

KENTUCKY BOARD OF PHARMACY

**Board Meeting
125 Holmes Street
Frankfort KY 40601**

**May 16, 2018
9:00 AM**

Agenda

I. CALL TO ORDER

II. MINUTES

A. *March 14, 2018

III. APPEARANCES

A. *Amanda Balcerzak – Reinstatement

B. *CPS TELEpharmacy – RxRemote Solutions; Robert Brower and Joseph Calomo

IV. INTERAGENCY

V. BOARD REPORTS

A. Executive Director

1. *eMars – March and April 2018

2. Legislative Update

VI. CURRENT/PENDING CASES

A. *Case Update and Fines Report

B. *Final Order

C. *Pharmacy Technician Summary

VII. RECIPROCITY/RELICENSURE/INTERNSHIP/PHARMACY TECHNICIANS

A. *Pharmacist Intern Application

VIII. CORRESPONDENCE/COMMUNICATION

A. *Jeffrey Arnold – CE Extension

B. *Mina Salah Roupriel – CE Extension

C. *PCA Pharmacy – Waiver Request

D. *Steve Newsome – Case 15-0015 Consideration Request

E. *Clinic Pharmacy – Off-site Storage Request

IX. NABP

X. LEGISLATION/REGULATION

XI. CONTINUING EDUCATION

A. *CE Programs – 18-15 through 18-23

XII. OLD BUSINESS

- A. Update on Hazardous Drug Task Force
- B. Update on Advisory Council
 - 1. *201 KAR 2:015 Draft
 - 2. *Application for Provider CE Approval
 - 3. *Application for Pharmacist CE Approval
- C. Update on Long Term Care Task Force

XIII. NEW BUSINESS

- A. *Failed Exams
- B. *SB 6 – Inspector request for guidance
- C. Protocols – Trish Freeman
 - 1. *Acute Group A Streptococcal Pharyngitis Infection Protocol
 - 2. *Acute Influenza Infection Antiviral Therapy Protocol
 - 3. *Tuberculin Skin Testing Two-Step Protocol for Initial Testing
 - 4. *Anaphylaxis Treatment Protocol for Epinephrine Autoinjections
- D. Licensee Outreach

XIV. FYI

- A. Expungement
 - 1. Case 14-0158
 - 2. Case 14-0104
 - 3. Case 14-0171

*Information enclosed with this agenda.

MINUTES

KENTUCKY BOARD OF PHARMACY

125 Holmes Street, Ste 300

Frankfort KY

May 16, 2018

CALL TO ORDER A regularly scheduled meeting was held at the Board office in Frankfort, Kentucky. President Hanna called the meeting to order on May 16, 2018 at 9:07 a.m.

Members present: Cathy Hanna, Ron Poole, Peter P. Cohron, Jill Rhodes, Craig Martin and Jody Forgy.

Staff: Larry Hadley, Executive Director; Katie Busroe, Pharmacy Inspections and Investigations Supervisor; Amanda Harding, Pharmacy and Drug Inspector; Paul Daniels, Pharmacy and Drug Inspector; Jessica Williams, Pharmacy and Drug Inspector; Rhonda Hamilton, Pharmacy and Drug Inspector; John Romines, Pharmacy and Drug Inspector; Cheryl Lalonde, General Counsel; and Darla Sayre, Executive Staff Advisor. Court Reporter Terri Pelosi recorded the meeting.

Guests: Jade Sillavan, PCA Pharmacy; Brian Fingerson, PRN Committee; Matt Martin; Chris Killmeier, Walgreens; Leslie Hurst, Walgreens; Lauren Adams, Walgreens; Cindy Stowe, Sullivan College of Pharmacy; Amanda Balcerzak; Lorri Wolmsly, Walgreens; Scott Anderson, Pharmerica; Joe Calamo, CPS Telepharmacy; Robert Brower, CPS Telepharmacy; Scott Dilley, Pharmerica; Lavanya Peter, Park Duvalle CHC and Emmanuel Owusu.

MINUTES On motion by Dr. Martin, seconded by Mr. Poole and passed unanimously, the minutes of March 14, 2018 were approved.

