

**KENTUCKY BOARD OF PHARMACY  
UNIVERSITY OF KENTUCKY  
STUDENT CENTER AUDITORIUM  
WORSHAM THEATER  
200 E. EUCLID AVENUE  
LEXINGTON KY 40508  
MARCH 08, 2006 9:00a.m.**

**Agenda**

- I. CALL TO ORDER**
- II. MINUTES**
  - \*A. January 11, 2006**
- III. APPEARANCES**
  - \*A. Donald Hamlin-9:15a.m.**
  - \*B. John Schmitt-9:45a.m.**
- IV. INTERAGENCY**
- V. BOARD REPORTS**
  - A. Board President**
    - 1. Pharmacy Technician Statute**
  - B. Board Members**
  - C. Board Executive Director**
    - 1. Mars Reports**
  - D. Board Staff**
  - E. PRN Chairman**
- VI. CURRENT/PENDING CASES**
  - A. OAG – C. Lalonde**
  - B. Case Update**
    - Case No. 02-0122**
    - Case No. 04-0098**
    - Case No. 05-0044**
    - Case No. 05-0067A**
    - Case No. 05-0067B**
    - Case No. 05-0088**
    - Case No. 05-0092A**
    - Case No. 05-0092B**
    - Case No. 05-0095B**
    - Case No. 05-0096**
    - Case No. 05-0102A**

**Case No. 05-0105A**  
**Case No. 05-0107**

- C. Case Review Committee**
- VII. RECIPROCITY/RELICENSURE/INTERNSHIP**
  - \*A. Jill Rempe**
- VIII. CORRESPONDENCE/COMMUNICATIONS**
- IX. NABP**
- X. LEGISLATION/REGULATIONS**
- XI. CONTINUING EDUCATION**
  - A. Program Review**
- XII. FINES**
  - A. Fines Report**
- XIII. OLD BUSINESS**
- XIV. NEW BUSINESS**

**\*Information enclosed with this agenda**  
**\*\*Information previously provided**  
**\*\*\*Old material with response**

**MINUTES**  
**KENTUCKY BOARD OF PHARMACY**  
University of Kentucky  
Worsham Theater, Student Center  
Lexington, Kentucky  
March 8, 2006

**CALL TO ORDER:** A regular meeting of the Kentucky Board of Pharmacy was held at the Worsham Theater in the Student Center on the campus of the University of Kentucky, Lexington, Kentucky. President Naseman called the meeting to order at 9:05 a.m. Members present: Greg Naseman, Becky Cooper, Mike Leake, Peter Orzali, and Catherine Shely. Staff: Michael Burleson, Executive Director; Jeffrey L. Osman, Pharmacy Inspections and Investigations Coordinator; Steve Hart, Katie Busroe and Phil Losch, Pharmacy and Drug Inspectors; Lisa Atha, Executive Secretary; and Cheryl Lalonde, Assistant Attorney General and Board Counsel. Guests: Brian Fingerson, Pharmacist Recovery Network Committee; JD Hammond, APSC; Paula York, Drug Enforcement and Professional Practices Branch of the Cabinet for Health and Family Services; John Hawks, Kentucky Pharmacists Association; Sue Gage, Target; Lindsey Sloan; and Frank Romenilli and University of Kentucky College of Pharmacy PY3 students. Juanita Toole, Court Reporter, recorded the meeting. Patricia Thornbury was absent.

**MINUTES:** On motion by Mr. Orzali, seconded by Dr. Shely and passed unanimously, the Minutes of January 11, 2006 were adopted.

**APPEARANCES:** **Donald Hamlin** was sworn in by Juanita Toole, Court Reporter. Mr. Hamlin appeared before the Board to ask for reinstatement of his Kentucky pharmacist's license. Mr. Hamlin gave a brief overview on the situation that led to the loss of his Kentucky pharmacist's license. Mr. Hamlin was convicted of fraudulently billing Medicaid. He has paid full restitution, served 4 months in jail, and has completed 2.5 years of probation. After a brief discussion, Mr. Orzali moved to reinstate Mr. Hamlin's Kentucky pharmacist's license with the following Agreed Order Terms: reinstatement will be contingent upon passage of the NAPLEX and MPJE within 2 years from the date of entry of the Agreed Order, he shall have no ownership in a pharmacy and he must present his Agreed Order to all employers. Mr. Leake seconded, and the motion passed unanimously.

