

**OPEN MINUTES**  
**Missouri Board of Pharmacy**  
**May 11, 2007**  
**Division of Professional Registration**  
**3605 Missouri Boulevard**  
**Jefferson City, MO 65109**

The Missouri Board of Pharmacy met in open session during the times and date stated in the following minutes. Each item in the minutes will be listed in the order it was discussed at the meeting. The regular meeting was called to order by President Doug Lang at 10:53 a.m. on May 11, 2007.

**Board Members Present**

Doug Lang, R. Ph., President  
Elaina Wolzak, R. Ph., Member  
Gary Sobocinski, R. Ph., Member  
Anita Parran, Public Member

**Board Members Present by Conference Call**

Melissa Graham, R.Ph., Member

**Board Members Absent**

Pamela Marshall, R. Ph., Vice President  
James Riddle, R. Ph., Member

**NOTE: One board member position vacant.**

**Staff Present**

Debra Ringgenberg, Executive Director  
Tammy Siebert, Executive Assistant

**Others Present**

Curtis Thompson, Atty.  
Robert Angstead, Atty.

THE COURT REPORTER ENTERED THE ROOM PRIOR TO THE START OF THE MEETING.

**MOTION TO CLOSE 10:53 AM**

Anita Parran made a motion that the Board go into closed session and that all votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under Section 610.021 (1), (3), (5), (7), (13) and (14), RSMo, and under Section 620.010.14 (7), RSMo. Seconded by Gary Sobocinski to go into closed session at 10:53 a.m. Motion passed 3:0:0:3 with roll call vote as follows:

**Gary Sobocinski – yes  
Pam Marshall – absent**

**Melissa Graham – absent  
Elaina Wolzak – yes**

**Anita Parran – yes  
James Riddle - absent**

ROBERT ANGSTEAD AND THE COURT REPORTER LEFT THE ROOM AT 10:53 A.M.  
MELISSA GRAHAM JOINED THE MEETING VIA CONFERENCE CALL AT 10:55 A.M.

**RETURN TO OPEN 11:00 AM**

By motion duly made, seconded, passed and recorded in closed session minutes, the Board went into open session.

ROBERT ANGSTEAD AND THE COURT REPORTER ENTERED THE ROOM AT 11:00 A.M.

#1 **Derk C. Gavan, #040988, #2007-000388-V1** – The Board reviewed the following:

- Notice of Hearing On Violation of Disciplinary Order dated 4/27/07
- Complaint filed 4/18/07

A violation of discipline hearing was scheduled for May 11, 2007, 10:30 a.m., 1<sup>st</sup> case on the docket. A court reporter was present and the hearing began at 11:00 a.m. Derk Gavan was not present nor was he represented by legal counsel at the hearing. The hearing concluded at 11:14 a.m. and a copy of the transcript is on file with the Board of Pharmacy.

ROBERT ANGSTEAD AND THE COURT REPORTER LEFT THE ROOM AT 11:17 A.M.

**MOTION TO CLOSE 11:17 AM**

**Gary Sobocinski made a motion that the Board go into closed session and that all votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be closed under Section 610.021 (1), (3), (5), (7), (13) and (14), RSMo, and under Section 620.010.14 (7), RSMo. Seconded by Anita Parran to go into closed session at 11:17 a.m. Motion passed 4:0:0:2 with roll call vote as follows:**

**Gary Sobocinski – yes  
Pam Marshall – absent**

**Melissa Graham – yes  
Elaina Wolzak – yes**

**Anita Parran – yes  
James Riddle - absent**

**RETURN TO OPEN 11:50 AM**

By motion duly made, seconded, passed and recorded in closed session minutes, the Board went into open session.

MELISSA GRAHAM DISCONNECTED FROM THE MEETING AT 11:50 A.M.

RECESS FOR LUNCH 11:50 A.M. – 12:38 P.M.

MELISSA GRAHAM JOINED THE MEETING VIA CONFERENCE CALL AT 12:38 P.M.

**MOTION TO CLOSE 12:38 PM**

**Anita Parran made a motion that the Board go into closed session and that all votes, to the extent permitted by law, pertaining to and/or resulting from this closed meeting be**

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closed under Section 610.021 (1), (3), (5), (7), (13) and (14), RSMo, and under Section 620.010.14 (7), RSMo. Seconded by Gary Sobocinski to go into closed session at 12:38 p.m. Motion passed 4:0:0:2 with roll call vote as follows:

Gary Sobocinski – yes  
Pam Marshall – absent

Melissa Graham – yes  
Elaina Wolzak – yes

Anita Parran – yes  
James Riddle - absent

**RETURN TO OPEN 12:45 PM**

By motion duly made, seconded, passed and recorded in closed session minutes, the Board went into open session.

#2 **Closure of Personnel Records** – Discussion was held.

Motion was made by Gary Sobocinski and seconded by Elaina Wolzak that the Missouri Board of Pharmacy close all personnel records of its employees pursuant to Section 610.021(3), RSMo, in which the hiring, firing, disciplining or promoting of particular employees when personal information about the employee is discussed or recorded. Any vote on a final decision, when taken by this Board, to hire, fire, promote or discipline an employee shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public and the term "personal information" as used under Section 610.021(3) means information relating to the performance or merit of individual employees; and to close all personnel records pursuant to Section 610.021(13), RSMo, that contain individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this Board shall maintain as records available to the public the names, positions, salaries and lengths of service of officers and employees of this Board once they are employed as such; and I further move to close all personnel records pursuant to Section 610.021(14), RSMo, which are protected from disclosure by law. Motion passed 4:0:0:2 with roll call vote as follows:

Gary Sobocinski – yes  
Pam Marshall – absent

Melissa Graham – yes  
Elaina Wolzak – yes

Anita Parran – yes  
James Riddle - absent

#3 **SB195 – Joint Rulemaking with Board of Healing Arts** - President Lang presented a verbal report on this matter. The Board of Pharmacy needs to appoint two members to serve on a Joint Rulemaking Committee to draft a regulation for pharmacist administration of immunizations. Debra Ringgenberg provided a verbal report on this matter. It was the Board's consensus that immunizations should be administered with collaborative practice agreements and based on protocol only. Elaina Wolzak and Gary Sobocinski volunteered to serve on the Board of Pharmacy and Board of Healing Arts Joint Rulemaking Committee. Debra Ringgenberg and Tom Glenski will also participate in the committee meetings. Ms. Ringgenberg will communicate with the executive director of the Board of Healing Arts to establish possible meeting dates.

#4 **Board Member Recognition** – Debra Ringgenberg presented Doug Lang a plaque commemorating his five years of service on the Missouri Board of Pharmacy.

**MOTION TO ADJOURN 1:10 PM**

At approximately 1:10 p.m., motion was made by Gary Sobocinski and seconded by Anita Parran to adjourn the May 11, 2007 meeting. Motion passed 4:0:0:2.

MELISSA GRAHAM DISCONNECTED FROM THE MEETING AT 1:10 P.M.

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DEBRA C. RINGGENBERG, R. PH.  
EXECUTIVE DIRECTOR

DATE APPROVED: 9/27/07