APPEARANCES

Amanda Balcerzak – Amanda Balcerzak was sworn in by the court reporter, Terri Pelosi. Dr. Balcerzak appeared before the Board to request reinstatement of her Kentucky pharmacist license. Dr. Balcerzak gave a brief overview of the events leading to the surrender of her license. Dr. Balcerzak surrendered her Alabama pharmacist license 2/22/2016 after the discovery and intervention of Walgreens pharmacy supervisor and loss prevention. After treatment and continued sobriety, her Alabama license was reinstated July 24, 2017. Dr. Balcerzak signed a KYPRN agreement on June 14, 2016. She signed an agreed order of surrender with the Kentucky Board of Pharmacy stipulating six months of continuous sobriety and scrupulous compliance with the directives of the KYPRN Monitoring Agreement on October 2, 2017. Her sobriety date is February 22, 2016. As of March 15, 2018, she has had fulfilled the requirements for the Kentucky agreed order of surrender. Brian Fingerson, chairman of the Kentucky Pharmacy Recovery Network, informed the Board that the committee voted 8-0 in favor of reinstatement.

Mr. Poole moved to reinstate Dr. Balcerzak's pharmacist's license with stipulations as follows: five years of probation; perpetual inventory at all places of employment for Schedule II drugs; electronic tracking of Schedule III-V drugs and expired controlled substances; perpetual inventory available; audits; 12 monthly AA/NA meetings; inspections; maximum work hours with no overtime; copy of Agreed Order to all employers and pharmacists-in-charge; KYPRN;

signed release of medical records; monthly report of AA/NA meetings; observed urine, other body fluid, or hair samples for drug/alcohol screens; prohibited from accepting position as pharmacist-in-charge, power of attorney, or preceptor; attendance within 1 year of entry of her Agreed Order at Utah School or CAPTASA; monthly written self-performance evaluations. The specifics of her agreement will be detailed for Dr. Balcerzak at a later date by Mr. Fingerson. Dr. Balcerzak stated she understood that any violation of the Agreed Order of Reinstatement shall cause her to automatically lose her license to practice pharmacy for not less than five years and one day and shall require her to petition the Board for reinstatement only after she has taken and successfully passed the entire Kentucky Board of Pharmacy licensure examination. Dr. Balcerzak shall not seek to amend or modify her Agreed Order. Above information shall be reported to NABP and is subject to disclosure under the Kentucky Open Records Act. President Hanna cautioned Dr. Balcerzak that the Board requires strict compliance with all stipulations. Mr. Cohron seconded, and the motion passed unanimously.

CPS Telepharmacy – RxRemote Solutions: Robert Brower and Joseph Calomo – Robert Brower and Joseph Calomo requested approval from the Board to allow RxRemote Solutions to assist a Kentucky client remotely without sharing ownership of their database. Mr. Hadley stated that current common database laws require shared ownership. Mr. Cohron moved to deny this request based on current law. Mr. Forgy seconded, and the motion passed unanimously.

INTERAGENCY Mark Glaspar, KPhA, informed the Board of an upcoming meeting. The 140th KPha Annual Meeting and Convention will be held in Covington, KY on June 14-17, 2018

BOARD REPORTS

1. Financial reports were presented for March and April 2018.
2. Mr. Hadley presented a legislative update for HB 246, HB166, SB 6, HB 366 and HB 509.

Mr. Poole stated that attendance at the NABP Annual meeting and the NABP District meeting would be beneficial for the Board members, Executive Director, Board Counsel and Board inspectors. Mr. Poole moved to direct Board staff to seek out of state travel approval from PPC for the NABP District III meeting in August. Dr. Martin seconded, and the motion passed unanimously.

CURRENT/PENDING CASES Mr. Poole moved to accept Case Review Committee's recommendations for:

Revisit Case 17-0495 A. Pharmacy permit holder allegedly sold adulterated medications; compounded preparations containing expired ingredients were dispensed. Permit holder allegedly failed to maintain an accurate computerized recordkeeping system. The system does not have an identifying designation of the dispensing pharmacist. Pharmacy permit holder allegedly failed to report all dispensed Schedule II, III, IV, or V controlled substances to the Kentucky All-Schedule Prescription Electronic Reporting System (KASPER). Alleged Violations of

Law: KRS 315.121 (1)(h); KRS 217.055 (1)(a); 201 KAR 2:170 Section 1 (1)(h); and 902 KAR 55:110 Section 2 (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. Standard terms and \$5000 administrative fine, agrees not to renew/reinstate/apply.**

