

BEFORE THE KANSAS BOARD OF PHARMACY

Filed

In The Matter Of)

Case No. 09-27

JUL 13 2009

DR. BILL T. POULOS,)
License Applicant)
_____)

KANSAS STATE
Board of Pharmacy

FINAL AGENCY ORDER

On June 9, 2009, the Kansas Board of Pharmacy (the "Board") held a hearing on the Application of Dr. Bill T. Poulos ("Poulos") for a license to practice pharmacy in the State of Kansas. Poulos appeared in person and without counsel. Randall J. Forbes of Frieden & Forbes acted as the Board's Disciplinary Counsel. After considering the evidence admitted at the hearing, the Board enters the following final agency order.

I. FINDING OF FACT

1. Poulos has applied for licensure by reciprocity to practice Pharmacy in the State of Kansas.
2. Poulos is licensed to practice pharmacy in the State of Iowa.
3. Poulos' license to practice pharmacy in Iowa has been disciplined by the Iowa Pharmacy Board based, in part, on a finding by the Iowa Pharmacy Board that Poulos unlawfully possessed and used prescription drugs and violated laws relating to controlled substances. Poulos' Iowa license is presently on a probationary status and is subject to certain practice restrictions.
4. Poulos has successfully completed a chemical dependency program and has remained in compliance with the requirements placed upon him by the Iowa Pharmacy Board.

5. Because the periods of Poulos' sobriety and his treatment have been of relatively short duration, Poulos should not be granted a license to practice pharmacy in the State of Kansas without appropriate restrictions. Because of Poulos' past conduct, his license should be conditioned upon him entering into a five (5) year contract with the Kansas Pharmacy Impaired Provider Program and remaining in full compliance with all requirements and recommendations thereof. As a part of Poulos' participation in the Kansas Pharmacy Impaired Provider Program, Poulos should be required to make available to the Board information necessary for the Board to determine if he is in compliance with the requirements and recommendations of that program.

II. CONCLUSIONS OF LAW AND FACT

Poulos' application for a license to practice pharmacy in Kansas should be approved with appropriate restrictions and conditions.

III. FINAL ORDER

Based upon the evidence introduced at the hearing held June 9, 2009 and the foregoing findings and conclusions, Poulos' application for a license to practice pharmacy in the State of Kansas is hereby granted, with the following restrictions:

- A. Poulos shall not work as a pharmacist for more than forty (40) hours in any one week (Monday through Sunday) period.
- B. Poulos shall not work as a pharmacist for any period of time without another pharmacist or pharmacy technician present in the pharmacy.
- C. Poulos shall not serve as a preceptor or pharmacist in charge.

The license to practice pharmacy in the State of Kansas granted hereby shall be conditioned upon Poulos being at all times in full compliance with each of the following requirements:

- A. If Poulos is not currently a party to an agreement with the Kansas Pharmacy Impaired Provider Program, Poulos shall immediately enter into an agreement with the Kansas Pharmacy Impaired Provider Program for treatment. The agreement must be for a period of no less than five (5) years.
- B. Poulos shall fully cooperate with the recommendations and requirements of the persons managing and implementing the Kansas Pharmacy Impaired Provider Program, the recommendations and requirements of the persons managing and implementing the evaluation and treatment programs recommended or required by the Kansas Pharmacy Impaired Provider Program and the further requirements of the Board. Poulos shall at all times be in full compliance with the requirements of the Kansas Pharmacy Impaired Provider Program.
- C. Poulos shall authorize the Kansas Pharmacy Impaired Provider Program and any provider of evaluation or treatment programs he engages in to provide full and complete documentation and information regarding his involvement in the programs, his evaluations and treatment, including, but not limited to, all records and medical reports.
- D. Poulos shall take and pass the MPJE prior to practicing pharmacy in the State of Kansas.

Poulos shall provide a copy of this Final Agency Order to all prospective employers at the time of first interview. Poulos shall provide a copy of this Final Agency Order to each pharmacist in charge of any pharmacy in which he works. Poulos shall notify the Board's Executive Director in writing within ten (10) days of beginning any new employment as a pharmacist.

IV. NOTICES

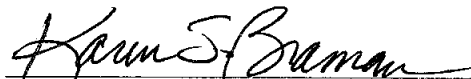
Within fifteen (15) days after service of this Final Agency Order, either party may file a petition for reconsideration pursuant to K.S.A. 77-529.

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

Debra Billingsley
Executive Director
Kansas Board of Pharmacy
900 Jackson, Room #513
Topeka, KS 66612

IT IS SO ORDERED.

7/9/09
Date

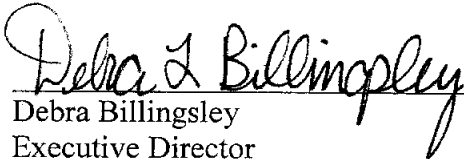

KAREN BRAMAN, R.Ph.
Acting President
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 13 day of July, 2009, deposit in the United States mail, postage prepaid, a copy of the foregoing FINAL AGENCY ORDER, properly addressed to the following:

Dr. Bill Poulos
2625 West 54th Street
Davenport, Iowa 52806

Randall J. Forbes, PA
FRIEDEN, HAYNES & FORBES
555 South Kansas Avenue, Suite 303
Topeka, KS 66603


Debra Billingsley
Executive Director
Kansas Board of Pharmacy