

**KENTUCKY BOARD OF PHARMACY**

**Board Meeting**

**125 Holmes Street Suite 300**

**Frankfort KY 40601**

**July 8, 2015**

**9:00 a.m.**

**Agenda**

**I. CALL TO ORDER**

**II. MINUTES**

\*A. May 13, 2015

**III. APPEARANCES**

**IV. INTERAGENCY**

**V. BOARD REPORTS**

A. Board Executive Director

- \*1. eMARS (April 2015, May 2015, and June 2015 FY 2015) and Financial Report
- 2. MPJE Review September 2015: Steve Hart
- \*3. 2015 Tri-Regular Symposium October 6-7, 2015 Arlington VA

**VI. CURRENT/PENDING CASES**

- A. OAG-Cheryl Lalonde
- \*B. Case Update
- \*C. Case Review

**VII. RECIPROCITY/RELICENSURE/INTERNSHIP/PHARMACY TECHNICIANS**

- \*A. Pharmacy Technician Summary
- \*B. Samuel Lucas Pharmacy Technician Application
- \*C. John Wesley Wright Initial Application for Pharmacist Licensure
- \*D. Cheryl Johnson Reciprocity
- \*E. Kavita Parikh Reinstatement
- \*F. Sharman Smith Pharmacy Technician Application
- \*G. Amy Smith Pharmacy Technician Application
- \*H. Nathan Lewis Fugate Initial Application for Pharmacist Licensure

**VIII. CORRESPONDENCE/COMMUNICATION**

**IX. NABP**

**X. LEGISLATION/REGULATION**

- \*A. 201 KAR 2:220 Collaborative Care Agreement
- \*B. 201 KAR 2:\_\_\_ Pharmacy Services in Long Term Care Facility

**XI. CONTINUING EDUCATION**

\*A. CE Programs: 15-17 to 15-32

**XII. FINES**

**XIII. OLD BUSINESS**

**XIV. NEW BUSINESS**

- \*A. Pharmacist Recovery Network Appointments
- B. Advisory Council Appointments
- \*C. Naloxone Dispensing Training Programs
  - 1. CAPP
  - 2. Rhode Island
  - 3. CVS

**XV. FYI.**

- \*A. KRS 315.150 Board Term Limits: Discussion at a future Board meeting
- \*B. 201 KAR 2:210 Patient Records and Patient Counseling-Mandatory Counseling: Discussion at a future Board meeting

**XVI. EXECUTIVE SESSION**

- A. Pursuant to KRS 61.810(1)(f) to discuss possible appointment of an employee with the Board.

\*Information enclosed with this agenda

**MINUTES**  
**KENTUCKY BOARD OF PHARMACY**  
**State Office Building Annex, Ste. 300**  
**125 Holmes Street**  
**Frankfort, KY 40601**

**July 8, 2015**

**CALL TO ORDER:** A regular meeting was held at the Kentucky Board of Pharmacy at the Board Office at 125 Holmes Street, State Office Building Annex, Ste. 300, Frankfort, Kentucky. President Thornbury called the Meeting to order at 9:10 a.m.

Members present: Joel Thornbury, Brian DeWire, Scott Greenwell, Larry Hadley and Cathy Hanna. Staff: Michael Burleson, Executive Director; Steve Hart, Pharmacy Inspections and Investigations Coordinator; Shannon Allen, Christina Amburgey, Caleb Benningfield, Katie Busroe, and Amanda Harding, Pharmacy and Drug Inspectors; Cheryl Lalonde, Assistant Attorney General and Board Counsel; Brian Fingerson, Pharmacist Recovery Network Committee; and Lisa Atha, Executive Secretary. Guests: Al Carter, CVS Health; Chris Killmeier, Walgreens; Adam Parrish and Tim Kock, Walmart; Rich Palumbo, Express Scripts; Anne Policastri, KSHP; Robert McFalls, Trish Freeman and Chris Clifton, KPhA; Jan Gould, Kentucky Retail Federation; and Aaron Bruce, Allie Perkins, and Amanda Cass, College of Pharmacy students. Melody Curtis, Court Reporter, recorded the meeting. Board Member Deborah Brewer was not present.

**MINUTES:** On motion by Dr. DeWire, seconded by Dr. Hanna and passed unanimously, the Minutes of May 13, 2015 were approved.

**INTERAGENCY:** Anne Policastri, KSHP, Bob McFalls, KPhA, and Jan Gould, KRF, expressed their gratitude to Mike Burleson for his dedicated work to the profession of pharmacy and wished him the best of luck in his retirement.

