

TENNESSEE BOARD OF PHARMACY  
665 Mainstream Dr.  
Nashville, TN 37243

**BOARD MEMBER PRESENT**

Adam Rodgers, D.Ph., President  
Melissa McCall, D.Ph., Vice President  
Richard Breeden, D.Ph.  
Katy Wright, D.Ph.  
Marlin Blane, D. Ph  
Jake Bynum, Consumer Member

**BOARD MEMBER ABSENT**

Shanea McKinney, D.Ph.

**STAFF PRESENT**

Lucy A. Shell, Executive Director  
Matthew Gibbs, Deputy General Counsel  
Rita Golden, Pharmacy Investigator  
Robert Shutt, Pharmacy Investigator  
Larry Hill, Pharmacy Investigator  
Andrea Miller, Pharmacy Investigator  
Terry Grinder, Pharmacy Investigator  
Richard Hadden, Pharmacy Investigator  
Derek Johnston, Pharmacy Investigator  
Scott Denaburg, Pharmacy Investigator  
Patricia Beckham, Pharmacy Investigator  
Rebecca Moak, Pharmacy Investigator  
Paul Richardson, Associate General Counsel  
Timothy Peters, Associate General Counsel  
Sheila Bush, Administrator Director

The Tennessee Board of Pharmacy convened on Tuesday, July 26, 2022, in the Poplar Room, 665 Mainstream Drive, Nashville, TN. A quorum of the members being present, the meeting was called to order at 9:01 a.m. with Dr. Rodgers presiding. Dr. Rodgers welcomed students from Belmont University, Lipscomb University and University of Tennessee.

**Contested Case**

**Veronica Knowles, RT**

Ms. Knowles was not present nor represented by legal counsel. Mr. Paul Richardson represented the State. Mr. Richard Murrell was the Administrative Law Judge. Mr. Richardson asked to proceed in default. After discussion, Dr. McCall made the motion to proceed by default. Dr. Wright seconded the motion. The motion carried. Mr. Richardson passed out the Notice of Charges. After discussion, Dr. Wright made the motion to revoke Ms. Knowles' registration as a pharmacy technician. Mr. Bynum seconded the motion. The motion carried. Dr. Wright made motion that the action taken was to protect, promote and improve the health and prosperity of people in Tennessee. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried.

**Minutes**

Dr. McCall made the motion to accept the minutes from the May 10, 2022 board meeting. Dr. Breeden seconded the motion. The motion carried.

### Legislative Update

Ms. Olivia Spears, Liaison for the Dept. of Health, presented the following legislative update.

#### Non-Health Related Legislative Activity of Note

- The legislature addressed legislative and Congressional redistricting.
- The “Truth in Sentencing” Act made mandatory sentences for certain criminal offenses.
- The “Tennessee Investment in Student Achievement (TISA) Act” reformed the school funding approach.

#### Highlights and Noteworthy Health-Related Legislation

- The Department had two successful legislative initiatives that became law relating to local county health departments and the Controlled Substance Monitoring Database, respectively.
- Healthcare Facilities will move to the Health Services and Development Agency (HSDA)/Health Facility Commission on July 1, 2022.
- Healthcare providers can continue to utilize telehealth and receive reimbursement for telehealth services.
- The Board of Pharmacy and the Board of Nursing will now hire and fire the Executive Director of the Board.
- A registry within the Tennessee Commission on Aging and Disability was created to combat the operation of unlicensed facilities.

#### Pertinent Public Chapters

**Public Chapter 644—SB1823/HB1867—Johnson/Zachary** Re: Covid-19 Vaccine Exemptions. This public chapter requires that an employer grant certain exemptions to requirements of proof/receipt of vaccinations if the request for exemption is either (1) supported by signed/date statement by a licensed physician that the staff member has a condition recognized under generally accepted medical standards as a basis for the medical exemption or (2) the staff member attests in writing (including electronic means) that the staff member has a sincerely held religious believe that prevents the staff member from complying the requirement in accordance with guidance from Medicare and Medicaid services. This chapter creates a civil penalty of \$10,000 for violation of this statute. Effective as of March 11, 2022.

