



Minutes of the December 21, 2022
Emergency Meeting of the State of Ohio Board of Pharmacy

Wednesday, December 21, 2022

8:03 a.m. Pursuant to the Emergency Notice issued on Tuesday, December 20, 2022, and section 3719.45 of the Ohio Revised Code, the State of Ohio Board of Pharmacy convened an emergency Board Meeting via telephone conference call for the purpose of considering the placement of Tianeptine as a Schedule I Substance:

Shawn Wilt, RPh, *Presiding*; Trina Buettner, RPh, *Vice President*; Victor Goodman, *Public Member*; Mindy Ferris, RPh; Jason George, RPh; TJ Grimm, RPh; Jeff Huston, RPh; and Christine Pfaff, RPh.

Also present were Steven Schierholt, Executive Director; Sharon Maerten-Moore, *Chief Legal Counsel*; Michelle Bohan, *Associate Legal Counsel*; Michael Clark, *IT Administrator*; Brenda Cooper, *Executive Administrative Assistant*; Kevin Flaharty, *Chief of Investigations*; Ashley Gilbert, *Senior Legal Counsel*; Eric Griffin, *Director of Compliance and Enforcement*; Joseph Koltak, *Senior Legal Counsel*; Cameron McNamee, *Director of Policy and Communications*; Darcy Moulin, *Senior Legal Counsel*; Jenni Wai, *Chief Pharmacist*; Kathryn Lewis, *Legal Administrator*; and Jennifer Nelson, *Legal Administrative Assistant*.

The Board had for consideration the following language of a draft emergency rule as published in the emergency meeting notice on Tuesday, December 20, 2022:

4729:9-1-01.3 – Tianeptine (Draft)

Pursuant to section 3719.45 of the Revised Code, the state board of pharmacy hereby classifies as a schedule I opiate or opiate derivative any material, compound, mixture, or preparation that contains tianeptine.

President Wilt inquired of the Board whether there were comments on the draft language. Upon hearing no proposed changes, President Wilt entertained a motion.

R-2023-0177 Mr. George moved that the Board request an emergency rule filing from the Office of Governor DeWine for 4729:9-1-01.3 – Tianeptine to address risk to the public's health. The motion was seconded by Mr. Huston and a roll-call vote was conducted as follows: Buettner-yes; Ferris-yes; Goodman-yes; George-yes; Grimm-yes; Huston-yes; and Pfaff-yes. The following emergency rule was adopted by the Board for presentation to the Governor's Office:



4729:9-1-01.3 – Tianeptine

Pursuant to section 3719.45 of the Revised Code, the state board of pharmacy hereby classifies as a schedule I opiate or opiate derivative any material, compound, mixture, or preparation that contains tianeptine.

8:19 a.m.

The business of the meeting thus finished, the telephone conference call was ended.



Shawn Wilt, RPh, President

Date: 01/11/2023



Steven Schierholt, Executive Director

Date: 01/11/2023