

**ALABAMA BOARD OF PHARMACY
BUSINESS MEETING MINUTES
March 18, 2026**

President Thomas H. Cobb called the March 18, 2026, meeting of the Alabama Board of Pharmacy to order at 9:04 a.m. to conduct necessary business. The meeting was held at the office of the Alabama Board of Pharmacy, 111 Village Street, Birmingham, Alabama 35242.

The following Board members were present:

Thomas H. Cobb	President
Stacy S. Giles	Vice President
Johnny Brooklere	Treasurer
Brandon Hicks	Member
Darrelle Knight Marbury	Member
Jeb Mitchell	Member
Alecia Booker	Member
Freddie Stokes	Member
Nathan Pinner	Member

Alabama Board of Pharmacy staff members present in person or via WebEx teleconference were:

Aaron Dettling, Board Counsel	Cristal Anderson, Dir. of Compliance
Scott Daniel, Licensing Counsel	Anne Marie Nolen, Administrative Supervisor
Jon Linna, Executive Secretary	Rebecca Tindle, Licensing Supervisor
Casey Shaw, Chief Investigator/HR	Wendy Passmore, Operations Manager
Glenn Wells, Investigator	Terry Lawrence, IT Manager
Henry Burks, Investigator	

Members of the public present in person or via WebEx teleconference were:

Michael Garver	Garrett Aikens	Heather Vaughn
Jim Driskell	Louise Jones	Joanie Bosarge
Logan Gray	Neal Arnette Presley	Jeenu Philip
Bianca Briscese	Susan DelMonico	Lauren Prather
Kennedy Shoemaker	Sydney Willmann	Lee Anna Irle
Jennifer Campbell	Tracy Carter	Liyah
Melissa Pharo	Mike Sabatini	Luke Spencer
Berkley Sykes	Ver	Meredith Townsend
Karian Moon	Adam Stucki	Misty Gaddis
Brianna Watkins	Bill Eley	Casey Souders
Rianna Alex	Brooklyn Morgan	Tamesha Davis
Allison Souders	Garrett Aikens	

1. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Mr. Brooklere followed by recitation of the Pledge of Allegiance.

2. ROLL CALL

Executive Secretary Linna called the roll. All nine Board members were present and a quorum was established.

3. MOTION TO ADOPT AGENDA

President Cobb called for a motion to adopt the agenda. A motion was made by Mr. Brooklere and seconded by Ms. Giles to adopt the agenda. A vote was taken and the motion to adopt the agenda passed unanimously. No nays or abstentions recorded.

4. APPROVAL OF MINUTES

A motion was made by Mr. Brooklere and seconded by Ms. Giles to approve the February 11, 2026, business meeting minutes. A vote was taken and the motion to approve the February 11, 2026, business meeting minutes passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Marbury, Dr. Mitchell, and Ms. Booker. Judge Stokes and Dr. Pinner abstained. No nays recorded.

A motion was made by Ms. Giles and seconded by Dr. Hicks to approve the February 11, 2026, interview minutes. A vote was taken and the motion to approve the February 11, 2026, interview minutes passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Marbury, Dr. Mitchell, and Ms. Booker. Judge Stokes and Dr. Pinner abstained. No nays recorded.

5. WELCOME BOARD MEMBERS

Dr. Cobb welcomed the two newest Board members, Dr. Nathan Pinner and Judge Freddie Stokes.

6. WELLNESS COMMITTEE REPORT

Dr. Garver welcomed the newest Board members and introduced himself as the director of the Board's Wellness program. He states that he is transitioning his reporting method to focus more on statistical analysis rather than the detailed reports he has provided previously.

At this time, seven pharmacists are currently in process, either in residential or outpatient treatment, being held out by the treatment center or the Board or going for an evaluation.

Two pharmacy technicians are currently in process, either in residential or outpatient treatment, being held out by the treatment center or the Board or going for an evaluation.

Two pharmacy technicians in process have not returned Dr. Garver's calls and/or emails and he has been unable to contact them.

One pharmacy student is in process, either in residential or outpatient treatment, being held out by the treatment center or the Board or going for an evaluation.

Two pharmacists have completed their contracts with the Wellness program and are now licensed and/or fully active. While these pharmacists may remain on probation, the Board typically votes to return them to active practice provided they remain compliant with program requirements.

There are 43 pharmacy health professionals being monitored and the Wellness program has assisted a total of 671 health professionals who have been treated and/or supported by the Board.

