

## **MINUTES**

### **KENTUCKY BOARD OF PHARMACY**

**held at**

**Justice and Public Safety Cabinet**

**1<sup>st</sup> Floor Conference Room**

**125 Holmes Street**

**Frankfort, KY 40601**

**and via Zoom**

### **BOARD MEETING**

**September 17, 2025**

**10:00 a.m.**

**Members present:** Board President Anthony Tagavi, Vice President Meredith Figg, Ronald Poole, Jason Belcher, Jonathon Van Lahr, and Kimberly Croley. Jason Belcher and Kimberly Croley joined virtually.

**Staff present:** Christopher Harlow, Executive Director; Jessica Brown, General Counsel; Hannah Rodgers, Staff Attorney; Juliana Swiney, Deputy Executive Director; Paul Daniels, Pharmacy and Drug Inspector; Taylor Rostova, Pharmacy and Drug Inspector; John Romines, Pharmacy and Drug Inspector; John Fuller, Pharmacy and Drug Inspector; Lauren Halvorson, Administrative Assistant; H Toncray, Administrative Assistant, and Lara Brangers, Administrative Assistant.

**CALL TO ORDER:** President Anthony Tagavi called the meeting to order at 10:00 a.m.

### **MINUTES:**

**June 25, 2025**

**July 22, 2025**

**July 23, 2025, Board meeting**

**Action:** Meredith Figg motioned to approve the three previously listed meeting minutes. Ronald Poole seconded, and the motion passed unanimously.

### **APPEARANCES**

#### **Pharmacy Technicians**

#### **Dickerson, Aaron; Pharmacy Technician Application**

**Action:** Jonathan Van Lahr motioned to approve the request; Ronald Poole seconded the motion. Board voted to approve by unanimous vote.

#### **Dietz, Brandon Lee; Pharmacy Technician Application**

**Action:** Ronald Poole motioned to deny the request (can be revisited on May 29, 2026); Jonathan Van Lahr seconded the motion. Board voted to deny the application by unanimous vote.

#### **Hamilton, Hayden Lane; Pharmacy Technician Application**

**Action:** The Board directed staff to postpone application until November Board meeting.

#### **Jones, Tiffany; Pharmacy Technician Application**

**Action:** Meredith Figg motioned to approve the request; Ronald Poole seconded the motion. Board voted to approve by unanimous vote.

**Parkhurst, Faith; Pharmacy Technician Application**

**Action:** Ronald Poole motioned to approve the request; Jonathan Van Lahr seconded the motion. Board voted to approve by unanimous vote.

**Wilson, Hannah; Pharmacy Technician Application**

**Action:** Ronald Poole motioned to approve the request; Jonathan Van Lahr seconded the motion. Board voted to approve by unanimous vote

**Facilities**

**Change of Ownership Application: Danhauer Drug Co, INC Resident Pharmacy Permit and Medical Gas Permit**

**Action:** Motion by Ronald Poole to approve ownership application carrying over all the terms of the current agreed order until the time that a new PIC is put into place and to approve the change of ownership applications for the resident pharmacy permit and medical gas permit; Jonathan Van Lahr seconded the motion. Board voted to approve by unanimous vote.

**CORRESPONDENCE**

**Johnson, Alexandria Erin Whitt 014976 (P08348 & #JOHN-77B1SD); Dual PIC Request**

**Action:** Ronald Poole motioned to approve the dual PIC request; Kimberly Croley seconded the motion, and the motion passed unanimously.

**Wick, Jennifer 019510 (OH395 & #WICK-1XX4CE); Dual PIC Request**

**Action:** Ronald Poole motioned to approve the dual PIC request; Meredith Figg seconded the motion, and the motion passed unanimously.

**Vice, Ben P08256 (Grace Health Pharmacy) - Off-Site Storage Request**

**Action:** Ronald Poole motioned to approve the request; Jonathan Van Lahr seconded the motion. The board voted to approve the application by unanimous vote.

**COMMITTEE REPORTS**

**KYPRN Report:** Brian Fingerson provided the report of the KYPRN committee. The committee met on September 2, 2025, with 7 voting members present. From last report, 4 clients discussed and currently 15 clients monitored, 5 clients self-report. Added one new anonymous client since the report was written, total of 21 clients. Next meeting is November 4, 2025, at 2 p.m.

**Protocol Review Committee:** James Hallahan provided an update of the August 22, 2025, meeting with presentation of protocols for Board approval.

**Action:** Kimberly Croley motioned to approve the updated acute, uncomplicated UTI protocol as presented by the committee; Jonathan Van Lahr seconded the motion, and the motion passes unanimously.

**Action:** Jonathan Van Lahr motioned to approve the request of the committee to sunset the current Nutritional Supplementation Protocol December 31, 2025; Kimberly Croley seconded the motion, and the motion passes unanimously.

**INTERAGENCY/PROFESSIONAL ASSOCIATIONS**

**KPhA:** Ben Mudd provided an update from the Substance Use Disorder Summit (with the partnership of KYBoP) on September 11, 2025, at the Campbell House in Lexington. 400 people registered, over 300 attendees both in person and virtually funded by a grant from the KYBoP years ago.