**BOARD REPORTS:**

**Board Executive Director.** 1) eMARS Reports for April 2015, May 2015, and June 2015 and the Financial Report were presented to the Board. 2) Dr. Greenwell moved to allow Steve Hart, Executive Director as of August 1, 2015, to attend the MPJE Item Review workshop held at NABP headquarters in Mt. Prospect, IL, September 10-11, 2015. Mr. Hadley seconded, and the motion passed unanimously. 3) Dr. Greenwell moved to allow the Executive Director, Board President and one other Board Member to attend the Tri-Regulator Symposium in Arlington, VA, October 6-7, 2015. Dr. Hanna seconded, and the motion passed unanimously.

**CURRENT/PENDING CASES:**

**Case Updates:** Dr. Hanna moved to accept Case Updates for Case Numbers 11-0233B; 11-0275A; 11-0275B; 14-0250B; 15-0002; 15-0003; 15-0004; 15-0006; 15-0007; 15-0008; 15-0009; 15-0010B; 15-0012; 15-0013B; 15-0014; 15-0016; 15-0017; 15-0018; 15-0023; 15-0024; 15-0026; 15-0027; 15-0028; 15-0029; 15-0031; 15-0032B; 15-0036; 15-0037; 15-0038; 15-

0040; 15-0041; 15-0042; 15-0043; 15-0044; and 15-0052. Dr. DeWire seconded, and the motion passed unanimously.

**Case Review:** Mr. Hadley moved to accept Case Review recommendations. Dr. DeWire seconded, and the motion passed unanimously.

**Case No. 11-0240. Revisit.** Pharmacist allegedly engaged in unprofessional or unethical conduct and has mental or physical incapacity that prevents the licensee from engaging or assisting in the practice of pharmacy due to failing a drug test. Pharmacist allegedly engaged in unprofessional or unethical conduct by selling, dispensing and ingesting a drug for which a prescription drug is required, without having first received a prescription drug order. NEW INFORMATION: Plea agreement felony. Signed KYPRN. Alleged Violation of Law: KRS 315.121(1)(b). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 14-0002. Revisit.** Pharmacist allegedly provided improper drug utilization review resulting in a patient receiving maintenance medication two months early. Pharmacist allegedly engaged in unprofessional or unethical conduct by dispensing medication to patient without the patient's knowledge or consent. Alleged Violations of Law: 201 KAR 2:210 Section 4 and KRS 315.121(1)(a). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 14-0020. Revisit.** Pharmacist disciplined by Ohio Board of Pharmacy for the diversion of controlled substances. Pharmacist license was suspended on June 14, 2013 for diversion of several hydrocodone containing products and impairment. NEW INFORMATION: New information received from the Ohio Board of Pharmacy. Alleged Violation of Law: KRS 315.121(1)(b). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0034A.** Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by allowing the dispensing of medications for which a prescription order is required, without having first received a prescription drug order for the drug. Pharmacy permit holder allegedly sold a misbranded drug. Patient allegedly received phentermine, and the label (as dispensed) fails to bear a prescription number or date of dispensing. Alleged Violations of Law: KRS 315.121 (1)(a) and KRS 217.065 (11)(b). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0034B.** Pharmacist allegedly engaged in unprofessional or unethical conduct by dispensing a drug for which a prescription order is required, without having first received a prescription drug order for the drug. Pharmacist allegedly dispensed a misbranded drug. Patient allegedly received phentermine, and the label (as dispensed) fails to bear a prescription number or date of dispensing. Pharmacist allegedly engaged in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist or pharmacy intern, with or without established proof of actual injury. Alleged Violations of Law: KRS 315.121 (2)(d) and (f). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0035A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 2 oxycodone/acetaminophen 5/325 tablets attributed to technician diversion. Alleged Violation of Law: 201 KAR 2:100 Section 1. 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0035B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 2 oxycodone/acetaminophen 5/325 tablets attributed to technician diversion. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0035C.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0057A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 204 clonazepam 1mg tablets, 2 Tramadol 50mg tablets, 2 hydrocodone/apap 7.5/325mg tablets, 74 hydrocodone/apap 10mg/325mg tablets, 129 hydrocodone/apap 10/325mg tablets, 131 oxycodone/apap 5/325mg tablets, 97 oxycodone/apap 7.5/325mg tablets, and 315 apap/cod #3 tablets since the last inventory which was performed on May 1, 2014. Alleged Violation of Law: 201