**John Schmitt** was sworn in by Juanita Toole, Court Reporter. Mr. Schmitt appeared before the Board to ask that he be allowed to reciprocate his pharmacist's license from Wisconsin. Mr. Schmitt is under an Agreed Order with the Wisconsin Board of Pharmacy for impairment issues. After an overview of his progress and treatment, Mr. Orzali moved to allow Mr. Schmitt to reciprocate his license with the following Terms of the Agreed Order: lifetime probation, maximum hours of work: 40hrs/wk or 80 hrs/2wk, cannot be pharmacist-in-charge during terms of probation, cannot have power of attorney during terms of probation, must provide copy of Agreed Order to all employers, must have aftercare contract with PRN – to include drug counselor if indicated, must sign a

release for Board to have access to all medical records, must attend NA/AA meetings no less than 3 times per week, must provide PRN with written monthly reports of all NA/AA meetings, must agree to random observed drug screens, quarterly inspections by Board for 2 years, shall not ingest any mood altering substances including alcohol, notify Board within 10 days of any RX/OTC med prescribed/ingested, PRN Chair or President to approve all pharmacies/worksites prior to employment, cannot fill any prescriptions for self or immediate family, and must identify to the Board one pharmacy for these prescriptions, provide PRN with a written self-performance evaluation monthly, and attend CAPTASA, University of Utah School on Alcoholism and Drug Addiction, or SE-PRN within one year from the date of entry of this Agreed Order. Any violation of state/federal pharmacy or drug laws constitutes violation of the Agreed Order and may result in an emergency suspension of pharmacist license and hearing scheduled by the Board. All of the above is reported to NABP. Mr. Leake seconded and the motion passed unanimously.

**INTERAGENCY:** Paula York, Drug Enforcement and Professional Practices Branch of the Cabinet for Health and Family Services, thanked the Board for their kind words, flowers and tribute to Mike Burton.

**BOARD REPORTS:** **President. Pharmacy Technician Statute.** Mr. Naseman, Ms. Cooper, and Mr. Burlison made appearances before Senate committee meetings to testify for the Pharmacy Technician Statute. Two changes were made to the original statute: allowance for family members to work up to 20 hours per year in the pharmacy without registration, and pharmacists and technicians would have 30 days to report home address changes to the Board office. The bill passed out of the Senate on consent agenda and was headed to the House.

**Board Members. Becky Cooper.** Welcomed the students and explained her role as a consumer member of the Board of Pharmacy.

**Board Executive Director.** **1.** MARS reports included for February and March 2006. **2.** 5542 pharmacists had renewed their Kentucky pharmacist's license by February 28, 2006, with 4608, or 83%, renewing online. **3.** Information regarding the upcoming NABP meeting in San Francisco was provided. **4.** The Board of Pharmacy staff had a staff meeting to review issues so that all inspectors are in consensus. The staff is also reviewing the regulations in order to make suggestions on changes.

**Board Staff. Steve Hart.** Mr. Hart informed the Board that the staff was in the pilot phase of using the SansWrite electronic inspection forms. A full report will be made at the May 10, 2006 Board meeting

**PRN Chairperson.** Brian Fingerson explained the Pharmacist Recovery Network to the students.

**CURRENT/PENDING CASES:**

Ms. Cooper moved for acceptance and entry of the proposed Agreed Orders as written. Dr. Shely seconded, and the motion passed unanimously.

**Case No. 02-0122; Case No. 04-0098; Case No. 04-0113A; Case No. 05-0044; Case No. 05-0067A; Case No. 05-0067B; Case No. 05-0068; Case No. 05-0086B; Case No. 05-0088; 05-0092A; Case No. 05-0092B; Case No. 05-0095B; Case No. 05-0096; Case No. 0102A; Case No. 05-0103; Case No. 05-0105A; and Case No. 05-0107.**

### **CASE REVIEW COMMITTEE:**

Mr. Orzali moved for acceptance of the Case Review Committee recommendations for the following case reports. Dr. Shely seconded, and the motion passed unanimously.

**Case No. 03-0128B (Revisit).** Pharmacist allegedly engaged in unprofessional conduct by committing medication errors. Medications for chemical peels were compounded incorrectly and were dispensed to three patients in the original case, at the time all had lawsuits against the permit holder. One case was settled and two were still pending. New information 11/11/05: The two pending cases have now been settled. **New Information:** Pharmacist responded that the proposed Agreed Order is not acceptable. Alleged violation of law: KRS 315.121 (1)(a) and (2)(d). **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0085C (Revisit).** Pharmacy permit holder allegedly delivered legend drugs including controlled substances to a location that was not permitted by the Kentucky Board of Pharmacy. **New Information:** Wholesaler denies delivering drugs to non permitted location. Alleged violation of law: 201 KAR 2:105 Section 3 (3)(c). **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0094A.** Pharmacy permit holder allegedly engaged in unprofessional conduct by committing medication errors. Medication error reported by the KY Department of Insurance. A refill for Lanoxin 0.25mg was presented, patient profile shows that the patient was switched to generic. The patient received lorazepam instead of digoxin 0.25mg. The patient was taken to ER and treated for irregular heartbeat. Alleged violation of law: KRS 315.121 (2)(d). **CRC Recommendation:** There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 05-0094B.** Pharmacist allegedly engaged in unprofessional conduct by committing medication errors. Medication error reported by the KY Department of Insurance. A refill for Lanoxin 0.25mg was presented, patient profile shows that the patient was switched to generic. The patient received lorazepam instead of digoxin 0.25mg. The patient was taken to ER and treated for irregular heartbeat. Alleged violation of law: KRS 315.121 (2)(d). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0109A.** Permit holder allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0109B.** Permit holder allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0109C.** Permit holder allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0109D.** Pharmacist allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 05-0109E.** Pharmacist allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation:

