

**KANSAS STATE BOARD OF PHARMACY**  
**BOARD MEETING MINUTES**  
**February 23, 2023**

**Meeting Location:**

Conducted via the Microsoft Teams platform  
800 SW Jackson, Ste 1414, Topeka KS 66612

**Members Present:** Terica Gatewood, PharmD., President; Erick Axcell, PharmD., Vice President; Tiffany Strohmeyer, PharmD., Inv. Member; Jonathan Brunswig, PharmD.; Bill Walden, R.Ph.; Lucinda Noches-Talbert, Public Member

**Staff Present:** Alexandra Blasi, JD, MBA, Executive Secretary; Jim Kinderknecht, R.Ph., Licensed Pharmacy Inspector; Carly Haynes, R.Ph., Licensed Pharmacy Inspector; Shelley Rosebrook, R.Ph., Licensed Pharmacy Inspector; Jason Syring, R.Ph., Licensed Pharmacy Inspector; Christy Seufert, Licensed Pharmacy Inspector; Gayle Donaldson, K-TRACS Assistant Director; LaTonyua Rice, PharmD, K-TRACS Pharmacist; Jackie Yingling, Assistant Director; Linda Blasi, LMSW, Public Service Administrator; Ashley Smith, Public Service Administrator II; Jeanine Brizendine, R.Ph., Sr. Administrative Assistant; Marilyn Nicol, Administrative Specialist; Tammy Brown, Administrative Assistant; Bradford DeYoung, Attorney; Beth Greene, K-TRACS; Ninette Schnacker, K-TRACS; Amy Bloom, K-TRACS/Compliance; Brenda Head, JD, General Counsel; Loren Snell, Administrative Law Judge, Office of Administrative Hearings.

**OPEN MEETING**

At 8:29 am, the President called the open meeting to order.

**Reports**

*K-TRACS-*

- The K-TRACS Assistant Director and team members gave their 2023 annual report. K-TRACS plans to apply for different grants for funding for the future years. The team discussed interstate data sharing, K-TRACS continuing education for prescribers and pharmacists, and how to use naloxone. The Executive Director discussed GROSS: Getting Rid of Stupid Stuff. K-TRACS users no longer need to upload a user agreement form instead the form is digital when registering.

**BOARD DISCUSSION**

*Covid-19 Update*

- Extensions are through April 2023.

*Draft Regulations*

- Remote Work
  - The Board reviewed stakeholder comments on the remote work draft regulation K.A.R. 68-7-26 and discussed edits prior to routing through the administrative rulemaking process. The Board directed the Executive Secretary to determine the best course on

providing a negative list of activities technicians cannot perform or a positive list of activities a technician may perform while working remotely.

- Revocation of KAR 68-20-23 and 68-20-31
  - The Board agreed with revoking both regulations.
- Triage Update
  - 101 regulations were reviewed by Board staff. Five categories were created for the regulations: urgent, high, medium, low, and miscellaneous. Staff anticipate working through the urgent list during 2023.

**Recess:** The President called a recess at 10:13 am.

**Reconvene:** The President called the open meeting back to order at 10:25 am.

### **ADMINISTRATIVE PROCEEDINGS**

*22-244 Mary Jancich*

- Ms. Jancich appeared in person without legal counsel.
- The Board was represented by Ms. Head.
- Judge Snell explained the administrative hearings process and guidelines for Ms. Jancich.
- Board Exhibits 1-19 were admitted as evidence. Board Exhibit 12 was admitted under seal.
- Ms. Head called forth the Executive Secretary, who was sworn in and gave her testimony.
- Ms. Jancich questioned the Executive Secretary.
- Board members questioned the Executive Secretary.
- Ms. Jancich was sworn in and gave her testimony.
- Ms. Head questioned Ms. Jancich.
- At 11:39 am, the President closed the open meeting for KAPA deliberations (Walden/Brunswick). All in favor, motion carries.
- The President called the open meeting back to order at 12:09 pm.
- A motion was made and seconded to continue the suspension of Ms. Jancich's pharmacist license until Ms. Jancich is able to provide the Board with a mental health evaluation demonstrating fitness to practice the profession of pharmacy; to refer Ms. Jancich to the KsPRN program; to require the recommendation of the CIPP for return to practice; and to require Ms. Jancich appear before the Board prior to any consideration for reinstatement of her pharmacist license to active status (Brunswick/Axcell). All in favor. Motion carries.

**Recess:** The President called a recess at 12:18 pm.

**Reconvene:** The President called the open meeting back to order at 1:01 pm.

### **PUBLIC COMMENT**

None.

### **BOARD DISCUSSION cont.**

*NCDQS Follow-up*

- Denise Frank with NCDQS also contracts with Gates Healthcare as a consulting pharmacist for compounding inspections for pharmacies. She stated that NCDQS strictly inspects only supply chain facilities when the home state will not inspect. Board members and Board staff asked questions regarding NCDQS and Gates Healthcare inspections.

#### *2023 Legislative Session*

- The Executive Secretary provided a review of the 2023 Legislative session to date. Specifically, she provided background and activity on HB 2386, HB 2388, HB 2398, SB 173, and HB 2390.
- HB 2263 – Pharmacy technicians administering immunizations to patients. It was approved by the House chamber (119-3) and will move on to the Senate.

#### *NABP Annual Meeting*

- Delegate Certification
  - The Board approved Andy Truong as the voting delegate, Erick Axcell as the first alternate, and the Executive Secretary as the second alternate.
- Proposed Resolutions
  - The Board will review proposed resolutions at the April 2023 Board meeting.

**Recess:** The President called a recess at 2:27 pm.

**Reconvene:** The President called the open meeting back to order at 2:40 pm.

### **Reports**

#### *Attorney-*

- None.

#### *Board Members-*

- Mr. Axcell gave an update on the Collaborative Drug Therapy Management Committee meetings. All influenza protocols have been completed and adopted. The adult strep protocol is in progress.

#### *Compliance-*

- The Director of Compliance reported on GFI 263 federal mandate for June 2023. This will increase distributor facility licensure in Kansas.

#### *Director-*

- The Executive Secretary reported on technician renewal statistics, the March 2023 newsletter, the draft eprescribing waiver report to the legislature, and Kansas security and IT training.

### **APPROVALS**

A motion was made and seconded to approve the December 1, 2022 meeting minutes, and the new licensees and registrants since November 22, 2022 (Brunswick/Strohmeyer). Motion carries.

#### Stipulation and Consent Agreements

- A motion was made and seconded to approve the Stipulation and Consent Agreements in cases 22-297, 22-299, 22-300, 22-331, and 22-332 (Strohmeyer/Axcell). All in favor. Motion carries.

Nominations – KDHE Medicaid DUR committee

- A motion was made and seconded to nominate Richard Pope and McKayla Edwards for the KDHE Medicaid DUR Committee (Axcell/Strohmeier). All in favor. Motion carries.

Nominations for reappointment – K-TRACS Advisory Committee

- A motion was made and seconded to re-appoint Dr. Templeton, Dr. Estep, and Dr. Fain to the K-TRACS Advisory Committee (Walden/Axcell). All in favor. Motion carries.

**Adjourn:** A motion to adjourn was made and seconded at 3:36 pm (Axcell/Strohmeier). All in favor. Motion carries.