

## **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**

**March 26, 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 joined virtually at 12:30.

**Staff present:** Christopher Harlow, Executive Director; Eden Davis, General Counsel; Jessica Williams, Pharmacy and Drug Inspector; Paul Daniels, Pharmacy and Drug Inspector; Taylor Rostova, Pharmacy and Drug Inspector; Hannah Rodgers, Staff Attorney; Juliana Swiney, Deputy Executive Director; and H Toncray, Administrative Assistant.

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

### **MINUTES:**

#### **January 22, 2025 Board meeting**

**Action:** Anthony Tagavi motioned to approve the January 22, 2025, minutes. Kimberly Croley seconded, and the motion passed unanimously.

#### **November 14, 2024 Case Review Panel**

**Action:** Meredith Figg motioned to approve the November 14, 2024 Case Review Panel minutes with corrections. Jonathon Van Lahr seconded, and the motion passed unanimously. Board members Ronald Poole, Anthony Tagavi, and Kimberly Croley abstained.

### **PUBLIC HEARING**

#### **201 KAR 2:416;**

**KPHA;** Dr. Mudd expressed concerns about the regulation concerning access to the data that was collected and enforcement of the regulation if Pharmacies do not bill third parties.

**Action:** Kimberly Croley motioned for the board to not take enforcement action on Pharmacies who do not submit the report, if they do not bill third party. Ronald Poole seconded, and the motion passed unanimously. Ronald Poole motioned for Board members not to be privy to information obtained in the reports. Jonathon Van Lahr seconded, and the motion passed unanimously.

**Walgreens;** Nicole Cover addressed the board to ask if it was okay to submit reports for multiple Pharmacies together, rather than one at a time.

**Action:** Kimberly Croley motioned to allow pharmacies to submit data on multiple permits at once, as long as they identify the permit the data belongs too. Ronald Poole seconded, and the motion passed unanimously.

The Board will receive written comments on this regulation until the end of the month.

## **APPEARANCES**

### **Watts, Kara; MPJE Request:**

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

### **Humphrey, Kyle ; Petition for Reinstatement:**

**Action:** Ronald Poole motioned to approve with stipulations of not being allowed to serve as PIC and he can not have ownership of a Pharmacy for 2 years. He will not be required to pay the delinquent fee; Jonathan Van Lahr seconded the motion. Board voted to approve by unanimous vote

### **Green, Gary; Petition for Reinstatement:**

**Action:** Kimberly Croley motioned to approve to sit for Exams and if he were to pass, for the license to be reinstated with restrictions of not serving as PIC, no compounding beyond compounding 2 commercially-available products, and no ownership of a pharmacy for 3 years and quarterly audits must be sent to the board; Ronald Poole seconded the motion. Board voted to approve by unanimous vote

### **Johnson, Amanda; Pharmacy Technician Application Approval Request**

**Action:** Jonathon Van Lahr motioned to approve the application; Kimberly Croley seconded the motion. The board voted to approve the application by unanimous vote.

### **Jackson, Zita Marie; Pharmacy Technician Application Approval Request**

**Action:** Kimberly Croley motioned to table the application until the next meeting; Ronald Poole seconded, and the motion passed unanimously

### **Apollo Care; Requesting Application for Outsourcing REVISIT**

**Action:** Kimberly Croley motioned to approve with the conditions that inspection reports be sent to the board for 3 years; Jonathon Van Lahr seconded the motion. Board voted to approve by unanimous vote

## **CORRESPONDENCE**

### **Radford, Alyssa; Continuing Education Extension Request**

**Action:** Jonathon Van Lahr motioned to approve; Kimberly Croley seconded the motion. The board voted to approve by vote of 3-1.

### **Blackston, Wendy 017325 (DC2669 & VA2579); Dual PIC Request**

**Action:** Meredith Figg motioned to deny; Jonathon Van Lahr seconded the motion. The board voted to deny by vote of 3-1.

**Smith, Rhiannon 021112 (P07852 & P05156) – Dual PIC Request**

**Action:** Ronald Poole motioned to approve; Jonathon Van Lahr seconded the motion. The board voted to approve by vote of 3-1.

**Stanley, Ronald 017940 (P06700 & P08367)- Dual PIC Request**

**Action:** Jonathon Van Lahr motioned to approve the request temporarily until September 24<sup>th</sup>; Meredith Figg seconded the motion, and the motion passed unanimously

**George, Shelby 024165 (PA2957 & PA2981)- Dual PIC Request- Extension Request**

**Action:** Meredith Figg motioned to extend Dual PIC status until May 28<sup>th</sup>, Jonathon Van Lahr seconded the motion, and the motion passed unanimously.

