dismissed (214.10)
3 Unauthorized Refills	Dismissed (214.10)
1 Improper Use of Supportive Personnel	Dismissed (214.10)
1 Fraud	Dismissed (214.10)
9 Miscellaneous	Dismissed (214.10)
2 Using Generic without Patient Approval	Dismissed (214.10)
4 Privacy Issue/Confidentiality	Dismissed (214.10)
2 Failure to Counsel	Dismissed (214.10)
2 Kickback to Nursing Home	Dismissed (214.10)
1 Exceeding Scope of Practice	Dismissed (214.10)

Clause p: STATE ANY OTHER OBJECTIVE INFORMATION WHICH THE BOARD MEMBERS BELIEVE WILL BE USEFUL IN REVIEWING BOARD ACTIVITIES.

Many warning letters (over 100) were written and several formal disciplinary actions took place as a result of inspections by our staff.

1. An informal, but yet effective, sharing of information is in effect between the health licensing boards. With all health licensing boards located in the same building, communication is continually on-going.

2. Minnesota Board of Pharmacy participates in a national disciplinary clearing house mediated through the National Association of Boards of Pharmacy.

Item a: FOR ALL HEALTH RELATED BOARDS, EXCEPT THE BOARD OF VETERINARY MEDICINE, PER M.S. 1985 SUPPLEMENT, SECTION 214.10, SUBD. 8(2): PROVIDE A SUMMARY OF EACH INDIVIDUAL CASE (COMPLAINT OR OTHER COMMUNICATION) THAT INVOLVED POSSIBLE SEXUAL CONTACT OF A LICENSEE WITH A PATIENT OR CLIENT

None.