

BEFORE THE KANSAS BOARD OF PHARMACY

Filed By

MAY 14 2019

KANSAS STATE BOARD OF PHARMACY

In the Matter of )  
 )  
SARA HARRELL )  
 Pharmacy Technician )  
Registration No. 14-106638 )

Case No. 18-662

**AMENDED SUMMARY ORDER**

NOW on this 14<sup>th</sup> day of May, 2019, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Sara Harrell, Pharmacy Technician (“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 Amended Summary Order 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**

For purposes of this order, the Board’s Executive Secretary makes the following findings of fact:

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-106638 authorizing her to perform the functions of a pharmacy technician in the State of Kansas (“Respondent’s Registration”).

2. On or about October 15, 2018, the Board received notification that Respondent had been arrested on October 13, 2018 for failure to appear and driving under the influence of alcohol or drugs.

3. On October 26, 2018, the Board mailed Respondent a letter requesting she submit a Personal History Form S-150 to explain the offense.

4. On December 18, 2018, the Board mailed Respondent a second letter requesting she submit a Personal History Form S-150 to explain the offense.

5. On January 29, 2019, the Board mailed Respondent a final letter requesting she submit a Personal History Form S-150 to explain the offense.

6. On May 10, 2019, Respondent provided an S-150 and the relevant court documents indicating she had entered into a diversion agreement for the 2018 charge and is currently in compliance with all requirements.

#### CONCLUSIONS OF LAW

7. 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.

8. Pursuant to K.S.A. 65-1627(a)(3), the Board may place in a probationary status the license of any pharmacist who has been found guilty of unprofessional conduct.

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

10. Respondent's arrest and ongoing court-mandated diversion agreement for driving under the influence of alcohol is unprofessional conduct and a basis to place Respondent's registration in a probationary status pursuant to K.S.A. 65-1627(a)(3).

## ORDER

Based upon the foregoing findings of fact and conclusions of law, Respondent's technician registration 14-106638 is hereby placed on probation for a period of two years. The terms of Respondent's probation are as follows:

- Respondent shall comply with all terms of her court-mandated diversion agreement and provide updates regarding any change in the status of her criminal offense within 10 days of any action;
- Respondent must notify the Board of any change in employment within 10 days of the change and obtain Board approval for the change;
- Respondent must inform employers of the probationary status of her pharmacy technician registration;
- Respondent must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of her probationary status to the Board; and
- Respondent must comply with all rules and regulations of the Pharmacy Practice Act.

Additionally, any further unlawful acts committed by Respondent within the probationary period will result in disciplinary action against Respondent's Pharmacy Technician Registration.

## NOTICES

The Respondent is hereby notified as follows:

11. The Respondent may request a hearing pursuant to the Kansas Administrative Procedure Act by filing a written request with the Kansas Board of Pharmacy,

*Matter of Sara Harrell, No. 18-662 (Kan. Bd. of Pharmacy)*

**AMENDED SUMMARY ORDER**

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800 SW Jackson, Suite 1414, Topeka, KS 66612-1231 within fifteen (15) days after service of this order.

12. 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.

13. 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.

14. 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.

Date

5/14/19



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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 14th day of May, 2019, deposit in the United States Mail, postage prepaid, a copy of the foregoing Amended Summary Order, properly addressed to the following:

Sara Harrell  
8511 N McDonald Ave  
Kansas City, MO 64153

and the original hand delivered to:

Alexandra Blasi  
Executive Secretary  
Kansas Board of Pharmacy  
800 SW Jackson, Ste. 1414  
Topeka, KS 66612



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Kansas Board of Pharmacy Staff