

May 23, 2022

Laura Donmyer
255 N Columbia Ave
Salina KS 67401

RE: Case No. 22-125

Dear Ms. Donmyer:

Enclosed you will find a Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety.

If you disagree with the findings of fact, you have the right to request a hearing. Instructions for filing a written request are included under the "Notices" section of the order. Hearings are held before the full Board during their regularly scheduled quarterly meetings.

According to KSA 65-1627h, the Board is required to recoup the costs of administrative hearings when the decision is adverse to the licensee. These costs may include charges for services rendered by the Board's disciplinary counsel, an administrative law judge, and, if applicable, a court reporter.

If you have any questions, feel free to contact the Board at Pharmacy.Compliance@ks.gov.

Sincerely,

Kansas Board of Pharmacy

Enclosure

BEFORE THE KANSAS BOARD OF PHARMACY

In the Matter of)
)
Laura Donmyer) Case No. 22-125
)
Registration No. 24-116519)

SUMMARY ORDER OF REVOCATION

NOW on this 23rd day of May, 2022 comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Laura Donmyer (“Respondent”).

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 of Revocation in the above-captioned matter. After reviewing the investigation materials and being otherwise duly advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. The Board has issued Respondent Pharmacy Technician Registration Number 24-116519 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).

2. On January 13, 2022, the Board mailed Respondent a summary order in case 22-028, which became final and effective on January 31, 2022. The Findings of Fact and Conclusions of Law are incorporated herein. The Order granted Respondent’s Registration and placed it on a three-year probation with the following requirements:

- a. Respondent must notify the Board of any change in contact information within 10 days of the date of change;

- b. Respondent must notify the Board of any arrest or criminal charge within 10 days of the date of the arrest or charge;
 - c. Respondent is approved to be employed by the employer listed on Applicant's Application, but must notify the Board of any change in employment within 10 days of the change;
 - d. Respondent must obtain written approval from the Board prior to accepting employment from any other Kansas-registered pharmacy;
 - e. Respondent must inform employers of the probationary status of her pharmacy technician registration and provide a copy of this Order;
 - f. Respondent must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of her probationary status and provide such documentation to the Board prior to beginning employment; and
 - g. Respondent must comply with all rules and regulations of the Pharmacy Practice Act.
3. On or about April 4, 2022, the Board received information regarding an arrest and charges against Respondent for an April 2022 Driving under the influence of drugs/alcohol, 3rd in 10 years, competent evidence blood/breath .08 + offense.
4. On April 4, 2022, the Board sent a letter to Respondent's address of record requesting a completed Personal History Form S-150, as well as certified copies of the court pleadings from the case.
5. On April 6, 2022, the Board received an email from Respondent's employer notifying the Board of Respondent's arrest purportedly on behalf of Respondent.

6. On April 10, 2022, the Board received an email from Respondent indicating she didn't have any paperwork and had already corresponded with the Board concerning her criminal history on her original application.

7. On May 3, 2022, the Board received an email from Respondent stating that she "recently got a dui charge" and was required to appear in court on May 9, 2022. Respondent indicated she would forward information to the Board after her hearing on that date.

8. To date, the Board has received no additional correspondence or documentation from Respondent.

CONCLUSIONS OF LAW

1. That 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.

2. That pursuant to K.S.A. 65-1627(a)(16), the Board may revoke a license if the licensee has violated or failed to comply with any lawful order or directive of the board.

3. Respondent's failure to comply with the previous Summary Order by failing to provide notification of her arrest to the Board within 10 days is a violation of the requirements of her probation and is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(16).

4. Respondent's failure to comply with the previous Summary Order by failing to provide the Board with lawfully requested information concerning her April 2022 DUI is a basis to revoke Respondent's Registration pursuant to K.S.A. 65-1627(a)(16).

5. That pursuant to K.S.A. 65-1627 (a)(15), the Board may take action against the license of a pharmacist if the licensee has failed to furnish the board, its investigators or its representatives any information legally requested by the board.

6. Respondent's failure to supply the Board with the requested documentation concerning her arrest and any court charges is a violation of K.S.A. 65-1627(a)(15) and a basis to revoke Respondent's Registration.

7. That pursuant to K.S.A. 65-1627(a)(3), the Board may take action against the license of a pharmacist if the licensee has been found guilty of unprofessional conduct.

8. Pursuant to K.S.A. 65-1626(uuu), unprofessional conduct means conduct likely to deceive or harm the public, and/or fraud in securing a registration.

9. Respondent's recent arrest while Respondent's Registration is already on probation is a pattern of unlawful behavior and significantly concerning to the Board. This constitutes unprofessional conduct and is a basis to revoke Respondent's Registration in accordance with K.S.A. 65-1627(a)(3).

ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's Registration is hereby REVOKED.

NOTICES

The Respondent is hereby notified as follows:

1. The Respondent 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.

2. 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.

3. 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.

4. 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
Executive Secretary
Kansas Board of Pharmacy
800 SW Jackson, Suite 1414
Topeka, KS 66612

IT IS SO ORDERED.

5/23/2022

Date

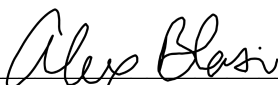


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 23rd day of May, 2022 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:

Laura Donmyer
255 N Columbia Ave
Salina KS 67401



Kansas Board of Pharmacy Staff