KAR 2:100 Section 1. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0057B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 204 clonazepam 1mg tablets, 2 Tramadol 50mg tablets, 2 hydrocodone/apap 7.5/325mg tablets, 74 hydrocodone/apap 10mg/325mg tablets, 129 hydrocodone/apap 10/325mg tablets, 131 oxycodone/apap 5/325mg tablets, 97 oycodone/apap 7.5/325mg tablets, and 315 apap/cod #3 tablets since the last inventory which was performed on May 1, 2014. Alleged Violation of Law: 201 KAR 2:100 Section 1. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0057C.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0060A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 359 tablets of hydrocodone/apap 7.5/325 mg and 1,884 tablets of hydrocodone/apap 10/325 mg over a period of approximately 2 years (4-29-2013 to 4-30-2015). Alleged Violation of Law: 201 KAR 2:100 Section 1. CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.

**Case No. 15-0060B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 60 tablets of hydrocodone/apap 7.5/325 mg and a gain of 1 tablet of hydrocodone/apap 10/325 mg over a period of approximately 3 months (2-2-2015 to 4-30-2015). Alleged Violation of Law: 201 KAR 2:205 Section 2(3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0060C.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported being over 322 tablets of hydrocodone/apap 7.5/325 mg and missing 350 tablets of hydrocodone/apap 10/325 mg over a period of approximately 12 weeks (5-3-2014 to 7-27-2014). Alleged Violation of Law: 201 KAR 2:205 Section 2(3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0060 D.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 598 tablets of hydrocodone/apap 7.5/325 mg and a loss of 408 tablets of hydrocodone/apap 10/325 mg over a period of approximately 1 year (4-29-2013 to 5-2-2014) and also reported a loss of 23 tablets of

hydrocodone/apap 7.5/325 mg and a loss of 1,127 tablets of hydrocodone/apap 10/325 mg over a period of approximately 6 months (7-28-2014 to 2-1-2015). Alleged Violation of Law: 201 KAR 2:205 Section 2(3)(b). CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.

**Case No. 15-0060E.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0094A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 102 oxycodone/acetaminophen tablets. Alleged Violation of Law: 201 KAR 2:100 Section 1. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0094B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 102 oxycodone/acetaminophen tablets. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0094C.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0240.** Pharmacy permit holder allegedly failed to place a pharmacist-in-charge of pharmacy from May 13, 2015 to June 5, 2015. Alleged Violation of Law: KRS 315.020 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0251 A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 3020 vials of hydromorphone over a period of two years. Alleged Violation of Law: 201 KAR 2:100 Section 1. 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0251B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 3020 vials of hydromorphone over a period of two years. Licensee was pharmacist in charge for four of the audited months. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice

**Case No. 15-0251C.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 3020 vials of hydromorphone over a period of two years. Licensee was pharmacist in charge for 20 of the audited months. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice

**Case No. 15-0251D.** Pharmacist allegedly engaged in unprofessional or unethical conduct by selling, dispensing, and ingesting a drug for which a prescription drug order is required, without having first received a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (2)(f). CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.

**Case No. 15-0253A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 946 dosage units. Alleged Violation of Law: 201 KAR 2:100 Section 1. CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0253B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 946 dosage units. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice

**Case No. 15-0253C.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.



**Case No. 15-0254A.** Wholesaler allegedly failed to limit access to areas where legend drugs are held to only authorized personnel. Alleged Violations of Law: 201 KAR 2:105 Section 5 (2)(b) and (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0254B.** A wholesaler facility was allegedly located in a residence. Alleged Violation of Law: 201 KAR 2:105 Section 5 (1)(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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0258A.** Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 29 oxycodone/acetaminophen 10/325 tablets attributed to technician diversion. Alleged Violation of Law: 201 KAR 2:100 Section 1. 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0258B.** Pharmacist-in-charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 29 oxycodone/acetaminophen 10/325 tablets attributed to technician diversion. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(b). CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

**Case No. 15-0258C.** Registered Pharmacy Technician allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting, or administering a drug for which a prescription drug order is required, without first receiving a prescription drug order for the drug. Alleged Violation of Law: KRS 315.121 (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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0261A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if

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

**Case No. 15-0261B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/15/2015. Alleged Violation of Law: KRS 315.138(1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0262A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0262B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/17/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0263A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0263B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/24/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0264A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0264B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/27/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0265A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0265B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/28/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0266A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0266B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/18/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0267A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0267B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/18/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0268A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0268B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/18/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0269A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0269B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/22/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to

