

MINUTES

OKLAHOMA STATE BOARD OF PHARMACY

2920 N Lincoln Boulevard, Suite A
Oklahoma City, OK 73105

May 8, 2019

Call to order:

President St. Cyr called the May 8, 2019 meeting of the Oklahoma State Board of Pharmacy (OSBP) to order at 8:30 am with a roll call vote. All members were present.

Those present were:

Board Members:

Mark St. Cyr, President
Stephen Dudley, Vice-President
Jim Spoon, Member
Greg Adams, Member
Justin Wilson, Member
Kyle Whitehead, Member

Board of Pharmacy:

Dorothy Gourley, Director
Gary LaRue, Senior Compliance Officer
Melissa Reichert, Compliance Officer
Jeremy Davis, Compliance Officer
Keevie Ridener, Compliance Officer
Kim Hibbard, Compliance Officer
John Settle, Assistant Attorney General
Rhonda Jenkins, Executive Secretary

Guests

Talitha Nichols, Homeland
Amber Mathias-Hodges, Wal-Mart
Jill Shadid, OU College of Pharmacy
Nancy Williams, SWOSU College of Pharmacy
Robin Murphy, Oklahoma Dept. of Corrections
Travis Tate, HealthChoice
Doug Rice, Guest

Approval of minutes and claims:

A motion was made by Dr. Greg Adams and seconded by Stephen Dudley to approve the March 26, 2019 minutes. Motion passed on roll call vote.

A motion was made by Dr. Kyle Whitehead and seconded by Stephen Dudley to approve the April 17, 2019 minutes. Motion passed on roll call vote.

A motion was made by Stephen Dudley and seconded by Dr. Justin Wilson to approve the expense claims #6536-#6558, #H0403117, #H0403120-#H403124 and the April 2019 payroll. Motion passed on roll call vote.

Cancellation of Pharmacist, Pharmacies, Facilities, and Technicians:

After a review of the cancellation list previously reviewed, a motion was made by Stephen Dudley and seconded by Dr. Greg Adams to approve the cancellation list of those that did not renew within the renewal time period. Motion passed on roll call vote.

Board sets future Board meetings:

The Board chose to wait until the June 12, 2019 meeting to set the next few Board dates.

Legislative Update:

Executive Director, Dorothy Gourley asked the Board lobbyist, Jimmy Durant to report on issues at the Capital. Below are some of the topics discussed:

ATTEST _____

1. SB73 passed allowing the Board of Pharmacy to hire up to 15 full time employees. (FTE)
2. HJR1022 – is the approval of all rules prior to the April 1st deadline with the exception of the two rules not approved dealing with technicians. HJR1022 still has to be heard then will go to the House floor.

Board welcomes P-4 Students:

The Board welcomed the students from both the University of Oklahoma and Southwestern Oklahoma State University Colleges of Pharmacy attending the Board meeting. All students will attend a Board meeting during their final year of college.

Executive Director gives Agency report:

Interim Director:

Executive Director, Dorothy Gourley stated that because the Board meetings have been close together, there is nothing new to report to the Board.

OSBP vs. Travis Tate, D.Ph. #14726, Case No. 1190 – request probation be lifted:

The Board was called to order by President St. Cyr to hear the request of Travis Tate. Mr. Tate was present. Oklahoma Pharmacist Helping Pharmacist (OPHP) Director, Kevin Rich was also present on Mr. Tate's behalf. Mr. Tate's request is to ask the Board to allow the probation be removed from his file so that he may be able to pursue other career options.

After a brief discussion with both Mr. Tate and Mr. Rich, a motion was made by Dr. Justin Wilson and seconded by Stephen Dudley to grant the request and that the probation to be lifted. Motion passed on roll call vote.

Athanasios Mastrokostas appear before the Board to complete licensure requirement for Reciprocity:

The Board was called to order by President St. Cyr to conduct an interview with Athanasios Mastrokostas in order for him to complete his licensure requirements for reciprocity. Mr. Mastrokostas had some charges listed on his application that President St. Cyr felt would be necessary for Mr. Mastrokostas to appear before the Board for any questions they may have for him. After a brief question and answer session with Mr. Mastrokostas, the Board agreed that he is compliant and approved his licensure by Reciprocity.

Board meets to consider the recommendation of the Search Committee and take possible action on hiring an Executive Director:

The Board was called to order to discuss the recommendations of the Search Committee for the new Executive Director.

Motion was made by Dr. Kyle Whitehead and seconded by Stephen Dudley to go into Executive Session. Motion passed on roll call vote. Board President St. Cyr asked Executive Director Gourley and Senior Compliance Officer Gary LaRue to attend the Executive Session.

Motion was made by Stephen Dudley and seconded by Dr. Kyle Whitehead to return from Executive Session. Motion passed on roll call vote.

Motion was made by Dr. Jim Spoon and seconded by Stephen Dudley that based on the recommendations of the Search Committee, the Board hire Dr. Marty Hendrick as the new Executive Director with the starting salary of \$144,000.00. Dr. Hendrick will have until May 15, 2019 to accept the position with the start date to be determined. Motion passed on roll call vote.

Board meets with Board Attorney, Erin Moore to discuss results of building testing:

The Board was called to order by President St. Cyr to discuss the issues with the Board building. Litigation Assistant Attorney General, Erin Moore was present.

Motion was made by Stephen Dudley and seconded by Dr. Greg Adams to go into Executive Session to discuss the building issues. Motion passed on roll call vote.

ATTEST _____

Board President St.Cyr asked Executive Director Gourley and Assistant Attorney General, John Settle to attend the Executive Session.

Motion was made by Stephen Dudley and seconded by Dr. Justin Wilson to return from Executive Session. Motion passed on roll call vote.

Motion was made by Dr. Justin Wilson and seconded by Stephen Dudley to accept the recommendation of Counsel and extend the contract with Terracon with an increase of \$150,000.00 in order to expand the scope of the contract to include the expense of trial preparation. Motion passed on roll call vote.

President St. Cyr adjourned the Board meeting:

A motion was made by Stephen Dudley and seconded by Dr. Justin Wilson to adjourn the Board meeting. Motion passed on roll call vote. President St. Cyr adjourned the Board meeting at 10:38 a.m.

ATTEST _____