Revisit Case 17-0495 B. Pharmacist in charge (PIC) allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by dispensing compounded preparations containing expired ingredients. Pharmacist allegedly engaged in unprofessional or unethical conduct by willfully or knowingly failing to maintain complete and accurate records of all drugs received, dispensed, or disposed of in compliance with federal and state laws, rules, or administrative regulations. PIC allegedly failed in the procurement, storage, security, and disposition of drugs. PIC allegedly failed to make or file any reports required by state or federal laws and regulations. Alleged Violations of Law: KRS 315.121 (2)(d); KRS 315.121 (2)(g); 201 KAR 2:205 Section 2 (3)(b)(e) and 201 KAR 2:170 Section 1 (8)(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. Standard terms and \$5000 administrative fine, additional 6 hours of continuing education on pharmacy law, three year probation, cannot be a pharmacist in charge, must request permission to work from Board, cannot work in a pharmacy owned/managed by spouse.**

Revisit Case 17-0495 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive, defraud, or harm the public, with or without established proof of harm by dispensing compounded preparations containing expired ingredients. Pharmacist allegedly engaged in unprofessional or unethical conduct by willfully or knowingly failing to maintain complete and accurate records of all drugs received, dispensed, or disposed of in compliance with federal and state laws, rules, or administrative regulations. Pharmacist allegedly failed to maintain accurate records of each day's prescription data. Alleged Violations of Law: KRS 315.121 (2)(d); KRS 315.121 (2)(g); 201 KAR 2:170 Section 1 (8)(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. Standard terms and \$20,000 administrative fine.**

Revisit Case 17-0496 A. Permit holder allegedly failed to maintain an accurate computerized recordkeeping system. The system does not have an identifying designation of the dispensing pharmacist. Permit holder allegedly dispensed misbranded prescriptions. Pharmacy permit holder allegedly failed to report all required information to the Kentucky All-Schedule

Prescription Electronic Reporting System (KASPER). Permit holder allegedly failed to dispense a drug within the same therapeutic class as the prescribed drug when dispensing for formulary compliance. Permit holder allegedly engaged in unprofessional or unethical conduct by mailing prescriptions into states in which the pharmacy did not hold licensure. Permit holder allegedly engaged in unprofessional or unethical conduct by dispensing compounded preparations when a commercially available product is available. Alleged Violations of Law: 201 KAR 2:170 Section 1 (1)(h); KRS 217.065(1); KRS 315.121(1)(h); 902 KAR 55:110 Section 2(2)(a); 201 KAR 2:280 Section 1(1)(c) and KRS 315.121 (1)(a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Revisit Case 17-0496 B. Pharmacist in charge (PIC) allegedly engaged in unprofessional or unethical conduct by dispensing a drug for which a prescription drug order is required without first receiving a prescription drug order. PIC allegedly failed to maintain accurate records of each day's prescription data. PIC allegedly failed in the provision of pharmacy services and the making or filing of any reports required by the state. PIC allegedly failed to dispense a drug within the same therapeutic class as the prescribed drug when dispensing for formulary compliance. Alleged Violation of Law: KRS 315.121(2)(f); 201 KAR 2:170 Section 1(8)(a); 201 KAR 2:205 Section 2 (3)(b) and (e); and 201 KAR 2:280 Section 1 (1)(c). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 17-0526 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct. 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 17-0526 B. Pharmacist in Charge allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged violation of Law: KRS 315.121 (2) (j) **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 17-0527 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct. 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 17-0527 B. Pharmacist in Charge allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged violation of Law: KRS 315.121 (2) (j) **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 17-0527 C. Pharmacy Technician allegedly engaged in unprofessional or unethical conduct. 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.**

Revisit Case 17-0536 A. Pharmacy permit holder allegedly sold a misbranded drug due to medication error. Pharmacy permit holder allegedly dispensed over-the-counter acetaminophen in place of hydrocodone/apap and oxycodone/apap. Alleged Violation of Law: KRS 217.065 (1). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Revisit Case 17-0536 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Pharmacist allegedly dispensed over-the-counter acetaminophen in place of hydrocodone/apap and oxycodone/apap. 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.**

Revisit Case 17-0536 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Pharmacist allegedly dispensed over-the-counter acetaminophen in place of hydrocodone/apap and oxycodone/apap. 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.**

