



# KANSAS STATE BOARD OF PHARMACY

*newsletter to promote pharmacy and drug law compliance*

## Announcements

- Regular updates regarding Kansas State Board of Pharmacy guidance and information on the coronavirus disease 2019 (COVID-19) can be found on the Board [website](#). This includes information about operations, waivers, renewals, exams, inspections, frequently asked questions, and more.
- The Board may investigate and take disciplinary action (ie, fine, suspend, or revoke) against any applicant, registrant, or licensee who has attempted to misrepresent, falsify, or tamper with any COVID-19 vaccine card or COVID-19 documents.
- Beginning January 1, 2022, the Board will no longer waive any facility application or renewal requirements. Facilities filing original or change applications will need to meet all statutory and regulatory requirements. Facilities renewing in May or June 2022 will need to meet all standard renewal requirements prior to the expiration date (June 30, 2022).
- The Board welcomes new Pharmacy Inspector Christy! She is a proud alumna of the University of Kansas (KU) School of Pharmacy – class of 1994. She has been a licensed pharmacist for 27 years. For the last 16 years, she has served as the pharmacist at her hometown small independent pharmacy. Christy and her husband have three sons, two of whom have graduated from Pittsburg State University and one who currently attends Butler Community College. She loves all sports and has spent many hours in the stands watching her boys, and now nephews, compete. She is a fan of KU, Kansas State University,

### ***National Pharmacy Compliance News***

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and Kansas City Chiefs and watches them often. She is blessed to live close to her extended family and enjoys spending time outdoors with them relaxing, barbecuing, and playing cornhole.

- The Board welcomes new Administrative Specialist Marilyn! She was born and raised in Topeka, KS. She is currently a licensed practical nurse and holds a cosmetology license. She has a daughter, son-in-law, and three grandkids. She is a social butterfly and loves spending time with family and friends, going to her grandkids' soccer games, traveling for their tournaments, going to casinos, and enjoying warmer weather. She hopes to retire in about five to 10 years. After retirement, she would like to travel around the United States to see family and friends.
- The Board is hiring! Please review current [job postings](#).

### ***Pharmacy Technicians With Expired Registrations***

Any pharmacy technician who lets their technician registration expire must pass the Pharmacy Technician Certification Exam or the Exam for the Certification of Pharmacy Technicians prior to reapplying with the Board.

### ***Automated Drug Delivery System Provision***

The Board encourages you to review the Kansas requirements to determine whether your entity falls within the automated drug delivery system provision and, as such, requires registration. The relevant laws can be found on the Board's [website](#).

The **N-100 form** is for a pharmacy, located and registered in Kansas, that will have an automated drug delivery system located in that pharmacy, institutional drug room, or medical care facility (Kansas Administrative Regulations (K.A.R.) 68-9-2(a)). This form must be submitted to the Board prior to the initial stocking, use, or removal of an automated drug delivery system.

The **BA-21 form** is for long-term care facility automation. This form and \$20 fee must be submitted to the Board prior to the initial stocking or use of an automated drug delivery system (K.A.R. 68-9-2(a)). Registrations issued for BA-21 automation expire on February 28 each year and require annual renewal.

### ***CNM-I Prescription Authority***

An individual licensed by the Kansas Board of Healing Arts as a **CNM-I** does not require a collaborative practice agreement and may prescribe drugs and diagnostic tests (excluding abortion) when such clinical services are limited to those associated with a normal, uncomplicated pregnancy and delivery, according to Kansas Statutes Annotated (K.S.A.) 65-28b02(c); K.S.A. 65-28b10; K.A.R. 100-28b-1(q)-(r).

#### **K.S.A. 65-28b02(c):**

“Independent practice of midwifery” means the provision of clinical services by a certified nurse-midwife without the requirement of a collaborative practice agreement with a

person licensed to practice medicine and surgery when such clinical services are limited to those associated with a normal, uncomplicated pregnancy and delivery, including:

- (1) The prescription of drugs and diagnostic tests;
- (2) the performance of episiotomy or repair of a minor vaginal laceration;
- (3) the initial care of the normal newborn; and
- (4) family planning services, including treatment or referral of male partners for sexually transmitted infections.