7. PRESENTATION

Bianca Briscese of ASPN Pharmacies gave a presentation requesting an out-of-state pharmacy services permit. ASPN operates as a nondispensing pharmacy, providing coordination among patients, prescribers, payers, and dispensing pharmacies.

A motion was made by Mr. Brooklere and seconded by Dr. Hicks to approve the pharmacy services permit, contingent upon receipt of the policy and procedure manual by Board staff. A vote was taken and the motion to approve the pharmacy services permit passed unanimously. No nays or abstentions recorded.

8. TREASURER'S REPORT

Mr. Brooklere presented the treasurer's report. As of February 28, 2026, total revenues for the fiscal year are at 70.9 percent of annual budget. Operating expenses for the fiscal year are 39.19 percent of annual budgeted amounts. Licensing fees have reached 73.55 percent of budget projections. Building, equipment, and grounds expenses are 83.54 percent of the budget. This category is expected to remain over budget for the remainder of the year due to elevator service contracts, irrigation system repairs, and fire alarm repair costs.

A motion was made by Ms. Giles and seconded by Dr. Hicks to accept the treasurer's report. A vote was taken and the motion to accept the treasurer's report passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Marbury, Dr. Mitchell, Ms. Booker, and Dr. Pinner. Judge Stokes abstained. No nays recorded.

9. CHIEF INVESTIGATOR'S REPORT

Chief Investigator Casey Shaw gave his report as follows:

- During February 2026, investigators completed 161 compliance inspections. Of those 161 inspections, no issues were identified that rose to the level of generating a complaint or statement of charges. During that same period, 24 complaints were received and 31 investigations were completed. Year to date, a total of 48 complaints have been received. Of those complaints, three matters have been referred to legal counsel for review regarding potential violations of the Pharmacy Practices Act that may result in the issuance of a statement of charges.
- One pharmacy burglary has been reported since the last Board meeting. The burglary occurred in the northern district of Alabama. Mr. Shaw encouraged all licensees to maintain situational awareness and report any break-ins, suspicious activity, or criminal incidents to the Board of Pharmacy.
- During February, Board staff received reports from licensees regarding fraudulent telephone calls from individuals falsely identifying themselves as ALBOP investigators or as agents affiliated with federal agencies. These callers appear credible by providing personal and professional information about licensees to establish a sense of authority. They often

pressure individuals to provide money or take immediate action to avoid alleged enforcement consequences.

ALBOP will never contact licensees by telephone to collect fines, fees, or other types of payment. Mr. Shaw encouraged all licensees to remain vigilant and exercise caution when receiving unsolicited calls from individuals claiming to represent regulatory or law enforcement authorities.

- Mr. Shaw has been in communication with Stivers automobile dealership for the purchase of Dodge Durango vehicles. Quotes are being prepared and will be submitted through the procurement process. At this time, no delivery date has been established.

10. EXECUTIVE SECRETARY'S REPORT

Executive Secretary Jon Linna gave his report, which consisted of the following:

- Since the last Board meeting, there have been no reported pharmacy closures statewide.
- Vicki Walker, PDMP pharmacy compliance administrator with ADPH, will send PDMP error correction requests. The most common errors include missing or invalid DEA prescriber numbers, missing patient addresses, and missing NDC numbers and quantities for controlled substance(s) in compounded prescriptions. Pharmacists may create a PDMP account by visiting alabama.pmpaware.net. Software vendors also may integrate PDMP into their software. Vendors may require an initial setup fee but any monthly fee is covered by PDMP.
- ADPH has announced its 2026 Substance Misuse Summit will be held August 18, 2026, in Mobile and August 20, 2026, in Huntsville. Details are available on the pharmacy and PDMP pages of the ADPH website.
- The Alabama Department of Insurance has launched updates to its website at aldoi.gov. The updates include a new fax number, revised complaint forms, a pharmacy complaint best practices document, and a reimbursement complaint spreadsheet template.
- Technician applicants frequently encounter issues with their initial registration due to answering “no” to the question, “Have you ever been arrested,” on the application when they, in fact, have an arrest record. A common misconception is that a plea deal and/or a pretrial diversion removes these events from an applicant’s background. However, background checks still reveal these arrests. As a result, applicants must appear before the Board. An arrest is not an automatic disqualification from registration but failure to disclose qualifies as a false statement and may complicate the appearance. Pharmacies assisting technician candidates are encouraged to ensure applicants respond to application questions privately and accurately.
- Ms. Giles, Dr. Hicks, and Mr. Linna attended the Alabama Pharmacy Association Mid-Winter Conference. They presented updates on Board composition, recent rules, and bills of interest, in addition to conducting a stakeholder listening session.