Revisit Case 17-0547 Pharmacist 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 having first received a prescription drug order for the drug. Alleged violation of law: KRS 315.121 (2)(f). The attorney for the pharmacist has suggested an alternative to the penalty of a \$1000 fine and one year probation. **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. Standard terms and \$3000 administrative fine, six month suspension from date of Agreed Order.**

Case 17-0560 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by engaging in fraud in connection with the practice of pharmacy. Pharmacy permit holder allegedly misrepresented themselves as the only choice a patient had to obtain their prescriptions. 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 17-0560 B. Pharmacist-in-charge allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive or defraud the public. Pharmacist-in-charge allegedly misrepresented the pharmacy as the only choice a patient had to obtain their prescriptions. 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 17-0564 Pharmacist allegedly has a mental or physical incapacity that prevents licensee from engaging in the practice of pharmacy with reasonable skill, competence, and safety to the public and allegedly engaged in unprofessional or unethical conduct by selling, transferring, dispensing, ingesting or administering a schedule I substance. 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. Standard terms and, six month suspension from date of PRN agreement after successful completion of a minimum 28 day program.**

Revisit Case 18-0001 A. Pharmacy permit holder engaged in unprofessional or unethical conduct. Alleged Violation of Law: 201 KAR 2:100 Section 1, 201 KAR 2:170 Section 1(8), and KRS 315.121 (1)(j). **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. Standard terms and \$1000 administrative fine.**

Revisit Case 18-0001 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by dispensing, ingesting, or administering drugs for which prescription drug orders are required, without first receiving prescription drug orders for the drugs. 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. Standard terms and one year suspension with continued sobriety and scrupulous compliance, consideration of any pending criminal charges.**

Case 18-0006 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by refusing to sell the requested amount of an over-the-counter product, even though allowed by law. Pharmacy permit holder allegedly refused to sell customer two boxes of an over-the-counter product containing pseudoephedrine although the amount was still under the legal limit. 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 18-0006 B. Pharmacist-in-charge allegedly engaged in unprofessional or unethical conduct by refusing to sell the requested amount of an over-the-counter product, even though allowed by law. Pharmacist-in-charge allegedly refused to sell customer two boxes of an over-the-counter product containing pseudoephedrine although the amount was still under the legal limit. 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 18-0006 C. Pharmacist allegedly engaged in unprofessional or unethical conduct by refusing to sell the requested amount of an over-the-counter product, even though allowed by law. Pharmacist allegedly refused to sell customer two boxes of an over-the-counter product containing pseudoephedrine although the amount was still under the legal limit. 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 18-0006 D. Pharmacy technician allegedly engaged in unprofessional or unethical conduct by refusing to sell the requested amount of an over-the-counter product, even though allowed by law. Pharmacy technician allegedly refused to sell customer two boxes of an over-the-counter product containing pseudoephedrine although the amount was still under the legal limit. 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 18-0010 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to dispense a medication in a timely manner. Alleged Violation of Law: KRS 315.121 (1)(a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0010 B. Pharmacist in charge allegedly failed in the provision of pharmacy services. 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 18-0013 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to provide access to a pharmacist through a telephone service. Alleged Violation of Law: KRS 315.121(1) (a), 201 KAR 2:210. **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0013 B. Pharmacist in charge allegedly failed in the provision of pharmacy services. 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 18-0015 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to dispense a medication in a timely manner. Alleged Violation of Law: KRS

315.121 (1)(a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0015 B. Pharmacist in charge allegedly failed in the provision of pharmacy services. 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 18-0030 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by failing to dispense a medication in a timely manner. Alleged Violation of Law: KRS 315.121 (1)(a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0030 B. Pharmacist in charge allegedly failed in the provision of pharmacy services. 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 18-0033 A. Pharmacy permit holder allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 4310 Alprazolam tablets, 1242 oxycodone tablets and 279 Oxycodone/Acetaminophen tablets over a period of 9 Months from May 2017 to January 29, 2018 due to employee pilferage. 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. Standard terms and \$5000 administrative fine, one year probation with audit at their expense not to exceed \$3000.**

Case 18-0033 B. Pharmacist in charge allegedly failed to provide adequate security and control of drugs. Pharmacy reported a loss of 4310 Alprazolam tablets, 1242 oxycodone tablets and 279 Oxycodone/Acetaminophen tablets over a period of 9 Months from May 2017 to January 29, 2018 due to employee pilferage. 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 18-0033 C. 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. Standard terms and revocation.**

