

MINUTES

UTAH STATE BOARD OF PHARMACY

April 28, 2026 | 8:30 A.M.

Room 474, 4th Floor

160 E 300 S Salt Lake City UT

Hybrid Meeting-In Person and Electronic

Electronic attendance was available.

CONVENED: 8:32 A.M.

ADJOURNED: 12:04 P.M.

DOPL STAFF PRESENT:

Bureau Manager: Jim Garfield

Board Secretary: Tina Marshall

Investigator: Travis Drebing

CSD Admin: Jeff Henrie

Compliance Specialist: Sharon Bennett

Legal Analyst: Lauren Harvey

BOARD MEMBERS PRESENT:

Chair: Christopher Sheard, Pharm.D.

Vice Chair: Gary Hale, R.Ph.

Karen Gunning, Pharm.D.

Sabrina Ouk, Pharmacy Technician

Cheyenne Cunningham, Pharm.D.

Matthew Higley, Pharm.D.

Shaun Curran, PA CS, Public Member

BOARD MEMBERS NOT PRESENT:

DOPL STAFF NOT PRESENT:

Investigation Supervisor: Ben Baker

Bureau Manager: Larry Marx

Pharmacy Specialist: Maddy Holt

GUESTS IN ATTENDANCE:

Brian Burnham, Utah Cancer Specialists

Janel Christensen, MedQuest Pharmacy

Nicole Daniels, Walmart

Sam Forbyn, DOPL

Ryan Young, MedQuest Pharmacy

Sara Watson, Cardinal Health

Aaron Hales, Westlake Pharmacy

Rich Bishop, Smith's Food and Drug

Hali O'Malley, Compounding Committee

Harmony Aker, Walgreens

Michael Bair

Lauren Paul, Hims & Hers

Zach Taylor, Wayne Community Health
Center

Note: Other guests may have been in attendance but were not identified.

ADMINISTRATIVE BUSINESS:

CALL MEETING TO ORDER

Dr. Sheard called the meeting to order at 8:32 A.M.

REVIEW AND APPROVE March 24, 2026 MINUTES (Audio 00:03:03)

Dr. Gunning made a motion to approve the minutes.

Dr. Cunningham seconded the motion.

The Board motion passed unanimously.

INVESTIGATIVE REPORT—Travis Drebing (Audio 00:04:19)

Mr. Drebing stated that in March, 7 cases were received, 60 cases were closed, 29 pharmacy inspections were completed, and 4 citations were issued.

Mr. Drebing explained that two of the citations issued were for late change of PIC or not having a PIC for a certain period of time and one for a misfilled prescription.

The Board, Mr. Drebing and Mr. Garfield discussed issues that could cause a pharmacy to either submit late PIC change forms or to not have a PIC in the pharmacy.

CSD UPDATE—Jeff Henrie (Audio 00:10:26)

Mr. Henrie stated that UPUP has 99% data integrity being submitted. There were four days noted with only 94% data integrity being submitted and they are looking into the decrease. A medical cannabis module is currently being developed into the database so dispensing information can be there along with the card information. The development is hoping to meet the deadline of when Department of Health and Human Services will turn medical cannabis over to the Department of Agriculture.

Mr. Forbyn explained the numbers of CII Controlled Substances with an over 30-day supply being dispensed. Data provided was from January 2025 through March 2026 and the outreach letter that was sent out in September 2025. Data discussed for pill form only CIIs were prescriber count, pharmacy count, pharmacies that have filled over 30 days once and pharmacies that filled over 30 days multiple times.

DISCUSSION ITEMS:

COMPOUNDING EDUCATION ADVISORY COMMITTEE UPDATE (Audio 00:25:14)

Dr. O'Malley gave an update on the Compounding Education Advisory Committee. Dr. O'Malley explained that she was voted in as chair and Dr. Richard Cox was voted in as vice chair at the last meeting.

Dr. O'Malley stated that the new inspections forms were discussed and will be a standing agenda item.

Dr. O'Malley explained that there was some confusion in the rule regarding sterile non-neoplastic versus anti-neoplastic versus the non-sterile anti-neoplastic. A subcommittee was

created to investigate this issue and be discussed at the next committee meeting.

Dr. O'Malley and the Board discussed the missing SOPs in compounding pharmacies and how this is currently being handled.

COMPOUNDING EDUCATION ADVISORY COMMITTEE – MEMBER NOMINATION *(Audio 00:33:02)*

Mr. Garfield and the Board discussed the opening on the Compounding Education Advisory Committee that will open when the current member terms out on 6/30/2026 and what is needed from the Board for the position to be filled.