Those who hold a license to practice the independent practice of midwifery (CNM-I) by the Board of Healing Arts meet the licensure requirements of K.S.A. 65-28b03.

Certified nurse-midwives engaging in the independent practice of midwifery (CNM-I) are not authorized to perform, induce, or prescribe drugs for an abortion. See K.S.A. 65-28b10.

A normal, uncomplicated pregnancy means “a pregnancy that is initially determined to be at a low risk for a poor pregnancy outcome and that remains at a low risk throughout the pregnancy” (K.A.R. 100-28b-1(r)).

A normal, uncomplicated delivery means “delivery of a singleton cephalic vaginal birth that has been clinically determined to be at low risk for complications” (K.A.R. 100-28b-1(q)).

### ***What Does Compliance Look Like?***

The Board recently updated the web booklet on Pharmacy Statutes and Regulations (and related laws). The complete electronic version is available in a Word document and pdf on the Board [website](#).

## ***K-TRACS Reporting Requirements for Patient Information***

### ***Patient Identifiers***

Pharmacies are required to submit a patient identification number to K-TRACS as part of each prescription record (K.S.A. 65-1683(b)(12)).

K.A.R. 68-21-1(e) defines what the identifier should be:

1. A patient’s unexpired temporary or permanent driver’s license number or state-issued ID card number
2. If not that, then the patient’s insurance ID number
3. If not that, then the patient’s first, middle, and last initials, followed by the patient’s eight-digit (MMDDYYYY) birth date

Social Security numbers should not be submitted. Pharmacies should be able to use one of the three defined identification numbers for every patient, regardless of the age of the patient or how the medication is being delivered to the patient.

When a K-TRACS user encounters a “multiple patients found” warning while conducting a patient search, one of the ways K-TRACS works to resolve this issue is by using the unique patient identification number to identify unique patients and consolidate duplicate accounts.

### ***Patient Addresses***

Pharmacies are also required to submit a patient address with each prescription record (K.S.A. 65-1683(b)(10)).

The address must be a street address, not a PO Box, as defined in K.S.A. 65-1626(a).

If a patient lives in a nursing facility, group home, or other medical facility, the facility’s street address should be used. City, state, and zip code are also required to be reported as part of the address.

More information about reporting requirements can be found on the K-TRACS [website](#).

### ***K-TRACS Offers Online CE Opportunity***

Need continuing education (CE)? K-TRACS now offers an online, self-paced education module for Kansas pharmacists to learn more about the state’s prescription drug monitoring program. The module features an overview of K-TRACS and how to use it as a clinical decision-making tool to improve team-based patient care coordination. Topics also include high-risk prescribing scenarios and interprofessional applications for care coordination.

This education opportunity is pending approval by the Board for CE hours. More details, including how to enroll in the free learning opportunity, can be found on the K-TRACS website.

Learn [more](#).

### ***Revoked Licenses and Registrations***

In an effort to provide greater transparency to pharmacists, the Board will publish a list of revocations against Kansas pharmacists, interns, and technicians in its quarterly *Newsletter*. The Board encourages the pharmacist-in-charge to verify the registration status of all employed technicians at least twice a year (June and November are recommended). The Board’s [license verification website](#) is a secure and primary source of credential verification information, as authentic as a direct inquiry to the Board.

Please take notice of the Board’s revocation action taken on these licenses, permits, and registrations:

- Braden, Lakecia 14-09440, Case 22-020
- Burdette, Kayli 14-15042, Case 22-064
- CareFirst Pharmacy, Inc, 22-103918, Case 22-042

- Fonseca, Joshua 14-104307, Case 22-050
- Sanders, Alexis 24-112520, Case 22-006
- Weatherby, Miranda 14-11284, Case 22-048

Please take notice of the Board's suspension action taken on these licenses, permits, and registrations:

- Abbott, Logan 1-100206, Case 18-793
- Thomson, Melissa 1-15413, Case 22-065

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