**Public Chapter 664—SB1248/HB1195—Reeves/Garrett** Re Insurance Prior Authorization Notifications. This public chapter requires a healthcare facility to notify a patient of communication between the healthcare facility and a health insurance entity or provider concerning additional information needed to process a prior authorization request for the patient within five business days after the communication has occurred. This requirement does not apply to the TennCare program or a successor program. This public chapter also includes requirements for utilization review agents if needed more information to determine a request for prior authorization. For the purposes of rulemaking by the Commissioner of Commerce and Insurance, effective as of March 18, 2022. For all other purposes, effective on

January 1, 2023 and applies to communications made pursuant to insurance policies entered into, issued, renewed, or amended on or after that date.

**Public Chapter 680—SB1909/HB1904—Johnson/Faison Re Autoclave Requirements.** This public chapter exempts autoclaves from the clearance requirements of the Board of Boilers Rules if the autoclave sterilizes reusable medical or dental equipment used by an individual licensed under title 68 or 63, is installed in accordance with the manufacturer’s recommendations, contains a boiler, and is regulated by the FDA. Effective as of March 28, 2022. The Governor did not sign this public chapter.

**Public Chapter 749—SB2572/HB2465—Crowe/Leatherwood Re Naloxone Standing Order.** This public chapter allows licensed healthcare workers to prescribe, directly or through standing order, naloxone or other similarly acting and equally safe drugs approved by the FDA to an organization or municipal or county entity, including but not limited to a recovery organization, hospital, school, or county jail. This public chapter also allows an individual or entity under a standing order to receive and store an opioid antagonist and provide an opioid antagonist directly or indirectly to an individual. Additionally, this public chapter authorizes a first responder acting under a standing order to receive and store an opioid antagonist and to provide an opioid antagonist to an individual at risk of experiencing a drug-related overdose or to a family member friend or other individual in a position to assist an at-risk individual. This public chapter includes “unresponsiveness, decreased level of consciousness, and respiratory depression” to be included within the definition of drug related overdose. Effective on July 1, 2022.

**Public Chapter 756—SB1789/HB2858—Briggs/Kumar Re Conditions of Participation.** This public chapter removes the requirement that a healthcare provider enrolled in Medicare or Medicaid be subject to conditions of participation to be exempt from the definition of “private business” or “governmental entity” for purposes of the Title 14/Covid-19 state laws. Effective as of March 31, 2022.

**Public Chapter 764—SB2427/HB2177—Johnson/Lamberth Re Drug Paraphernalia.** This public chapter excludes narcotic testing equipment used to determine whether a controlled substance contains a synthetic opioid from the definition of “drug paraphernalia” as used within the criminal code unless the narcotic testing equipment is possessed for purposes of the defendant’s commission of certain drug related offenses. This public chapter will be repealed on July 1, 2025. Effective as of March 31, 2022.

**Public Chapter 766—SB2453/HB2655—Yager/Hawk Re Telehealth.** This public chapter extends the ability for healthcare providers to receive reimbursement for healthcare services provided during a telehealth encounter. This public chapter also clarifies that a healthcare provider acting within the scope of a valid license is not prohibited from delivering services through telehealth. Lastly, this public chapter adds that the requirement of an in-person encounter between the healthcare services provider, the provider’s practice group, or the healthcare system and patient within sixteen months prior to the interactive visit is tolled for the duration of a state of emergency declared by the Governor provided that healthcare services

provider or patient, or both, are located in the geographical area covered by the state of emergency. Effective as of April 1, 2022 and applies to insurance policies or contracts issued, entered into, renewed, or amended on or after that date.

**Public Chapter 769—SB568/HB702—Johnson/Lamberth Re Anatomical Gifts.** This public chapter prohibits a healthcare provider, a hospital, an ambulatory surgical treatment center, a home care organization or any other entity responsible for matching anatomical gifts or organ donors to potential recipients from, solely on the basis of whether an individual has received or will receive a Covid-19 vaccine, (1) consider an individual ineligible for transplant or receipt of an anatomical gift, (2) deny medical or other services related to transplantation, (3) refuse to refer an individual to a transplant center or specialist, (4) refuse to place an individual on an organ or tissue waiting list, or (5) place an individual at a position on an organ or tissue waiting list lower than the position the person at which the individual would have been placed if not for the individual's vaccine status. Effective as of April 8, 2022.