Case 18-0039 A. Pharmacy permit holder allegedly engaged in unprofessional conduct by failing to dispense the full quantity of medication prescribed to a patient. 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 18-0039 B. Pharmacist allegedly engaging in unethical or unprofessional conduct likely to deceive, defraud, or harm the public, with or without established proof of actual injury by failing to dispense the full quantity of medication prescribed to a patient. 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 18-0042 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by dispensing a drug which another pharmacy had already dispensed three days prior. 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 18-0042 B. Pharmacist in charge allegedly failed to perform a prospective drug use review. Alleged Violation of Law: 201 KAR 2:210 Section 4. **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0043 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by employing a pharmacist that failed to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. 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 18-0043 B. Pharmacist in Charge allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0044 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by employing a pharmacist that failed to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. 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 18-0044 B. Pharmacist in Charge allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.

Case 18-0045 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by employing a pharmacist that failed to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. 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 18-0045 B. Pharmacist in Charge allegedly engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0046 A. Pharmacy permit holder allegedly engage in unprofessional or unethical conduct by employing pharmacists that dispensed an incorrect strength on five different occasions. Alleged Violation of Law: KRS 315.121 (1) (a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0046 B. Pharmacist allegedly engaged in unprofessional or unethical conduct to deceive, defraud, or harm the public, demonstrating a willful or careless disregard for the health, welfare, or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist or pharmacy intern, with or without establish proof of actual injury by committing a medication error. Alleged Violation of Law: KRS 315.121 (2) (d). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0046 C. Pharmacist allegedly engaged in unprofessional or unethical conduct to deceive, defraud, or harm the public, demonstrating a willful or careless disregard for the health, welfare, or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist or pharmacy intern, with or without establish proof of actual injury by committing a medication error. Alleged Violation of Law: KRS 315.121 (2) (d). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0046 D. Pharmacist allegedly engaged in unprofessional or unethical conduct to deceive, defraud, or harm the public, demonstrating a willful or careless disregard for the health, welfare, or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist or pharmacy intern, with or without establish proof of actual injury by committing a medication error.

Alleged Violation of Law: KRS 315.121 (2) (d). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0048 A. Permit holder allegedly engaged in unprofessional or unethical conduct by failing to dispense medication in a timely manner and by failing to dispense a legitimate prescription. 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 18-0048 B. Pharmacist in charge (PIC) allegedly failed to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. PIC allegedly failed in the procurement of drugs. Alleged Violations of Law: KRS 315.121 (2)(j) and 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 18-0116 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by circulating false, misleading, or deceptive statements concerning the practice of pharmacy. 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 18-0116 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by circulating false, misleading, or deceptive statements concerning the practice of pharmacy. Alleged Violation of Law: KRS 315.121 (2)(a). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0117 A. The pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by selling an adulterated medication. Alleged Violation of Law: KRS 217.055 (2). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0117 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by dispensing adulterated medication. 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 18-0119 A. Pharmacy permit holder allegedly failed to provide written notification to the Kentucky Board of Pharmacy 15 days prior to permanent closure. Pharmacy permit holder allegedly did not notify the board of the closing until returning the permit three days after pharmacy closed. Alleged Violation of Law: 201 KAR 2:106 Sec. 2 (1) (c). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0119 B. Pharmacist-in-charge allegedly did not notify the Kentucky Board of Pharmacy of a closure of the pharmacy. Pharmacist-in-charge allegedly did not notify the board of the closing until returning the permit three days after pharmacy closed. Alleged Violation of Law: 201 KAR 2:205 Section 2 (3)(e). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0122 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by dispensing invalid prescriptions of schedule two controlled substances prescribed by a nurse practitioner. 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 18-0122 B. Pharmacist in charge engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **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. Standard terms and \$1000 administrative fine, additional 6 hours of continuing education on pharmacy law.**

Case 18-0122 C. Pharmacist in charge engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **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. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on pharmacy law.**

Case 18-0122 D. Pharmacist in charge engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **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. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on pharmacy law.**

Case 18-0122 E. Pharmacist in charge engaged in unprofessional or unethical conduct by failing to exercise appropriate professional judgment in determining whether a prescription drug order is lawful. Alleged Violation of Law: KRS 315.121 (2) (j). **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. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on pharmacy law.

