

**TENNESSEE BOARD OF PHARMACY
TELECONFERENCE
MONDAY, DECEMBER 15, 2008
OFFICE OF GENERAL COUNSEL
PLAZA 1 – SUITE 210
220 ATHENS WAY
NASHVILLE, TENNESSEE**

The Tennessee Board of Pharmacy conducted a teleconference meeting on Monday, December 15, 2008, at 9:00 a.m. CST in the Office of General Counsel, Plaza 1 – Suite 210, 220 Athens Way, Nashville, Tennessee, to discuss the Approval of the Report to the General Assembly: Charitable Clinic Pharmacy Pilot Program.

The following individuals announced participation in the meeting.

Mrs. Alison Cleaves, Chief Legal Counsel
Mrs. Monica Franklin, Nashville, Tennessee
Dr. Robert Mitchell, Crossville, Tennessee
Dr. Brenda Warren, Memphis, Tennessee

Not participating:

Dr. Bettie Wilson, Vice President, Johnson City,
Tennessee
Dr. Larry Hill, Rockwood, Tennessee
Dr. Charles Stephens, Lebanon, Tennessee

Personally appearing for the meeting:

Dr. Kevin Eidson, Executive Director
Dr. Todd Bess, President, Cane Ridge, Tennessee
Mrs. Martha Agee, Board Administrator

After a quorum of the members being established, President, Dr. Todd Bess called the teleconference meeting to order at 9:00 a.m. CST.

President, Dr. Todd Bess turned the meeting over to Mrs. Alison Cleaves, chief legal counsel.

Mrs. Alison Cleaves, chief legal counsel, informed the members that pursuant to T.C.A. §8-44-108 (b) (2). Participation by electronic or other means - If a physical quorum is not present at the location of a meeting of a governing body, then in order for a quorum of members to participate by electronic or other

means of communication, the governing body must make a determination that a necessity exists.

Mrs. Cleaves advised the Board an Emergency Teleconference is being called for the Approval of the 2009 General Assembly for the Charitable Clinic Pharmacy Report. The Report is due January 1, 2009 and the Board does not meet again until January 12 and 13, 2009.

Dr. Brenda Warren motioned to **accept** the Necessity statement, seconded by Mrs. Monica Franklin. All were in favor and the motion carried.

Mrs. Cleaves advised the Public Chapter of the 2006 Public Acts of the 104th Tennessee General Assembly created the Nina Norman Prescription Drug Donation Act of 2006, which establishes a pilot program to redispense donated prescription drugs, other than controlled substances, to indigent patients who have a valid prescription order. Mrs. Cleaves further noted there has been no participation in the program as of the date of this December 2008 report.

Executive Director, Dr. Kevin Eidson, advised the Board that notification was provided to the pharmacists and pharmacies at the Update Seminars and the information for establishing a Charitable Clinic Pharmacy is posted on the Board's website. Dr. Eidson noted he has received three (3) inquiries and several telephone calls from private citizens wishing to donate their drugs, which is not permissible under law or rule.

Mrs. Cleaves advised the Board has not received any applications or interest shown for the Charitable Clinic Pharmacies. Mrs. Cleaves further recommended that after this year, the Board may wish to terminate the pilot program of the Charitable Clinic Pharmacy.

After discussion, Mrs. Monica Franklin motioned to **accept** the Report to the General Assembly: Charitable Clinic Pharmacy Pilot Program. A report to the 2009 106th Tennessee General Assembly dated December 2008; seconded by Dr. Brenda Warren. There was one (1) nay vote. A roll call vote was taken:

BOARD MEMBER	VOTE
Dr. Todd Bess	Yes
Mrs. Monica Franklin	Yes
Dr. Robert Mitchell	No
Dr. Brenda Warren	Yes

The motion carried.

Tennessee Board of Pharmacy
Teleconference - Charitable Clinic Pharmacy
December 15, 2008

ADJOURNED

Mrs. Monica Franklin motioned to adjourn the teleconference on Monday, December 15, 2008 at 9:12 a.m. CST; seconded by Dr. Robert Mitchell. All were in favor and the motion carried.

The Board of Pharmacy approved the December 15,, 2008 minutes at the January 11-12, 2009 board meeting.