The Board and Dr. Blair discussed Dr. Blair's qualifications to be on the committee, why Dr. Blair applied to be on the committee and if Dr. Blair will have the time to commit to the committee and be PIC for a pharmacy.

Dr. Gunning made a motion to recommend that Dr. Blair be nominated to the Compounding Education Advisory Committee.

Mr. Hale seconded the motion.

The Board motion passed unanimously.

VACCINE GUIDANCE DOCUMENT *(Audio 01:16:21)*

Dr. Sheard explained the vaccine guidance document that was going to be discussed was the document that the Board approved in 2025 and the confusion on what vaccines pharmacists can administer under the guideline.

The Board and Dr. Bank, from DHHS, discussed the guidelines found in the guidance document and if professional organizations need further clarification.

Dr. Bank will present the document to her team and report back to the Board of any changes that are recommended.

STANDING ORDERS (DHHS) *(Audio 00:56:20)*

Dr. Nolen explained that she and her team found that there are two codes that relate to standing orders and they are Title 58 Occupations and Professions and Title 25B Utah Health and Human Services Code. Title 26B has three sections relating to standing orders and Title 58 has two sections. It was found it would be easiest to remove barrier language than to clean up or rewrite the sections.

Dr. Nolen and the Board discussed how to move forward to make the changes. The steps moving forward would be identifying individuals from DOPL, DHHS and the Board to work on needed changes and consulting with Medicaid to assure billing options, identifying all code with reporting or registration requirements, draft proposed changes, review with Board and stakeholders, work with the legislature and shift focus to rule changes.

HB 264 PHARMACIST PRESCRIPTIONS *(Audio 01:29:42)*

Ms. Harvey provided a historical background of refill legislation and stated that the number of

refills is up to the prescriber's discretion for the two-year period and the prescription is valid for two years.

The Board, Ms. Harvey and Mr. Garfield discussed that the first fill of the prescription needs to be filled within the first year of being written and the subsequent refills can be done within the two-year time frame.

APPOINTMENT ITEMS:

STEPHANIE HOLT, PROBATIONARY INTERVIEW (*Audio 00:00:25*)

Ms. Bennett explained the employer report was received with no concerns, and continuing education had been received for completion and pre-approval. The continuing education received will be reviewed at the May Board meeting due to the continuing education being received the day before the meeting.

Dr. Gunning asked if anything had changed.

Dr. Holt explained that nothing has changed.

Dr. Gunning and Dr. Holt discussed CE's and what the Board would like to see when they are completed.

Dr. Gunning made a motion that Stephanie Holt is in compliance with their Stipulation and Order.

Dr. Cunningham seconded the motion.

The Board motion passed unanimously.

Tentative next meeting will be on May 19, 2026.

PRECISION MEDICAL PHARMACY, PROBATIONARY INTERVIEW (*Audio 00:04:37*)

Ms. Bennett explained that Precision Medical Pharmacy has submitted a letter requesting early termination from probation.

Mr. Hale asked how things are going.

Dr. Hales explained things are going well and that they have worked on making sure their SOPs are updated and reviewed with staff.

The Board and Dr. Hales discussed the inspection that happened in July 2025 and the operations manager who helps with keeping the pharmacy in compliance.

The Board and Dr. Hales discussed the new pharmacy building that is currently under construction, the benefits of the new building and the new building is currently scheduled to be completed in the fall of 2026.

The Board and Dr. Hales discussed Dr. Hales' request for the pharmacy's early termination from probation. Dr. Hales explained the changes that have been made in the pharmacy to stay in compliance and what the pharmacy will do moving forward so the pharmacy stays in compliance.

The Board decided to have Dr. Hales meet with the Board in the June meeting after their 18 months of probation has passed to further discuss the early termination request.

Mr. Hale made a motion that Precision Medical Pharmacy is in compliance with their Stipulation and Order.

Dr. Higley seconded the motion.

The Board motion passed unanimously.

Tentative next meeting will be on June 23, 2026.

SHAUNNA RECHSTEINER, PROBATIONARY INTERVIEW (*Audio 00:26:22, 00:00:04, 00:00:03*)

Ms. Bennett explained that Dr. Rechsteiner last met with the Board in June 2025 and explained the details of that meeting.

Dr. Sheard asked how Dr. Rechsteiner was doing and what brought her before the Board.

Dr. Rechsteiner explained that to answer Dr. Sheard's questions, she would like to have the meeting closed due to sensitive physical and mental health information.

Meeting closed in accordance with the Open and Public Meetings Act, 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.

Mr. Hale, made a motion to close the meeting in accordance with the Open and Public Meetings Act, 52-4-205(1)(a) to discuss the character, professional competence, or physical or mental health of an individual.