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

**Case No. 15-0270A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0270B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/22/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0271A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0271B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/22/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0272A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0272B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 4/21/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0273A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0273B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/11/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0274A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0274B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/17/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0275A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0275B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/15/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0276A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0276B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/14/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0277A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0277B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/5/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0278A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if

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

**Case No. 15-0278B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/11/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0279A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0279B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/27/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0280A.** Pharmacy permit holder allegedly aided or abetted an employee to assist in the practice of pharmacy without having a current pharmacy technician registration. Alleged Violation of Law: KRS 315.121 (1)(g). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0280B.** Pharmacy technician allegedly assisted in the practice of pharmacy without a current pharmacy technician registration from 03/31/2015 to 5/26/2015. Alleged Violation of Law: KRS 315.138 (1). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0282.** Pharmacist failed to supply proof of 15 hours of continuing education during an audit of 2014 CE. Pharmacist allegedly completed 13.75 hours of 15 required. Alleged Violations of Law: KRS 315.121(1)(e) and 201 KAR 2:0 5(1)(a). 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0283.** Pharmacist failed to supply proof of 15 hours of continuing education during an audit of 2014 CE. Pharmacist allegedly completed 0 hours of 15 required. Alleged Violations of Law: KRS 315.121(1)(e) and 201 KAR 2:0 5(1)(a). **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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0284.** Pharmacist failed to supply proof of 15 hours of continuing education during an audit of 2014 CE. Pharmacist allegedly completed 1 hour of 15 required. Alleged Violations of Law: KRS 315.121(1)(e) and 201 KAR 2:0 5(1)(a). **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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

**Case No. 15-0285.** Pharmacist failed to supply proof of 15 hours of continuing education during an audit of 2014 CE. Pharmacist allegedly completed 10 hours of 15 required. Alleged Violations of Law: KRS 315.121(1)(e) and 201 KAR 2:0 5(1)(a). **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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing.

#### **RECIPROCITY/RELICENSURE/INTERNSHIP/PHARMACY TECHNICIANS:**

**Pharmacy Technician Registrant GK.** Dr. Hanna moved to approve the application for pharmacy technician registration for GK provided he signs an Agreed Order with standard Kentucky PRN language that includes one year probation. Dr. Greenwell seconded, and the motion passed unanimously.

**Pharmacy Technician Registrant KW.** Dr. Greenwell moved to approve the application for pharmacy technician registration for KW provided he signs an Agreed Order with standard Kentucky PRN language that includes 5 years probation, 12 AA meetings per month and up to 12 drug screens per year. The motion was not seconded. After discussion, Dr. DeWire moved to approve the application for pharmacy technician registration for KW provided he signs an Agreed Order with standard Kentucky PRN language that includes 3 years probation and up to 6 drug screens per year. Dr. Greenwell seconded, and the motion passed unanimously.

**Pharmacy Technician Registrant DW.** Dr. Greenwell moved to approve the application for pharmacy technician registration for DW without restriction. Dr. Hanna seconded, and the motion passed unanimously.

**Samuel Lucas, Pharmacy Technician Registration.** Samuel Lucas had been convicted of a felony in 1997 for Theft by Deception over \$300. Dr. Greenwell moved to approve the application for pharmacy technician registration for Samuel Lucas without restriction. Dr. Hanna seconded, and the motion passed unanimously.

**Sharman Smith, Pharmacy Technician Application.** Sharman Smith had been convicted of a felony in 1989 for Attempted Assault in Illinois. Dr. Hanna moved to approve the application for pharmacy technician registration for Sharman Smith without restriction. Mr. Hadley seconded, and the motion passed unanimously.

**Amy Smith, Pharmacy Technician Application.** Amy Smith had been convicted of a Class D Felony in 2008 for possession of a controlled substance. Upon successful completion of probation, the charge was amended to a Class A Misdemeanor. Ms. Smith is currently an assistant store manager, in training to be a store manager for Walgreens. Dr. Hanna moved to table Amy Smith's request to become registered as a pharmacy technician until more information is obtained regarding the specifics of the charge and if the Indiana Board of Pharmacy has any action or restrictions on Ms. Smith. Mr. Hadley seconded, and the motion passed unanimously.