There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0109F.** Pharmacist allegedly changed ownership without proper notification and maintained legend drugs at an unlicensed location. Alleged violations of law: 201 KAR 2:205, KRS 315.035. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 06-0003A.** Pharmacy permit holder allegedly committed a medication error by dispensing two Rx's with the wrong patient name on the label, and then re-dispensing them with the medications reversed in the Rx vials. Alleged violation of law: KRS 315.121 (2)(d). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0003B.** Pharmacist allegedly committed a medication error by dispensing two Rx's with the wrong patient name on the label, and then re-dispensing them with the medications reversed in the Rx vials. Alleged violation of law: KRS 315.121 (2)(d). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0003C.** Pharmacist allegedly committed a medication error by dispensing two Rx's with the wrong patient name on the label, and then re-dispensing them with the medications reversed in the Rx vials. Alleged violation of law: KRS 315.121 (2)(d). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0004A.** Pharmacy permit holder allegedly had improper compounding procedures of high risk nebulizer medication. Improper notification of closure. Alleged violations of law: KRS 315-121 (1)(a), (2)(d), KRS 315.010 (13), KRS 217.055(1)(b), (2), 201 KAR 2:106 (s)(c). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0004B.** Pharmacist allegedly improperly compounded high risk nebulizer medication. Improper notification of closure. Alleged violations of law: KRS 315-121

(1)(a), (2)(d), KRS 315.010 (13), KRS 217.055(1)(b), (2), 201 KAR 2:106 (s)(c). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0004C.** Pharmacist allegedly improperly compounded high risk nebulizer medication. Improper notification of closure. Alleged violations of law: KRS 315-121 (1)(a), (2)(d), KRS 315.010 (13), KRS 217.055(1)(b), (2), 201 KAR 2:106 (s)(c). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0004D.** Pharmacist allegedly improperly compounded high risk nebulizer medication. Improper notification of closure. Alleged violations of law: KRS 315-121 (1)(a), (2)(d), KRS 315.010 (13), KRS 217.055(1)(b), (2), 201 KAR 2:106 (s)(c). CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0005.** Pharmacist allegedly engaged in unprofessional conduct, by letting her 7 year old daughter behind the pharmacy counter unsupervised. However in photos provided by the complainant the child is supervised. Alleged violation of law: KRS 315-121 (1)(a). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 06-0006.** Pharmacist allegedly failed to complete 1.5 units of pharmacy continuing education in 2005. Pharmacist could produce 13 of 15 required CE hours. Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105. CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0007.** Pharmacist allegedly failed to complete 1.5 units of pharmacy continuing education in 2005. Pharmacist could product 13.5 of 15 required CE hours. Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105. CRC Recommendation: There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0008.** Pharmacist allegedly failed to complete 1.5 units of pharmacy continuing education in 2005. Pharmacist could product 13 of 15 required CE hours.



Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105 CRC

**Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0009.** Pharmacist allegedly failed to complete 1.5 units of pharmacy continuing education in 2005. Pharmacist could product 12 of 15 required CE hours.

Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105. CRC

**Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0010.** Pharmacist allegedly failed to complete 1.5 units of pharmacy continuing education in 2005. Pharmacist could product 5 of 15 required CE hours.

Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105. CRC

**Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0011.** Pharmacist allegedly violated previous Agreed Order (04-0008).