**Public Chapter 804—SB1802/HB1763—Reeves/Lamberth Re Drug Paraphernalia.** This public chapter includes pill press devices and pieces of pill press devices to the definition of drug paraphernalia for the purposes of drug offenses. Pill devices or pieces of pill press devices are not included within this definition if used by a person or entity that lawfully possesses drug products in the course of legitimate business activities, such as a pharmacy or pharmacist. Effective on July 1, 2022 and applies to offenses committed on or after that date.

**Public Chapter 812—SB2446/HB2131—Haile/Marsh Re Pharmacy Technicians.** This public chapter expands the scope of practice of pharmacy technicians to include performing tasks delegated by the pharmacist such as participation in drug, dietary supplement and device selection, storage, and distribution and administration, consistent with the pharmacy technician's education training and experience, as defined by rules promulgated by the Board of Pharmacy. Effective as of April 8, 2022.

ACTION ITEM: Board of Pharmacy rule-making.

**Public Chapter 825—HB2171/SB2421—Lamberth (Terry)/Johnson (Reeves) Re CSMD.** Creates data protection and pathways through the CSMD for reporting of Part 2 data and methadone. Expands data sharing within the CSMD committee process but requires that the commissioner enter into agreements in order to disseminate such data. Health's Administration

Bill. Effective as of April 14, 2022.

ACTION ITEM: CSMD rule-making.

**Public Chapter 833—HB1997/SB1936—Cochran/Jackson Re UAPA.** Clarifies that the ALJ shall decide a procedural questions of law. Allows the director of the administrative procedures division of the secretary of state's office to issue subpoenas. Allows electronic participation in hearings, by agreement of the parties. The hearing officer may allow electronic testimony if the absence of the witness would otherwise cause of delay of the hearing.

Requires that a final orders be issued within 90 days. Allows that a petition for reconsideration be filed within 15 days of the entry of the final order or initial order. Effective as of April 19, 2022.

**Public Chapter 856—HB2864/SB2889—Rudd/Gardenhire Re Public Meetings.** Permits boards or agencies of state government to have electronic meetings. If an electronic meeting is being held, requires that members of the public be allowed to view and/or listen to the meeting in real time. There must also be a method of members of the public to participate in the meeting electronically, if they would otherwise be permitted to participate in person. Instructions for participate are to be included in the notice of the meeting. An electronic meeting shall be recorded and that recording must be posted on the website of the organization within 3 days. The governing body shall maintain that electronic record of the meeting for at least 3 years. Effective on July 1, 2022.

**Public Chapter 881—SB2240/HB2335—Haile/Vaughn Re Buprenorphine.** Prohibits prescribing of buprenorphine via telehealth unless the healthcare provider is employed by a licensed non-residential opioid treatment facility, a community mental health center, an FQHC, a hospital, or through TennCare. Effective as of April 14, 2022.

**Public Chapter 883—SB2285/HB1749—Bell/Ragan Re UAPA and Judicial Review Standards.** Requires that a judge over a contested case not defer to an agency's interpretation of the statute or rule and shall interpret it de novo. Remaining ambiguity shall be resolved against the agency. Effective as of April 14, 2022.

**Public Chapter 896—SB896/HB1960—Bowling/Hulsey Re Title 14.** Eliminates the sunset provisions in Title 14 for the definitions section and for the section that prohibits government entities from mandating vaccinations. Deletes a variety of definitions from the Title. For the deletion of definitions, effective July 1, 2022 at 12:01 AM. For all other purposes, effective as of April 19, 2022.

**Public Chapter 908—SB2188/HB2746—Niceley/Lynn Re Ivermectin.** Permits a pharmacist to enter into a collaborative practice agreement with a physician in order to provide ivermectin. Requires that the Board of Pharmacy adopt rules to establish standard procedures for the provision of ivermectin by pharmacists, including a risk assessment tool and a standardized fact sheet. Provides civil liability protection against pharmacists who dispense ivermectin pursuant to this statute except under gross negligence circumstances. Effective as of April 22, 2022. Mandatory rulemaking.  
ACTION ITEM: Board of Pharmacy rule-making.