**John Wesley Wright, Initial Application for Pharmacist Licensure.** John Wesley Wright was requesting approval to sit for the Kentucky pharmacist's licensure examinations. He was convicted of a misdemeanor charge involving the physical control of a vehicle. He had been asleep in a parked vehicle, not operating the vehicle, while intoxicated on March 9, 2014 and was issued a citation for operating a vehicle under influence which was amended to a misdemeanor charge of physical control of a vehicle. Dr. Greenwell moved to approve John Wesley Wright's request to sit for the Kentucky Pharmacist Licensure examinations and if successfully completed, to license Mr. Wright without restriction. Mr. Hadley seconded, and the motion passed unanimously.

**Nathan Lewis Fugate, Initial Application for Pharmacist Licensure.** Nathan Lewis Fugate was requesting approval to sit for the Kentucky pharmacist's licensure examinations. He entered an Alford Plea to a driving under the influence charge in 2014. Mr. Fugate signed a KYPRN and has been compliant with the agreement. The KYPRN terminates upon graduation. Dr. Greenwell moved to approve Nathan Lewis Fugate's request to sit for the Kentucky pharmacist's licensure examinations and if successfully completed, to license Mr. Fugate without restriction. Dr. Hanna seconded, and the motion passed unanimously.

**Cheryl Johnson, Reciprocity Request.** Cheryl Johns requested to reciprocate her pharmacist's license from California to Kentucky. Ms. Johnson is planning on returning to Kentucky to practice pharmacy. Ms. Johnson was on probation in California from 1999-2002 for unprofessional conduct as a pharmacist. In April 1997, she was undergoing a surgical procedure and received pre-op prescriptions for an antibiotic and pain medication. The physician mistakenly had the wrong patient's name on the prescriptions. Ms. Johnson marked out the

name and filled the prescriptions for herself. In June 1995, she falsely billed a zolpidem prescription for a relative without insurance under her husband's name in order to use his insurance. Dr. Greenwell moved to grant Cheryl Johnson's request to reciprocate her California pharmacist's license to Kentucky. Dr. Hanna seconded, and the motion passed unanimously.

**Kavita Parkih, Reinstatement.** Kavita Parkih let her Kentucky pharmacist's license lapse in 2000. There is no past disciplinary action on any of Ms. Parkih's pharmacist's licenses. Dr. Greenwell moved to reinstate Kavita Parkih's Kentucky pharmacist's license provided she complete a renewal application, pays all renewal fees and penalties, provides a summary of past and present professional history and a list of all pharmacist licenses held, proof of 75 hours of continuing education, including at least one hour of approved HIV/AIDS CE continuing education, successful completion of the MPJE and NAPLEX, and complete 1000 intern hours which may be acquired out of state. Dr. Hanna seconded, and the motion passed unanimously.

#### **CORRESPONDENCE/COMMUNICATION:**

**Representative Dennis Keene, Chair of Licensing and Occupations Committee.** President Thornbury introduced Representative Keene, who thanked Mr. Burleson for his work as Executive Director of the Kentucky Board of Pharmacy.

**Representative Dennis Horlander.** President Thornbury introduced Representative Horlander, who thanked Mr. Burleson for his work as Executive Director of the Kentucky Board of Pharmacy.

**Letter from Governor Beshear.** President Thornbury read a letter from Governor Beshear thanking Mr. Burleson for his work as Executive Director of the Kentucky Board of Pharmacy.

#### **LEGISLATIVE/REGULATION:**

**201 KAR 2:220 Collaborative Care Agreement.** Dr. Hanna moved to approve 201 KAR 2:220 as submitted and file by July 15, 2015. Dr. Greenwell seconded, and the motion passed unanimously.

**201 KAR 2:\_\_\_ Pharmacy Services in Long Term Care Facility.** Dr. Hanna moved to approve 201 KAR 2:\_\_\_ as submitted and file by July 15, 2015. Dr. Greenwell seconded, and the motion passed unanimously.

Dr. Greenwell moved to set the hearing date at 9 a.m. for 201 KAR 2:220 and 10 a.m. for 201 KAR 2:\_\_\_ on August 26, 2015, at the Board office. Dr. Hanna seconded, and the motion passed unanimously.

#### **CONTINUING EDUCATION:**

Dr. Greenwell moved to approve continuing education programs 15-17 through 15-32 as recommended. Dr. Hanna seconded, and the motion passed unanimously.