**P07831- Off-Site Storage Request**

**Action:** Jonathon Van Lahr motioned to approve the Request; Kimberly Croley seconded the motion. The board voted to approve the application by unanimous vote.

**P08125- Off-Site Storage Request**

**Action:** Ronald Poole motioned to approve the Request; Kimberly Croley seconded the motion. The board voted to approve the application by unanimous vote.

**P08183- Off-Site Storage Request**

**Action:** Ronald Poole motioned to table the Request until the next meeting and instructed the inspector to gather pictures; Kimberly Croley seconded the motion, and the motion passed unanimously

**P08285- Off-Site Water Source Request**

**Action:** Kimberly Croley motioned to approve the Request; Jonathon Van Lahr seconded the motion. The board voted to approve the application by unanimous vote.

**INTERAGENCY/PROFESSIONAL ASSOCIATIONS**

**KASPER:** Misty Rose presented a slideshow with the 2024-2025 KASPER updates.

**BOARD REPORTS**

**Executive Director Report; Christopher Harlow:** Executive Director Chris Harlow gave his report which discussed updates with eMars, Licensure, and the hiring of Lara Brangers and Haylee Schneidtmiller.

**General Counsel Report:** General Counsel Eden Davis gave her report which discussed four (4) expungement requests listed below and review of Statement of Consideration 201 KAR 2:416E.

**Action:**

**04-0104 Expungement Request**

**Action:** Meredith Figg motioned to Expunge; Kimberly Croley seconded; and the motion passed unanimously.

**08-0110 B Expungement Request**

**Action:** Ronald Poole motioned to Expunge; Jonathon Van Lahr seconded; and the motion passed unanimously.

**12-0202 B Expungement Request**

**Action:** Meredith Figg motioned to Expunge; Ronald Poole seconded; and the motion passed unanimously.

### **16-0022 B B Expungement Request**

**Action:** Ronald Poole motioned to Expunge; Kimberly Croley seconded; and the motion passed unanimously.

### **COMMITTEE REPORTS**

**KYPRN Report:** Brian Fingerson reported. The committee met on March 11<sup>th</sup> with 8 members present and 1 appearance of an exit interview. From last report; 5 clients who have been removed from the program, 4 that have completed the program and 1 that is deceased. Next meeting is May 6<sup>th</sup> at 2 pm.

**Protocol Review Committee: HIV Pre-Exposure Prophylaxis (PrEP) Protocol- New Protocol:** Cassy Hobbs provided the draft of the new HIV Pre-Exposure Prophylaxis (PREP) protocol and allowed for questions from the board members.

**Action:** Jonathon Van Lahr motioned to approve the protocol. Kimberly Croley seconded the motion. Board voted to pass the motion by unanimous vote.

### **OLD BUSINESS**

#### **201 KAR 2:070 and 201 KAR 2:100**

**Action:** No Action Taken

#### **201 KAR 2:076**

**Action:** No Action Taken

### **NEW BUSINESS:**

#### **201 KAR 2:480**

**Action:** Kimberly Croley motioned to approve; Ronald Poole seconded the motion. The board voted to approve the amendment by unanimous vote. A Public hearing will be held via Zoom at 10 am Eastern Standard Time on June 25<sup>th</sup>, 2025.

### **CLOSED SESSION**

**Action:** Kimberly Croley Motioned to enter close session at 1:28. Ronald Poole seconded, and the motion passed unanimously.

**Action:** Ronald Poole Motioned to open session at 1:31. Kimberly Croley seconded, and the motion passed unanimously

**CLOSED SESSION DISCUSSION:** No action was taken while in closed session

### **Barbian, Tracy; Petition for Reinstatement:**

**Action:** Ronald Poole motioned to approve the reinstatement without needing to pay delinquent fee; Kimberly Croley seconded the motion. Board voted to approve by unanimous vote

**NEXT MEETING:** May 28<sup>th</sup>, 2025

### **ADJOURNMENT – 1:34 p.m.**

**Action:** Meredith Figg motioned to adjourn the meeting. Kimberly Croley seconded, and the motion passed unanimously

**AUDIO/VIDEO TRANSCRIPT AVAILABLE UPON REQUEST**