Pharmacist entered into an AO on March 9, 2005 with the conditions that the pharmacist obtain six hours of CE on medication errors. Pharmacist failed to complete six hours within the six months of signing the AO. Alleged violations of law: KRS 315.121(1)(i), KRS 315.990 (1), KRS 315.065 (2) and 201 KAR 2:105. CRC **Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0012A.** Pharmacy permit holder allegedly engaged in unprofessional conduct by committing medication errors. Zoloft 100mg was mixed in prescription for Ultracet. Alleged violation of law: KRS 315.121(2)(d). CRC **Recommendation:**

There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0012B.** Pharmacist allegedly engaged in unprofessional conduct by committing medication errors. Zoloft 100mg was mixed in prescription for Ultracet. Alleged violation of law: KRS 315.121(2)(d). CRC **Recommendation:** There is

sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if

unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0014.** Pharmacist allegedly violated a previous Agreed Order by relapsing, reinstatement of pharmacist license. She was arrested and admitted to taking Ambien and Lortab to the police officer. Alleged violation of law: KRS 315-121(1)(i) and (2)(f). **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0016.** Pharmacist allegedly surrendered her Tennessee pharmacist license. Pharmacist entered into a Consent Order with the TN Board of Pharmacy agreeing to indefinite suspension of pharmacist license due to impairment issues. Pharmacist has been in contact with PRN. Alleged violation of law: KRS 217.065. **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0017.** Pharmacist allegedly had action taken against Alabama pharmacist license due to impairment issues. Pharmacist entered into a Consent Order with the AL Board of Pharmacy agreeing to 5 years with all suspension being probated. Pharmacist self reported on KY license renewal. Alleged violation of law: KRS 217.065. **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0018A.** Pharmacy permit holder allegedly failed to timely notify the Board of Pharmacist-in-charge change. Alleged violation of law: KRS 315.020(1), 201 KAR 2:205, Sect. 2 (3)(d). **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 06-0018B.** Pharmacist in charge allegedly failed to timely notify the Board of a pharmacist in charge change. Alleged violation of law: KRS 315.020(1), 201 KAR 2:205, Sect. 2 (3)(d). **CRC Recommendation:** There is sufficient evidence of a violation; however, the penalty shall be the issuance of a Letter of Reprimand.

**Case No. 06-0019.** Pharmacist allegedly failed to complete 1.5 continuing education units for the year 2004. Pharmacist completed 4 CE units for 2004, 3.8 CE units for 2005. Alleged violations of law: KRS 315.065 (2) and 201 KAR 2:105. **CRC Recommendation:** There is sufficient evidence of a violation to warrant disciplinary action and the Executive Director is directed to attempt resolution through an Agreed

Order and, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 05-0038.** Pharmacist allegedly had action taken against Indiana pharmacist license due to impairment issues. CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.

**RECIPROCITY/RELICENSURE/INTERNSHIP:** **Jill Rempe** appeared before the Board to ask that she be allowed to reciprocate her pharmacist's license from Missouri. Ms. Rempe was sworn in by Juanita Toole, Court Reporter. Ms. Rempe explained the circumstances that lead to the disciplinary action against her Missouri pharmacist's license. After a brief discussion, Mr. Leake moved to allow Ms. Rempe to reciprocate her license with the following Terms of the Agreed Order: probation for one year, monthly meetings with a Board approved credentialed counselor for at least six months, at the end of six months if the counselor deems it appropriate and the board approves, Ms. Rempe may stop meeting with the counselor and the probation will end. Ms. Cooper seconded and the motion passed 4 to 1. Mr. Leake, Ms. Cooper, and Dr. Shely voted yes, and Mr. Orzali voted no.

**LEGISLATION / REGULATIONS:** J.D. Hammond, APSC, gave a brief overview of bills presented before the Kentucky Legislature that would affect the profession of pharmacy. He complimented Mr. Naseman and Mr. Burlson for their work on the Pharmacy Technician Registration bill. Testimony was presented to committee on pharmacist prescribing. It was a discussion only meeting, but could lead to advancing the pharmacy profession in the long term. There was some importation bills introduced that did not receive much support at this time. A bill was introduced allowing automated dispensing systems in Hospice residential care facilities. If passed, the Board will be requested to change 201 KAR 2:074 to include Hospice residential care facilities.

At the January 11, 2006 Kentucky Board of Pharmacy meeting, Mr. Burlson was directed to draft amendments to 201 KAR 2:280, prescription dispensing for formulary compliance. Jan Gould, Kentucky Retail Federation, had asked the Board for willingness to work with Medicaid on this issue. This issue was tabled until the May 10, 2006 Board Meeting.

**CONTINUING EDUCATION:** Ms. Cooper moved to accept the continuing education programs 06-05 through 06-10 as recommended. Mr. Leake seconded, and the motion passed unanimously.

**OLD BUSINESS:** The evaluation committee will be Greg Naseman, Pete Orzali, and Cathy Shely.

**ADJOURNMENT:** On motion by Mr. Orazli, seconded by Dr. Shely, and passed unanimously, President Naseman adjourned the meeting at 12:28 p.m. The next regularly scheduled Board meeting is scheduled to begin at 9:00 a.m. on May 10, 2006 at the Board Office.

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Michael Burleson, Executive Director

MB:lha