**Public Chapter 911—HB2309/SB2464—Freeman/Reeves Re Professional License Requirements.** Mandates that a person seeking a professional license have US citizenship or be authorized under federal law to work in the US as verified by the SAVE Program (allows DACA children who are now adults to obtain professional licensure if not otherwise prevented by the license). Effective July 1, 2022.

**Public Chapter 930—HB1871/SB1982—Hulsey/Hensley Re Covid Vaccinations and Acquired Immunity.** Amends Title 14 to mandate that acquired immunity from a previous Covid-19 infection be treated the same as a Covid-19 vaccination by a governmental entity, school, or local education authority. Mandates that private businesses who require vaccinations also include recognition for acquired immunity for Covid-19. Effective as of April 11, 2022— This was not signed by Governor.

**Public Chapter 953—HB2662/SB2322—Sexton, C./Haile Re Appointments of Director of Board of Pharmacy & Board of Nursing.** The Board of Nursing will hire and fire the executive director of the Board, along with other employees as necessary. The Board of Pharmacy will hire their executive director, who must have 5 years as a licensed pharmacy. Effective as of April 29, 2022.

**Public Chapter 1001—HB2416/SB2281—Moody/Bell Re “Tennessee Abortion-Inducing Drug Risk Protocol Act.”** Mandates that any abortion-inducing drug must be provided in-person. A qualified physician must examine a patient and determine that there is not an ectopic pregnancy, provide RhoGAM medication if needed, and schedule a follow-up visit with the patient. The physician is required to make reasonable efforts to ensure that the patient appears at that visit and shall document those efforts. It is a E Felony for failure to comply with this law. Failure to comply is also the basis for disciplinary action against the licensee. For rulemaking purposes, effective as of May 5, 2022. For all other purposes, effective January 1, 2023.

**Public Chapter 1054—HB1747/SB1877—Jernigan/Yarbro Re Cannabinoid Oil and Quadriplegia.** Adds quadriplegia to one of the qualifying ailments that an be in legal possession of cannabanoid oil. Effective as of May 25, 2022.

**Public Chapter 1061—HB2228/S2465—Ramsey/Reeves Re Opioid Antagonists.** Requires that a prescriber offer a prescription for an opioid antagonist when issuing a prescription for an opioid if the prescription is for longer than 3 days and there is a history of or suspicion of abuse. This does not apply in palliative care or veterinarian settings. Penalties are included for failure to comply. Effective on July 1, 2022 and applies to opioid prescriptions issued after that date.

**Public Chapter 1070—HB2661/SB2458—Sexton, McNally Re Pharmacy Benefit Managers.** Creates minimum payment schedule for pharmacy benefit managers. Effective upon signage on May 25, 2022, for rulemaking purposes. Otherwise, takes effect on January 1, 2023 for all newly entered into agreements and contracts.

**Public Chapter 1073—HB2665/SB2449—Sexton, McNally Re Covid Visitation Policies and Limitations on Covid Treatment Exemptions.** Clarifies that a prescriber can be disciplined for prescribing controlled substances and/or narcotics for treatment of Covid, if appropriate. In addition, creates a patient advocate process that hospitals must follow during times of covid concern. Allows that person to enter a facility if they agree to follow procedures but provides certain exceptions to access to locations within the hospital. Effective as of May 25, 2022.

**Public Chapter 1094—SB1891/HB1905—Hulsey/Doggett Re Mandatory Reporting of Fatal Drug Overdoses.** Requires that a fatal overdose be reported to law enforcement, including by doctors and nurses. Effective July 1, 2022.

**Public Chapter 1117—SB2448/HB2671—White/Farmer Re: Extended Liability Protection Against Covid Claims.** Extends the liability protection against claims based on Covid exposure until July 1, 2023. Effective as of June 1, 2022.