**NEW BUSINESS:**

**Pharmacist Recovery Network Appointments.** Dr. Greenwell moved to reappoint Sandra Anderson, Mandy Jones, and Julie Owen to the Kentucky Pharmacist Recovery Network for 3 year terms. Mr. Hadley seconded, and the motion passed unanimously. Dr. Greenwell amended the motion to reappoint Sandra Anderson, Mandy Jones, and Julie Owen to the Kentucky Pharmacist Recovery Network for 4 year terms. Mr. Hadley seconded, and the motion passed unanimously.

**Advisory Council Appointments.** KRS 315.191 requires HME representatives have 2 of the 9 positions on the Advisory Council. Dr. Hanna moved to send out notice and application for the HME representative positions on the Advisory Council to be considered at the September 2015 Board Meeting. Dr. DeWire seconded, and the motion passed 3 to 1, with Dr. Hanna, Dr. DeWire and Mr. Hadley voting for the motion and Dr. Greenwell voting against the motion.

**Naloxone Dispensing Training Programs:**

1. **CAPP** – meets all requirements per 201 KAR 2:360 Naloxone Dispensing.
2. **Rhode Island** – does not meet all requirements per 201 KAR 2:360 Naloxone Dispensing.
3. **CVS** – does not meet all requirements per 201 KAR 2:360 Naloxone Dispensing.

Dr. Hanna moved to approve the CAPP Naloxone Dispensing Training Program per 201 KAR 2:360 requirements. Mr. Hadley seconded, and the motion passed unanimously.

Dr. Greenwell moved to communicate to Rhode Island and CVS the gaps in their Naloxone Dispensing Training Programs, allowing the programs to be updated and a request for approval may be made at a future Board Meeting. Dr. Hanna seconded, and the motion passed unanimously.

**FYI:**

**KRS 315.150 Board Term Limits.** To be discussed at a future Board Meeting.

**201 KAR 2:210 Patient Records and Patient Counseling.** Mandatory counseling to be discussed at a future Board Meeting.

President Thornbury recognized Michael Burleson for being presented the 2015 KPhA Distinguished Service Award.

President Thornbury introduced Joseph Rannazzisi, Deputy Assistant Administrator, Office of Diversion Control, DEA. Mr. Rannazzisi presented Mr. Burleson with the United States of America flag flown over the United States Capitol by Representative Harold Rogers in honor of Michael Burleson.

**EXECUTIVE SESSION:**

Dr. Greenwell moved to go into Executive Session pursuant to KRS 61.810(1)(c) to discuss possible litigation with Board Members, Mr. Burleson, Mr. Hart, and Ms. Lalonde in attendance. After that discussion is complete, Dr. Greenwell moved the Board stay in Executive Session pursuant to KRS 61.810(1)(f) to discuss possible appointment of an employee with Board

Members, Mr. Burleson and Mr. Hart in attendance. Dr. Hanna seconded, and the motion passed unanimously.

Dr. Greenwell moved to come out of Executive Session. Dr. Hanna seconded, and the motion passed unanimously.

Dr. Greenwell moved for the Board of Pharmacy to expend funds on an external legal analysis by Stoll Keenon and Ogden Attorneys. Dr. DeWire seconded, and the motion passed unanimously.

**ADJOURNMENT:** On motion by Dr. Greenwell, seconded by Dr. DeWire and passed unanimously, President Thornbury adjourned the Board Meeting at 11:50 a.m. The next regularly scheduled Board Meeting is scheduled to begin at 9:00 a.m. on September, 9, 2015 at the University of Kentucky College of Pharmacy, Lexington, Kentucky.

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Steve Hart, R.Ph.

7-8-2015

**EXECUTIVE SESSION:**

Dr. Greenwell moved to go into Executive Session pursuant to KRS 61.810(1)(c)(f) to discuss possible appointment of an employee and possible litigation with Board Members, Ms. Lalonde (for possible litigation), Mr. Hart, and Mr. Burleson. Dr. Hanna seconded, and the motion passed unanimously.

Dr. Greenwell moved to come out of Executive Session. Dr. Hanna seconded, and the motion passed unanimously.

Dr. Greenwell moved that Board funds be expended on external legal analysis. Dr. DeWire seconded, and the motion passed unanimously.

Dr. Greenwell moved that the appointments for the Pharmacy Recovery Network be for a four (4) year term instead of a (3) year term. Mr. Hadley seconded, and motion passed unanimously.

Dr. Greenwell moved to adjourn. Dr. DeWire seconded, and motion passed unanimously. Meeting adjourned at 11:50 a.m.