

Filed 1/1

APR 15 2020

KANSAS STATE BOARD OF PHARMACY

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Hannah Lewis)
)
Registration No. 14-106291)

Case No. 19-393

SUMMARY ORDER

NOW, on this 15th day of April 2020, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Hannah Lewis (“Registrant”)

Pursuant to the authority granted to the Board by the Kansas Pharmacy Act, K.S.A. 65-1625, *et seq.*, and in accordance with the Kansas Administrative Procedure Act, K.S.A. 77-501, *et seq.*, the Board’s Executive Secretary enters this Summary Order in the above-captioned matter. After reviewing the investigation materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order:

FINDINGS OF FACT

1. The Board has issued Registrant Pharmacy Technician Registration #14-106291, authorizing Registrant to perform the functions of a pharmacy technician in the State of Kansas (“Registrant’s Registration”), effective since August 22, 2018.

2. On or about July 18, 2019, the Board received information regarding an April 23, 2019 misdemeanor charge against Registrant for possessing and/or displaying a fictitious driver’s license.

3. On July 23, 2019, the Board sent a letter to Registrant’s address of record requesting a completed Personal History Form S-150 (“S-150”) detailing the incident, as well as certified copies of any court pleadings from the case.

4. On September 4, 2019, the Board received the requested documents from Registrant. Registrant's S-150 detailed that on February 27, 2019, under pressure from her peers, she used a false driver's license to enter a bar, where she took in hand a drink offered to her by a friend over the age of 21, and was then immediately approached by police. Registrant's court documents showed that she was cited as a minor in possession of alcohol and for alcohol-related use of a fake driver's license, the former charge having been subsequently dismissed by the prosecution. Registrant plead guilty to the latter charge and was sentenced to 30 days in jail, for which she was granted 6 months of non-reporting probation.

CONCLUSIONS OF LAW

5. Pursuant to K.S.A. 65-1663, the Board may limit, suspend, or revoke a registration or deny an application for issuance or renewal of any registration as a pharmacy technician on any ground which would authorize the board to take action against the license of a pharmacist under K.S.A. 65-1627, and amendments thereto.

6. Pursuant to K.S.A. 65-1627(a)(3), the Board may take action against the license of a pharmacist upon finding that the licensee is guilty of unprofessional conduct.

7. Pursuant to K.S.A. 65-1626(uuu)(7), unprofessional conduct means conduct likely to deceive, defraud, or harm the public.

8. Registrant's use of a fake driver's license, which demonstrated unprofessional conduct in attempting to deceive, defraud, or harm the public, is a basis to place on probation Registrant's Kansas Pharmacy Technician Registration No. 14-106291.

9. The role of the Board is to protect the citizens of Kansas. The Board regards Registrant's offense as an egregious act, as Registrant outlined that her deceptive conduct was knowingly carried out as the result of succumbing to peer pressure. In order to provide safe,

effective, and high-quality care for patients in Kansas, the practice of pharmacy requires adherence to the rules and regulations, regardless of any pressure(s) felt to the contrary.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Registrant's Registration is hereby SUBJECT TO A TWO-YEAR PROBATIONARY STATUS. The terms of Registrant's probation will be as follows:

- Registrant must continue compliance with any court-mandated requirements;
- Registrant must notify the Board of any change in her status with the court within 10 days of the change;
- Registrant must notify the Board of any change in employment within 10 days of the change, and obtain Board approval for the change;
- Registrant must inform employers of the probationary status of her pharmacy technician registration;
- Registrant must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
- Registrant must comply with all rules and regulations of the Pharmacy Practice Act.

NOTICES

Registrant is hereby notified as follows:

10. Registrant may request a hearing pursuant to the Kansas Administrative Procedure Act by filing a written request with the Kansas Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1231 within fifteen (15) days after service of this order.

11. If a hearing is not requested as described above, the Order shall become a final order of the Board, effective upon the expiration of the time to request a hearing.

12. Within fifteen (15) days after entry of a final agency order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

13. Within the time limits established in K.S.A. 77-613, either party may seek judicial review of a final agency order, pursuant to said statute. The agency officer designated to receive service of a petition for judicial review is:

Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

4/15/2020
Date

Alexandra Blasi
Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 15th day of April 2020, deposit in business mail a copy of the foregoing Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

HANNAH LEWIS
8904 HORTON DR
OVERLAND PARK, KS 66207



Kansas Board of Pharmacy Staff