**Public Chapter 1123—SB2574/HB2535—Crowe/Alexander Re: End-of-Life Visitation at Nursing Homes and Assisted Living Facilities.** Requires that nursing homes and assisted living facilities allow for visitation during a disaster, emergency, or public health emergency for Covid-19. Provides an exemption if the visitation would violate federal or state law. Effective July 1, 2022.

**Public Chapter 1135—SB1997/HB2043—Bell/Cochran Re Tianeptine as Controlled Substance.** Classifies Tianeptine and all derivatives thereof as Schedule II controlled substances. Effective July 1, 2022.

#### **Appearance**

#### **Waiver**

#### **Board rule 1140-01-.05(4)**

Dr. Blane made the motion to approve the waiver request from **Monica Guirguis, Pharm.D.** to retake the NAPLEX. Dr. Guirguis has failed the NAPLEX 3 times. Dr. Breeden seconded the motion. The motion carried Dr. Blane recommended the Dr. Guirguis take a review course.

#### **Board rule 1140-01-.13 (3)(e )**

Dr. Breeden made the motion to approve the waiver request from **Fast Access Healthcare** Pharmacy for hot and cold water and refrigeration. Dr. Blane seconded the motion. The motion carried.

#### **Board rule 1140-04-.17**

Dr. Breeden made the motion to approve the waiver request from **CVS Health** that will allow dispensing of investigational drugs outside of the institutional pharmacy. Mr. Bynum seconded the motion. The motion carried. Dr. Rodgers was recused.

#### **Board rule 1140-05-.01(1)**

Dr. Breeden made the motion to approve the waiver of live hours for **William Bendell, D. Ph.** for this renewal cycle. Mr. Bynum seconded the motion. The motion carried.

## **Presentation**

### **Pharmacy Technicians**

Dr. Shell explained to the board that during the rule review committee meeting questions arose concerning the pharmacy technician rules and how the need to be reviewed and amended.

Dr. Pudlo, Executive Director, Tennessee Pharmacist Association, explained to the board about the different roles that the pharmacy technician is interested in doing. Dr. Pudlo stated that there are different levels of training that technician can take for advancement.

Dr. Ryan Burke, Director of Professional Affairs, Pharmacy Technician Certification Board (PTCB), spoke to the board about the pharmacy technician training and advancement for certification. PTCB has several courses different course for pharmacy technician advancement.

Dr. Shannon Kelly and Dr. Susan Morgan spoke to the board concerning nuclear pharmacy technicians. Nuclear pharmacy technicians are trained by nuclear pharmacies comprehensively in radiation safety, quality control, sterile compounding, instrumentation and dose calculations. Dr. Kelly and Dr. Morgan stated that it would best serve the public to recognize the differences between nuclear pharmacy technicians and pharmacy technician who practice in a more traditional setting.

### **Tennessee Pharmacist Association (TPA)**

Dr. Pudlo, Executive Director, thanked Dr. Wright for her services to the board and TPA. He introduced Olivia Weltor, Director of Professional Affairs, Ariel Clark, Manager of Education Practice Development and Jade Yokum, Executive Fellow with the Tennessee Pharmacy Association.

Dr. Pudlo address working collaborative with the board and the rule committee. Dr. Pudlo addressed the current pharmacist and pharmacy technician workload and how to ease the workload through the pharmacy practice act.

Dr. Pudlo stated that he has been in discussions with other boards of pharmacy about the standard of care model and how to regulate pharmacist in how they care for the patients in their practice site.

### **Order Modification**

Dr. Bradley appeared before the Board to ask to be a floater. After discussion, Dr. Breeden made the motion to allow Dr. Bradley to float up to three locations approved by the Tennessee Pharmacist Recovery Network (TPRN). Dr. McCall seconded the motion. The motion carried.

**Waiver  
ePharma**

Darrel Jones, owner of **ePharma Direct LLC**, to use dispensing kiosk in their local grocery store as a pilot program. After discussion, the Board decided to add this issue to the rule review committee.

**CEVA Logistics**

**Board rule 1140-01-.13(2) (3) (f) (g)**

The board decided to table this request and suggested that CEVA Logistics send a copy of the floor plan for where the pharmacy would be located in this distribution site. This pharmacy will be used for medical devices.

**Director Report**

Dr. Grinder gave the investigative report.