Case 18-0123. Special pharmacy permit holder allegedly failed to provide written notification to the Board of Pharmacy 15 days prior to permanent closure. Alleged Violation of Law: 201 KAR 2:106 Section 2 (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. Standard terms and \$500 administrative fine.**

Case 18-0124. Permit holder allegedly failed to provide written notification to the Kentucky Board of Pharmacy 15 days prior to permanent closure. Permit holder allegedly closed the medical gases facility on February 2, 2018 and did not notify the Board. Alleged Violation of Law: 201 KAR 2:106 Section 2 (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. Standard terms and \$500 administrative fine.**

Case 18-0125 A. Pharmacy permit holder allegedly engaged in unprofessional or unethical conduct by engaging in fraud in connection with the practice of pharmacy. Pharmacy permit holder allegedly charged a patient the full cash price of a medication after submitting a claim to the patient's insurance and receiving reimbursement from them. Alleged Violation of Law: KRS 315.121 (1)(a)(f) **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0125 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to deceive or defraud the public. Pharmacist allegedly charged a patient the full cash price of a medication after submitting a claim to the patient's insurance and receiving reimbursement from them. 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 18-0128 A. Pharmacy permit holder allegedly sold a misbranded drug due to medication error. Pharmacy permit holder allegedly filled a prescription for cefdinir 125mg/5mL suspension with incorrect directions. Alleged Violation of Law: KRS 217.065 (1). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0128 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury

by committing a medication error. Pharmacist allegedly filled a prescription for cefdinir 125mg/5mL suspension with incorrect directions. 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and \$500 administrative fine, additional 6 hours of continuing education on medication errors and their prevention.**

Case 18-0129 A. Special pharmacy permit holder for medical gases allegedly engaged in the practice of special pharmacy services from an unlicensed location due to moving without notification to the Board. Alleged Violation of Law: KRS 315.035 (5). **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. Standard terms and \$500 administrative fine.**

Case 18-0129 B. Pharmacist-in-charge allegedly engaged in the practice of special pharmacy services from an unlicensed location due to moving without notification to the Board. Alleged Violation of Law: 201 KAR 2:225 Section 2 (1)(b). **CRC Recommendation: There is insufficient evidence of a violation to warrant disciplinary action and the case is closed without prejudice.**

Case 18-0130 A. Pharmacy permit holder allegedly sold a misbranded drug due to medication error. Pharmacy permit holder allegedly filled a prescription for metformin ER 500mg without verifying which formulation the prescriber wanted. Alleged Violation of Law: KRS 217.065 (1). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0130 B. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury by committing a medication error. Pharmacist allegedly filled a prescription for metformin ER 500mg without verifying which formulation the prescriber wanted. Alleged Violation of Law: KRS 315.121 (2)(d). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0130 C. Pharmacy permit holder allegedly sold a misbranded drug due to medication error. Pharmacy permit holder allegedly filled a prescription for metformin ER 500mg that was not AB rated to the metformin ER 500mg the patient had previously been dispensed. Alleged Violation of Law: KRS 217.065 (1). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0130 D. Pharmacist allegedly engaged in unprofessional or unethical conduct by engaging in conduct likely to harm the public with or without established proof of actual injury

by committing a medication error. Pharmacist allegedly filled a prescription for metformin ER 500mg that was not AB rated to the metformin ER 500mg the patient had previously been dispensed. Alleged Violation of Law: KRS 315.121 (2)(d). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0132. Registered Kentucky pharmacist was allegedly convicted of a violation of pharmacy or drug laws, rules, or administrative regulations of another state due to diversion of a noncontrolled substance. Alleged Violations of Law: KRS 315.121(1)(c)2 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/or, if unsuccessful, to proceed with either an Administrative Conference, if requested, or the issuance of a Formal Complaint and Notice of Hearing. Standard terms and six month suspension.**

Case 18-0136. Pharmacist was allegedly convicted of a violation of pharmacy or drug laws, rules, or administrative regulations of his home state of California. He was the pharmacist-in-charge of a California pharmacy that was engaged in fraudulent activity. Alleged Violation of Law: KRS 315.121(1)(c)2. **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. Standard terms and probation until resolution of California case.**

