

800 SW Jackson St., Suite 1414
Topeka, KS 66612



Phone: (785) 296-4056
Fax: (785) 296-8420
pharmacy@ks.gov
www.pharmacy.ks.gov

Alexandra Blasi, Executive Secretary

Laura Kelly, Governor

August 13, 2019

Gayle Islas
2117 N 44th St
Kansas City KS 66104

RE: Case No. 19-289

Dear Ms. Islas:

Enclosed you will find an Amended Summary Order issued by the Kansas Board of Pharmacy (Board) in the above-referenced matter. Please read the order in its entirety. In addition, a civil fine has been assessed totaling \$100. Please submit a check or money order made payable to the Kansas Board of Pharmacy and include your case number in the check memo.

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)
)
Gayle Islas)
)
Registration No. 14-102549)

Case No. 19-289

AMENDED SUMMARY ORDER

NOW on this 14th day of August, 2019 comes before the Kansas Board of Pharmacy (the "Board"), through its Executive Secretary, the matter of Gayle Islas ("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

1. The Board has issued Respondent Pharmacy Technician Registration Number 14-17039 authorizing Respondent to perform the functions of a pharmacy technician in the State of Kansas ("Respondent's Registration").
2. On or about September 18, 2018, Respondent submitted a renewal application for Respondent's Kansas pharmacy technician registration.
3. Respondent's renewal application was selected for an audit to provide proof of Respondent's continuing education certificates or a transcript of completion of required hours.
4. Respondent's NABP CPE Monitor showed completion of four hours of continuing education to renew Respondent's pharmacy technician registration.

5. Since Respondent was licensed for less than the entire biennial licensure period, Respondent was eligible for obtaining prorated hours and only required 15 hours of continuing education for renewal.

6. On or about February 6, 2019, the Board sent Respondent an email requesting proof of Respondent's continuing education hours earned for the renewal period ending October 31, 2018 by a specified date.

7. On or about February 28, 2019, the Board sent a second request letter to Respondent's mailing address of record requesting this information.

8. On or about April 22, 2019, the Board sent Respondent a final email requesting this information no later than April 25, 2019. No response was received by April 25, 2019.

9. On July 23, 2019, the Board received documentation from Respondent indicating she had completed the required 15 hours of continuing education.

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)(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.

3. That pursuant to K.S.A. 65-1658, in addition to any other penalty imposed by the Pharmacy Practice Act, the Board may assess a civil fine for a violation of K.S.A. 65-1627(a), in an amount not to exceed \$5,000 for each violation.

4. Respondent's failure to supply the Board with the requested documentation after repeated requests over a period of three months is a violation of K.S.A. 65-1627(a)(15) and a basis to discipline Respondent's Registration.

ORDER

Based upon the foregoing findings of fact and conclusions of law, the Board orders the following: For Respondent's violation of K.S.A. 65-1627(a)(15), a fine is assessed in the amount of \$100 which shall be paid by check or money order to the Board by September 14, 2019.

NOTICES

The Respondent is hereby notified as follows:

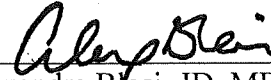
1. The Respondent may request a hearing pursuant to the Kansas Administrative Procedure Act by filing a written request with the Kansas Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1231 within fifteen (15) days after service of this order.
2. If a hearing is not requested as described 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.

8/14/19

Date




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

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 14th day of August, 2019 deposit in business mail a copy of the foregoing Amended Summary Order, which is then placed in the United States Mail, postage prepaid, properly addressed to the following:

Gayle Islas
2117 N 44th St
Kansas City KS 66104



Kansas Board of Pharmacy Staff