Dr. Shell informed the board of the pharmacy technician fee changes. Dr. Wright made the motion to reduce the initial application fee by \$20.00 for pharmacy technician. Dr. McCall seconded the motion. The motion carried.

Dr. Shell asked for clarification of a decision that the board made at the September 2021 board meeting concerning pharmacy technician ratio. The ratio has been extended to 6:1 with the additional pharmacy technician being certified. The technician that is certified to give immunization can only work if they are needed to help with the immunization.

Dr. Shell gave the board information concerning the Sunset Hearing with the Government Operations Committee. The Board has been extended for 4 more years.

Dr. Shell asked for approval for board members and pharmacy investigators to attend the MPJE review course. After discussion, Dr. Wright made the motion to approve travel for Dr. Blane and Dr. Shell to attend in person and Dr. Miller and Dr. Hadden to attend virtual. Mr. Bynum seconded the motion. The motion carried.

Dr. Shell introduced Peter Phillips, D.Ph. as the new CSMD Director. Dr. Phillips appeared before the board to ask for approval to use the board's reserve funds to expand Gateway. After discussion, Dr. Wright made the motion to approve the use of reserve funds to expand Gateway. Dr. Blane seconded the motion. The motion carried.

**Office of General Counsel**

Mr. Gibbs informed the board that there are currently 109 cases open for discipline within the Office of General Counsel. Of those 109 cases, 21 are eligible for a contested hearing.

The Tennessee Board of Pharmacy along with the Tennessee Department of Health has been named as two of the defendants contained in the master docket for the National Prescription Opiate Litigation. The Office of the Attorney General is aware of this litigation.

Mr. Gibbs informed the board of the Tennessee Department of Environment and Conservation rule 400-12-01 has promulgate rules concerning hazardous waste management, what is categorized as hazardous waste and how to dispose hazardous waste. These rules mirror the 2019 Environmental Protection Agency (EPA) update. The Tennessee Department of Environment and Conservation will enforce their rules.

Mr. Gibbs informed the board that the Ivermectin rules must be presented to the Board of medical Examiners and the Board of Osteopathic Examiners due to the Collaborative Practice agreement.

Dr. Wright left the meeting at 2:50 p.m.

### **Consent Orders**

Dr. McCall made the motion to accept **CVS Pharmacy #17079** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.14 (2) (a) & (4). Dr. Breeden seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **Bradley Deal, D.Ph.** consent order with a \$200.00 civil penalty for violating board rule 1140-02-.02 (1). Dr. Blane seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **Miranda Taylor, RT** consent order with a \$100.00 civil penalty as amended. Ms. Taylor violated board rule 1140-01-.09 (1). Dr. Blane seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Mary Scallions, RT** consent order for revocation. Ms. Scallions violated T.C.A. §53-10-105 (a). Mr. Bynum seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Rebecca Trent, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-02-+.02(1). Mr. Bynum seconded the motion. The motion carried.

Dr. Blane made the motion to accept **Amanda Daniels, RT** consent order for revocation. Ms. Daniels violated T.C.A. §53-10-105 (a). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Megan Kirk, RT** consent order for revocation. Ms. Kirk violated T.C.A. §53-10-105 (a). Dr. McCall seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Shatara Lewis, RT** consent order for revocation. Ms. Lewis violated T.C.A. §53-10-105 (a). Mr. Bynum seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Tara Sparks, RT** consent order for revocation. Ms. Sparks violated T.C.A. §53-10-105 (a). Dr. Blane seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Shelby Baldwin, RT** consent order for revocation. Ms. Baldwin violated T.C.A. §53-10-105 (a). Dr. Blane seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **Jessica Beasley, RT** consent order for revocation. Ms. Beasley violated T.C.A. §63-10-305 (1), (6) & (8)). Dr. McCall seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Kevin Brooksbank, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) & (f). Dr. Blane seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Scott Burka, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) & (f). Mr. Bynum seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Bradley Cross, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-01-.13 (3)(g). Dr. McCall seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **CVS Pharmacy #4466** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Mr. Bynum seconded the motion. The motion carried.

