

October 28, 2021

TORI ROWLAND
3824 WARWICK BLVD, APT 5
KANSAS CITY, MO 64111

RE: Case No. 21-211

Dear Ms. Rowland:

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. In addition, a civil fine has been assessed totaling \$200. 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)
)
Tori Rowland)
)
Registration No. 14-110842)

Case No. 21-211

SUMMARY ORDER

NOW, on this 28th day of October 2021, comes before the Kansas Board of Pharmacy (the “Board”), through its Executive Secretary, the matter of Tori Rowland, (“Applicant”), for her renewal application for registration as a Kansas pharmacy technician.

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 renewal materials and being otherwise duly advised in the premises, the Board makes the following findings, conclusions and order.

FINDINGS OF FACT

1. On September 14, 2021, the Board received Applicant’s renewal application for registration as a pharmacy technician in the State of Kansas (“Applicant’s Application”).
2. Applicant answered “YES” to the following question on her application: *Have you been charged with or convicted of (includes plea of guilty or no contest) a criminal offense or is there any criminal charge now pending against you (other than minor traffic violations) in any state or federal court whether or not a sentence was imposed, suspended, or diverted? This includes misdemeanors.* If an Applicant list an answer of “YES”, the renewal application requires the Applicant to attach a Form S-150 Personal History (“S-150”).

3. In her S-150, Applicant disclosed an April 2021 charge for driving while intoxicated, for which she noted she received a suspended sentence and has completed a Victim Impact Panel class and an Offender Education Program. Applicant also acknowledged having made a bad decision but that she has been rehabilitated with the help of the stated classes.

4. On September 16, 2021, the Board sent Applicant a request for certified copies of the court pleading from the case to support the charge disclosed.

5. On September 16, 2021, Applicant provided the requested documents, which detailed that Applicant is serving a two-year probation for the offense, to be completed in June of 2023.

6. Applicant had not reported this April 2021 discipline to the Board prior to her September 2021 renewal Application.

CONCLUSIONS OF LAW

1. Pursuant to K.S.A. 65-1658, the Board may assess a civil fine not to exceed \$5,000, after notice and an opportunity to be heard, to any registrant for violation of the Pharmacy Act of the State of Kansas or any other rules or regulations of the State Board of Pharmacy.

2. Pursuant to K.S.A. 65-1663, the Board may limit an application for 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.

3. Pursuant to K.A.R. 68-7-25(a)(1), each pharmacy technician shall notify the Board in writing, within 30 days of the date of occurrence, of any conduct resulting in a charge that would constitute unprofessional conduct as defined by K.S.A. 65-1626, and amendments thereto.

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

5. Applicant's failure to notify the Board of her DWI charge within 30 days of its occurrence is a violation of K.A.R. 68-7-25(a)(1), and the incident itself posed a risk of harm to the public.

6. Applicant's violation is a basis to fine Respondent per K.S.A. 65-1658, as well as a basis to place any registration issued to Respondent in a probationary status, pursuant to K.S.A. 65-1663.

ORDER

Based upon the foregoing findings of fact and conclusions of law, Applicant's Application for renewal of her pharmacy technician registration is hereby GRANTED, SUBJECT TO A 2-YEAR PROBATIONARY STATUS AND THE PAYMENT OF A \$200 FINE for the violation. Applicant has 30 days from the date of this order to pay the total fine.

The terms of Applicant's probation are as follows:

- Applicant must continue compliance with the terms of her court probation;
- Applicant must notify the Board of any change in her court probation status within 10 days of the change;
- Applicant must notify the Board of any further arrest or criminal charge within 10 days of the date of the arrest or charge;
- Applicant must notify the Board of any change in employment within 10 days of the change and obtain Board approval for the change;
- Applicant must inform employers of the probationary status of her pharmacy technician registration;

- Applicant must obtain the signature of her pharmacist-in-charge (PIC) documenting knowledge of his probationary status to the Board; and
- Applicant must comply with all rules and regulations of the Pharmacy Practice Act.

NOTICES

Applicant is hereby notified as follows:

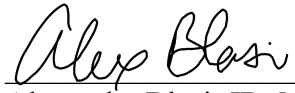
1. Applicant may request a hearing pursuant to the Kansas Administrative Procedure Act by filing a written request with the Kansas Board of Pharmacy, 800 SW Jackson, Suite 1414, Topeka, KS 66612-1231 within fifteen (15) days after service of this order.
2. If a hearing is not requested as described above,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

IT IS SO ORDERED.

10/28/2021

Date

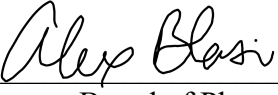


Alexandra Blasi, JD, MBA
Executive Secretary
Kansas Board of Pharmacy

CERTIFICATE OF SERVICE

I hereby certify that I did, on the 28th day of October 2021, 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:

TORI ROWLAND
3824 WARWICK BLVD, APT 5
KANSAS CITY, MO 64111



Kansas Board of Pharmacy Staff