

**DEPARTMENT OF HEALTH  
BOARD OF PHARMACY  
RULES COMMITTEE MEETING  
MINUTES  
SEPTEMBER 8, 2009  
10:00 A.M.**

**CONFERENCE CALL NUMBER: 1-888-808-6959  
CONFERENCE CODE: 5642037**

Board Members Present:

Amy Jones, JD, Chair  
Steve Melvin, PharmD, Vice-Chair  
Albert Garcia, BPharm, MHL  
Cynthia Griffin, PharmD  
Fritz Hayes, BPharm  
Jim Powers, BPharm  
Lorena Risch  
Ron Salem, PharmD  
Michele Weizer, PharmD

Board Staff Present:

Rebecca Poston, R.Ph., C.Ph., Executive Director  
Ronda Bryan, Program Office Administrator  
Maxine Wenzinger, Administrative Assistant II  
Dinah Skrnich, CDDP Manager

Board Counsel Present:

Diane Guillemette, Assistant Attorney General

Department of Health Staff Present:

Billie Jo Owens, Assistant General Counsel

**Tuesday, September 8, 2009**

**10:00 a.m. Call to Order – Amy Jones, JD, Chair**

**TAB 1 Approval of Minutes from August 11, 2009, Meeting**

**MOTION:** by Griffin, second by Weizer to approve minutes as amended. Motion carried unanimously.

**TAB 2 Rule 64B16-30.001 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.**

The following changes were suggested:

On line 2, change practitioners to “licensees”

On line 3, The term license means any permit, registration, certificate, or license, including a provisional license, issued by the department.

(2)(c) - correct spelling of Jurisprudence and add Examination

**MOTION:** by Salem, second by Garcia to reduce the fine to \$250.00 on (e)a. Motion carried, 1 opposed (Jones).

Laws and Rules will be capitalized throughout the rule.

g.(ii) - Add Revocation to the Maximum column.

All entries on column four will be deleted.

3.a. – Correct the spelling of prescription

(g) – In the Minimum Penalty Range add “and” after fine

2.(i) – in the Minimum Penalty Range, this should be underlined, not strike through

f. – remove the a and maximum

**MOTION:** by Weizer, second by Powers to change penalty range to \$500, delete and one (1) year probation, and correct typos. Motion carried unanimously.

**MOTION:** by Melvin, second by Powers to delete 4. Motion failed 2/7.

4. – Add or medical errors.

5. - correct typo in Maximum Penalty Range

10. – correct typo in the Maximum Penalty Range

**MOTION:** by Weizer, second by Powers, to change (4) “within a period of ninety (90) days”. Motion carried unanimously.

**MOTION:** by Griffin, second by Melvin to approve rule as amended and forward to full Board. Motion carried unanimously.

**MOTION:** by Hayes, second by Melvin that there is no impact on small business. Motion carried unanimously.

### **TAB 3            Rule 64B16-30.002 Minor Violations**

**MOTION:** by Salem, second by Weizer to approve and forward to full Board. Motion carried unanimously.

### **TAB 4            Rule 64B16-30.003 Citations**

(j) – correct typo and add, or medical errors.

(5) – correct the Section in F.S. 456.073

**MOTION:** by Weizer, second by Griffin to approve as amended and forward to full Board. Motion carried unanimously.

Other Comments:

**MOTION:** by Powers, second by Melvin to adjourn. Motion carried unanimously.

Meeting adjourned at 11:05 a.m.