Dr. McCall made the motion to accept **CVS Pharmacy #6415** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. Breeden seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **CVS Pharmacy #7246** consent order with a \$200.00 civil penalty for failure to PIC between 12/30/2021 and 2/6/2022 and a \$100.00 civil penalty for failing to conduct an inventory of controlled substances until 2/6/2022. The controlled substance inventory was conducted by the new PIC. Dr. Blane seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **CVS Pharmacy #1720** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. McCall seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **CVS Pharmacy #6400** consent order with a plan of correction and a \$1000.00 civil penalty for violating T.C.A §63-10-305 (4) & (8). Mr. Bynum seconded the motion. The motion carried.

Dr. McCall made the motion to accept **CVS Pharmacy #7280** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. Breeden seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **CVS Pharmacy #7619** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) & (f). Dr. Breeden seconded the motion. The motion carried.

Dr. Blane made the motion to reject **Brianne Gonzales, RT** consent order to reprimand her pharmacy technician registration and recommended probation for 12 months. Dr. McCall seconded the motion. The motion carried.

Dr. Blane made the motion to accept **Susan Green, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. Breeden seconded the motion. The motion carried.

Dr. McCall made the motion to accept **CVS Pharmacy #6415** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. Breeden seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **Kroger Pharmacy #533** consent order with a plan of correction and a \$1000.00 civil penalty for violating board rule T.C.A §63-10-305 (4) (6)& (8). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Melva McGinnis, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1) (a) (e ) & (f). Dr. McCall seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Kelsey McLerran, RT** consent order for revocation. Ms. McLerran violated T.C.A. §63-10-305 (6) (4)(6) & (8). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Medi-Quip** consent order with suspension of the sterile modifier, \$1000.00 civil penalty and case cost for violating board rule 1140-01-.13 (1) (3) (f) & (h). Dr. McCall seconded the motion. The motion carried.

Dr. Wright returned to the meeting at 3:40 p.m.

Dr. Blane made the motion to accept **Qussay Mohammad, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.01 (4). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Angela Riffey, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.01 (4). Dr. McCall seconded the motion. The motion carried.

Dr. Blane made the motion to accept **Mariah Stevenson, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.01 (4). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Zachary Tinius, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.01 (4). Dr. McCall seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Walgreens Pharmacy #5066** consent order with a \$100.00 civil penalty for failure to notify the board of a change in PIC and \$50.00 civil penalty for failing to conduct a proper inventory of controlled substance during a change in PIC. Mr. Bynum seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Lisa Wilkerson, RT** consent order with a \$100.00 civil penalty for violating board rule 1140-03-.01 (4). Dr. McCall seconded the motion. The motion carried.

Mr. Bynum made the motion to accept **Wilson's Sav-More Drugs, LLC** consent order with a \$1000.00 civil penalty for violating board rule 1140-01-.13 (3)(g) 1. Dr. Blane seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Morgan Workman, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1)(a) (e) & (f). Dr. Breeden seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Walgreens Pharmacy #6039** consent order with a \$100.00 civil penalty for failure to notify the board of a change in PIC and \$50.00 civil penalty for failing to conduct a proper inventory of controlled substance during a change in PIC. Dr. Breeden seconded the motion. The motion carried.

Dr. Blane made the motion to accept **Samuel Matlock, RT** consent order for revocation. Ms. McLerran violated T.C.A. §53-10-104 (a). Dr. McCall seconded the motion. The motion carried.

Dr. McCall made the motion to accept **Kelsey McLerran, RT** consent order for revocation. Ms. McLerran violated T.C.A. §63-10-305 (6) (4)(6) & (8). Dr. Breeden seconded the motion. The motion carried.

Dr. Breeden made the motion to accept **Christopher Ooten, D.Ph.** consent order with a \$1000.00 civil penalty for violating board rule 1140-03-.01 (1)(a) (e) & (f). Dr. McCall seconded the motion. The motion carried.

Dr. Bynum made the motion to adjourn at 3:51 p.m. Dr. McCall seconded the motion. The motion carried.

The minutes were approved and ratified at the November 8-9, 2022 board meeting.

Tennessee Board of Pharmacy  
Board Meeting  
July 26, 2022