Case 18-0137A. Pharmacy permit holder allegedly engaged in unprofessional or unethical by employing a pharmacist that dispensed a drug for which a prescription drug order is required, without having first received a prescription drug order for the drug and engaging in conduct likely to deceive, defraud or harm the public, demonstrating a willful disregard for the health, welfare, or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist, with or without established proof of actual injury. Alleged Violation of Law: KRS 315.121(1)(a). **CRC Recommendation: There is sufficient evidence developed and the investigator is directed to conduct further investigation.**

Case 18-0137B. Kentucky licensed pharmacist-in-charge allegedly engaged in unprofessional or unethical by dispensing a drug for which a prescription drug order is required, without having first received a prescription drug order for the drug and engaging in conduct likely to deceive, defraud or harm the public, demonstrating a willful disregard for the health, welfare, or safety of a patient, or engaging in conduct which substantially departs from accepted standards of pharmacy practice ordinarily exercised by a pharmacist, with or without established proof of actual injury. Alleged Violations of Law: KRS 315.121(2)(f) and (d). **CRC Recommendation:**

There is sufficient evidence developed and the investigator is directed to conduct further investigation.

Case 18-0152. Out of state pharmacy was convicted of 3 violations of pharmacy or drug laws, rules or administrative regulations of the Federal government: one count of conspiracy and two counts of introductions of adulterated or misbranded drug in interstate commerce with intent to defraud and mislead. Alleged Violation of Law: KRS 315.121(1)(c)2. **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. Standard terms and voluntary surrender as revoked.**

Mr. Cohron seconded, and the motion passed unanimously.

FINAL ORDER Mr. Poole moved to accept the Hearing Officer's Recommended Order, and issue the Final Order for Case 17-0510C as presented. Dr. Rhodes seconded, and the motion passed unanimously.

PHARMACY TECHNICIAN SUMMARY Dr. Martin moved to grant the applications associated with Cases 18-0144 and 18-0270 with no further action. Mr. Cohron seconded, and the motion passed unanimously.

Ms. Lalonde requested the Board to consider how staff should handle applications that include recent minor offenses or alcohol related charges/convictions (such as a single DUI). Dr. Martin moved to allow staff to process the applications without first referring to the Board for approval as long as the charges do not:

- involve drugs
- present with a suggestion of abuse
- occur in a pharmacy or are related to the practice of pharmacy
- pertain to discipline in another jurisdiction

Mr. Poole seconded, and the motion passed unanimously.

RECIPROCITY/RELICENSURE/INTERNSHIP/PHARMACY TECHNICIANS Dr. Martin moved to grant the application with no restrictions. Mr. Cohron seconded, and the motion passed unanimously.

CORRESPONDENCE/COMMUNICATION

Jeffrey Arnold – CE Extension Dr. Martin moved to deny this request. Mr. Forgy seconded, and the motion passed with Dr. Rhodes opposing.

Mina Salah Roupheel – CE Extension Mr. Poole moved to deny this request. Dr. Martin seconded, and the motion passed unanimously.

PCA Pharmacy – Waiver Request Jade Sullivan and Joe Elmes appeared before the Board requesting a waiver to bypass the pharmacist quality check #2 by utilizing a DOSIS machine. Dr. Martin requested the workflow for the entire dispensing process be presented at a future Board meeting. Dr. Hanna directed the Board members to visit the pharmacy to view the DOSIS machine if they are interested.

Steve Newsome – Case 15-0015 Consideration Request Dr. Martin moved to deny this request. Mr. Poole seconded, and the motion passed unanimously.

Clinic Pharmacy – Off-site Storage Request Mr. Poole moved to approve this request. Mr. Cohron seconded, and the motion passed unanimously.

CONTINUING EDUCATION Mr. Poole moved to approve programs 18-15, 18-16, 18-17, 18-18, 18-21, 18-22 and 18-23. Mr. Cohron seconded, and the motion passed unanimously.

Dr. Martin moved to deny program 18-19. Mr. Poole seconded, and the motion passed unanimously.

Mr. Poole questioned the total requested hours for program 18-20. Upon further review, the requested hours were documented in the program agenda. Dr. Martin moved to approve program 18-20. Mr. Cohron seconded, and the motion passed unanimously.