Ms. Ouk, seconded the motion. All Board members voted in favor of closing the meeting.

The meeting was closed at 11:03 a.m. The meeting was opened at 11:35 a.m.

Dr. Sheard asked what concerns Dr. Rechsteiner had about her current corrective action plan.

Dr. Rechsteiner explained her concerns that her Stipulation and Order are regarding owning a pharmacy and being a PIC and this is reflected in her corrective action plan. Dr. Rechsteiner does not plan on owning a pharmacy or being a PIC. She is concerned about how to follow the submitted plan if it is no longer relevant.

The Board and Dr. Rechsteiner discussed the submitted written plan. The majority of the written plan focused on the pharmacy instead of the individual. Dr. Rechsteiner explained the same concerns with the corrective action plan. It was discussed to come back to the Board once employment has been secured and then have the discussion of what a new written plan will look like.

The Board and Dr. Rechsteiner discussed direct supervision requirement and the steps that can

be taken to progress to another type of supervision.

Dr. Sheard made a motion to amend the Stipulation and Order to remove the corrective action plan for Crimson Valley Pharmacy.

Mr. Hale seconded the motion.

The Board motion passed unanimously.

Dr. Sheard made a motion not to approve the written plan submitted as it is not relevant to the current situation.

Mr. Hale seconded the motion.

The Board motion passed unanimously.

Dr. Sheard made a motion that a new mental health evaluation be submitted and Dr. Rechsteiner will meet with the Board in 6 months unless Dr. Rechsteiner requests an earlier meeting.

Ms. Ouk seconded the motion.

The Board motion passed unanimously.

Tentative next meeting will be on October 27, 2026.

MEETING ADJOURNED: 12:04 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

Privacy Notice:

This meeting may be recorded. If you attend, join or participate in this meeting, the personal data that you provide, or that is collected from you, is generally classified as a public record pursuant to Utah Code 63G-2-301 of the Government Records Access and Management Act (GRAMA), and may be made available to the public as provided by Utah Code 63G-2-201, except where the meeting is closed under Utah Code 52-4-205.

NEXT SCHEDULED MEETING: May 19, 2026

2026 Tentative Board Meeting Scheduled:

June 23, July 28-29, September 22, October 27, November 17, December 15



Chairperson

5/19/26.
Date



Bureau Manager

5-19-26
Date



SWORN STATEMENT SUPPORTING CLOSURE OF BOARD MEETING

DOPL-FM-010 05/02/2006

I, Christopher Shewd as the presiding member of the Pharmacy Board,
which met on the 28th day of April, 2026.

Appropriate notice was given of the Board's meeting as required by Utah Code Annotated § 52-4-202.

A quorum of the Board was present at the meeting and voted by at least a two-thirds vote, as detailed in the minutes of the open meeting, to close a portion of the meeting to discuss the following:

- The character, professional competence, or physical or mental health of an individual (§ 52-4-205(1)(a))
- Strategy regarding pending or reasonably imminent litigation (§ 52-4-205(1)(c))
- Deployment of security personnel, devices, or systems (§ 52-4-205(1)(f))
- Investigative proceedings regarding allegations of criminal misconduct (§ 52-4-205(1)(g))

The content of the closed portion of the Board meeting was restricted to a discussion of the matter(s) for which the meeting was closed.

With regard to the closed meeting, the following was publically announced and recorded, and entered on the minutes of the open meeting at which the closed meeting was approved:

- (a) The reason or reasons for holding the closed meeting;
- (b) The location where the closed meeting will be held; and
- (c) The vote of each member of the public body either for or against the motion to hold the closed meeting.

If required, and/or kept or maintained, the recording and any minutes of the closed meeting will include:

- (a) The date, time, and place of the meeting;
- (b) The names of members present and absent; and
- (c) The names of all others present except where such disclosure would infringe on the confidentiality necessary to fulfill the original purpose of closing the meeting.

Pursuant to § 52-4-206(5), a sworn statement is required to close a meeting under § 52-4-205 (1)(a) or § 52-4-205(1)(f), but a record by tape recording or detailed minutes is not required.

A record was not made

A record was made by: Tape Recording Detailed Written Minutes

Pursuant to § 52-4-206(1), a record by tape recording is required for a meeting closed under § 52-4-205(1)(c) or § 52-4-205(1)(g), and was made.

Detailed written minutes of the content of a closed meeting although not required, are permitted and were kept of the meeting.

I hereby swear or affirm under penalty of perjury that the above information is true and correct to the best of my knowledge.

Christopher Shewd
Board Chairman or other Presiding Member

4/28/26.
Date