**KHSP:** A representative from KSHP provided an update on their support of HB 3 from the 2025 legislative session.

## **OLD BUSINESS**

- A. 201 KAR 2:260:** General Counsel presented a comparison chart that was requested at the retreat that shows the similarities and key differences between 201 KAR 2:260 and 201 KAR 2:370. Recommended to send these two regulations to the Board Regulation Committee to review and discuss best approach and whether they should be consolidated or amended.  
**Action:** Ronald Poole motioned to send to regulation committee; Jonathan Van Lahr seconded the motion, and the motion passed by unanimous vote.
- B. 201 KAR 2:330:** General Counsel presented follow up concerning 201 KAR 2:330. At the retreat the Board asked staff to determine if the regulation needed amended to address a possible situation where the federal government issued an emergency declaration, and the state did not mirror that declaration. After researching the issue, staff feel that is not necessary because of the authority and jurisdiction within the emergency powers of both state and federal government.  
**Action:** Ron Poole motioned to approve to refile as presented by the General Counsel with grammatical corrections; Jonathan Van Lahr seconded the motion, and the motion passed by unanimous vote.
- C. 201 KAR 2:225:** General Counsel was asked to prepare research on whether the Board could amend the pharmacist in charge (PIC) requirement for medical gas permit holders under 201 KAR 2:225. A research memo was presented to the Board on this subject. Based on findings, it was determined that the Board could not amend the requirement because it is required pursuant to KRS 315.020. Any change related to the PIC requirement must be done through legislative directive.  
**Action:** Jonathan Van Lahr motioned to deny request; Ronald Poole seconded the motion, and the motion to deny passes by unanimous vote.

## **BOARD REPORTS**

**Executive Director Report; Christopher Harlow:** Executive Director Chris Harlow gave his report which discussed that the executive order was received for the reappointment of pharmacist board members Kimberly Croley and Meredith Figg and citizen member Jason Belcher. The eMARS report with the 26/28 biennial budget information and going through the steps of where the budget begins and process for ending up with a final budget request. Fines have been removed in this budget as a form of income because it is not appropriate to depend on those fines as income. The next Board meeting will include a discussion regarding fee increases in the future to sustain the budget.

Also discussed was the COVID-19 Vaccination Guidance Update regarding to recommendations and how it will be given in the future. Working with the Department of Public Health to establish a statewide protocol.

NABP D3 meeting in Louisville, KY at the Galt House, recap that it was a successful meeting with content appropriate sessions. Great job to the planning committee. Discussions on technology and standard of care were timely.

Technician regulation update should be out soon. Update by email will be sent out.

#### **General Counsel Report; Jessica Brown:**

##### **Regulation Status Update**

**201 KAR 2:416** was heard by ARRS on 7/7/2025 and approved by the Interim Joint Committee for Health Services (IJCHS) on 8/27/2025. This regulation has been amended and is effective.

- **201 KAR 2:045** was heard by ARRS on 8/12/2025 and referred to IJCHS and should be reviewed in October. If it is not reviewed, will become effective on 11/12/2025.

- **201 KAR 2:165** was heard before ARRS on 8/12/2025 and was referred to IJCHS and should be heard in October. If it is not reviewed, will become effective on 11/12/2025.

- **201 KAR 2:480** was heard before ARRS on 9/9/2025 and referred to IJCHS and should be heard by the in October. If it is not reviewed, will become effective on 12/9/2025.

The last three regulations have not been reviewed by the Interim Joint Committee on Health Services yet but hoping they will be heard at the October.

##### **Post Retreat 2026 Regulation Update:**

Of the fifteen regulations that are set to sunset in 2026, there are now ten that are ready to be filed as amended; two are referred to the Board Advisory Council (201 KAR 2:190; 201 KAR 2:280), one is now referred to the Board Regulation Committee (201 KAR 2:060) and there are two that the Board must still provide guidance on prior to the sunset dates in 2026. (201 KAR 2:070 and 201 KAR 2:100)

#### **CLOSED SESSION**

**Action:** Ronald Poole motioned to enter close session at 12:33 p.m.; seconded by Jonathan Van Lahr, and the motion passed unanimously.

**Action:** Meredith Figg motioned to go back into open session at 3:53 p.m. and took over presiding the meeting in the absence of Anthony Tagavi. The motion was seconded by Jonathan Van Lahr, and the motion passed unanimously

**CLOSED SESSION DISCUSSION:** No action was taken while in closed session. Anthony Tagavi did not participate in any closed session discussion and left the meeting.

**24-0076**—Dismiss KRS 315.121(1)(c), KRS 315.121 (1)(f), and KRS 315.121(3); Modification of fine; all other previously ordered terms to remain in effect.

**24-0107**—A: Dismiss KRS 217.055(4)(a); AO of probation for 5 years; incorporate the terms from previous AO in 19-0344 A; fine; no central fill practices; and a change of ownership application must be approved by the Board if done during the probationary period. B: AO of probation for 3 years; all other previously ordered terms remain.

**24-0102 A**—remove probation language and incorporate previously ordered terms into a new AO

**24-0108**—Deferred for further investigation

Meredith Figg motioned to approve the dispositions as presented by legal counsel; seconded by Jason Belcher. The motion carried with the following affirmative votes: Meredith Figg, Jason Belcher, Jonathan Van Lahr; abstained votes: Ronald Poole and Kimberly Croley; Absent: Anthony Tagavi.

**CVS Global Settlement**—no action taken

**NEXT MEETING:** November 19, 2025, at 10:00 a.m.

**ADJOURNMENT** – 3:55 p.m.

**Action:** Jonathan Van Lahr motioned to adjourn the meeting. Kimberly Croley seconded, and the motion passed unanimously.

**AUDIO/VIDEO TRANSCRIPT AVAILABLE UPON REQUEST**