OLD BUSINESS

- A. Update on Hazardous Drug Task Force** Matt Martin, Chair informed the Board on the progress of the task force. The task force has met monthly and hope to conclude at their August meeting. They have voted and approved Table 2 and 3 drugs may use a risk assessment. Other issues of concern are negative pressure and a low volume generator. These issues will be addressed at the August meeting after USP 800 has been completely reviewed. Interested parties regarding wholesale distribution are invited to the June meeting for their input.
- B. Update on Advisory Council** Chris Killmeier, Chair stated the 201 KAR 2:015 draft, the Application for Provider CE Approval form and the Application for Pharmacist CE Approval form had been voted and proved by the Council. Mr. Poole moved to accept the Advisory Council's recommendation. Dr. Martin seconded, and the motion passed unanimously. President Hanna directed Ms. Lalonde to file this regulation and forms before June 15, 2018. The date for the public hearing will be July 24, 2018 at 9:00 a.m. at the Board office. Dr. Rhodes asked that staff look into the possibility of updating all applications and form for electronic submission.
- C. Update on Long Term Care Task Force** Peter Cohron, Chair informed the Board that the task force will be meeting at the conclusion of the Board meeting.

NEW BUSINESS

- A. Failed NAPLEX Exams** Mr. Hadley informed the Board that NABP allows an applicant to sit for the NAPLEX exam five times. Kentucky has no limit to the amount of attempts to pass the NAPLEX. Mr. Hadley recommends the Board adopt the NABP limitations of five attempts. Mr. Poole moved to direct the Advisory Council to draft regulation limiting the amount of NAPLEX attempts. Dr. Martin seconded, and the motion passed unanimously.
- B. SB 6** Board inspectors requested guidance for enforcing recently passed SB 6 which requires pharmacists and dispensers to provide information to consumers on the importance of safe disposal of unused controlled substances via verbal information, written information or a posted sign. SB 6 is open ended with no specifics, therefore, it is up to the pharmacist/dispenser to determine what to say and how to say it. The Board directed the inspectors to allow for an educational grace period. Mark Glasper, KPhA, stated that they are working on signage to be available to pharmacies.
- C. Grant Proposal** At the July 9, 2014 Board meeting, the Board approved a \$30,000 grant to KPhA/KSHP for education and prevention of drug abuse with the stipulation that a report will be made to the Board regarding budget and details of programs implemented every six months. There have been no reports presented to the Board. Dr. Rhodes moved to direct KPhA/KSHP to present a report to include budget, previous expenditures and future plans. Mr. Poole seconded, and the motion passed unanimously.
- D. Protocols** Trish Freeman presented the following protocols for Board approval. Dr. Freeman stated that all protocols will be updated to reflect the Board approval date. Dr. Freeman informed the Board that she will be working with Dr. Sweeney on an article in KASP on protocols.
- 1. Acute Group A Streptococcal Pharyngitis Infection Protocol** Mr. Poole moved to approve this protocol with minor changes in spelling and an age correction. Dr. Martin seconded, and the motion passed unanimously.
 - 2. Acute Influenza Infection Antiviral Therapy Protocol** Mr. Poole moved to approve this protocol with the addition of caregiver. Dr. Rhodes seconded, and the motion passed unanimously.
 - 3. Tuberculin Skin Testing Two-Step Protocol for Initial Testing** Dr. Martin moved to approve this protocol. Mr. Poole seconded, and the motion passed unanimously.
 - 4. Anaphylaxis Treatment Protocol for Epinephrine Autoinjections** Mr. Poole moved to approve this protocol with the addition allowing for pharmacist judgement for determination of additional pens due to personal circumstances. Dr. Martin seconded, and the motion passed unanimously.
- E. Licensee Outreach** President Hanna stated that at the recent NABP Annual Meeting cooperation between licensing agencies was a beneficial tool to educate all licensees.

Inspection staff does a good job informing the Board of issues concerning other licensing agencies raised by pharmacists during inspections. Mr. Poole requested Mr. Hadley to contact the KBML for their cooperation in educating their licensees to facilitate a more cooperative and respectful relationship between their licensees and pharmacists. Mr. Hadley will present this issue at the next Executive Director's meeting. Paula York, DEPP stated that they will investigate complaints on physicians and if needed, refer their findings to the KBML.

ADJOURNMENT On motion by Mr. Cohron, seconded by Mr. Poole and passed unanimously, President Hanna adjourned the meeting at 1:10 p.m. The next regularly scheduled meeting begins at 9:00 a.m. on July 11, 2018 at the Board Office in Frankfort, Kentucky.

Larry A. Hadley
Executive Director