- Mr. Linna and several Board members attended the APA legislative reception in Montgomery. This reception afforded Mr. Linna and Board members to connect with APA, state legislators, and pharmacy stakeholders.
- ALSHP has several upcoming events that Board members plan to attend. They look forward to connecting with institutional stakeholders.
- Board staff have received reports from pharmacists regarding email solicitations and online job postings offering compensation for inspection and credentialing only. The position is for a one-time commitment to attend an ALBOP inspection and allow use of an active Alabama pharmacist license for credentialing purposes. Pharmacists should exercise caution in these situations this could expose the license holder to liability for actions of the operation. There is no provision permitting the use of credentials solely as a placeholder for compliance purposes.
- Pharmacists should be aware of pop-up scam pharmacies that hire local pharmacists, submit claims for large volumes of prescriptions to third-party payers, and then disappear without receiving inventory.
- Mr. Linna expressed appreciation to Dr. Tindle, Dr. Anderson, and Mr. Daniel for their time and efforts this month in developing MPJE examination items.
- Quotes for hearing room furniture and electrical work have been received from Ingram State Technical College and Stone and Sons, respectively. The combined estimate, excluding delivery and moving costs, is approximately \$7,900.

A motion was made by Ms. Giles and seconded by Dr. Hicks to approve the Ingram State and Stone and Sons quotes and move forward with the Edward R. Braden Hearing Room project. A vote was taken and the motion passed unanimously. No nays or abstentions recorded.

11. ATTORNEY REPORT

Mr. Dettling outlined proposed procedural changes. They include:

- A written notice of investigation will be provided to license holders and permit holders when they are under investigation. This will ensure registrants are aware of the investigation. If a registrant fails to renew while under investigation, the action may be reportable to the National Practitioner Data Bank. The notice will also advise registrants not to intentionally or inadvertently destroy evidence that may be relevant to the investigation.
- When allegations against a licensee warrant cessation of practice during an investigation, or where an emergency suspension is appropriate, a temporary voluntary suspension will be utilized. A license surrender constitutes a permanent relinquishment of licensure in which the licensee waives due process rights, including a hearing and appeal.

- Investigators will review statements of charges to ensure that licensees are being charged appropriately based on the facts in the case.
- In response to concerns raised by multiple attorneys representing respondents regarding inadequate prehearing disclosure, the Board will implement a standard process for providing exhibits and witness lists in advance of hearings.
- A new chapter will be drafted for the Administrative Code to establish formal procedures and processes governing hearings and related matters.
- When settling a case, the executive secretary and Board attorney will negotiate proposed resolutions with the respondents and their counsel. A joint motion and proposed order will be prepared and submitted to the Board during a public meeting. The Board will then vote to approve or deny the proposed settlement. This process will occur in the month prior to a scheduled hearing to allow sufficient time for hearing preparation if a settlement is not reached. Judge Stokes recommended when presenting settlement proposals, a summary of the case facts and the basis for the agreed resolution also be provided.

12. OLD BUSINESS

- Based on comments received, Mr. Dettling would like to perform a business impact analysis on Rules 680-X-2-.34 and 680-X-2-.35. This analysis will evaluate how the proposed rule changes may affect license holders over time, including how many license holders it may affect.

A motion was made by Ms. Giles and seconded by Mr. Brooklere to withdraw certification for Rules 680-X-2-.34 and 680-X-2-.35 to complete the business impact analysis and reconsider certification at the April 2026 meeting. A vote was taken and the motion to withdraw certification for Rules 680-X-2-.34 and 680-X-2-.35 to complete the business impact analysis and reconsider certification at the April 2026 meeting passed unanimously. No nays or abstentions recorded.

- Public hearing for Rule 680-X-2-.50 and 680-X-A, Appendices (penalty schedule). Thirteen written comments were received and three individuals registered to speak during the hearing. A discussion ensued.

A brief recess was taken from 10:34 a.m. to 10:47 a.m.

Louise Jones and Garrett Aikens gave public comments in opposition to the proposed penalty schedule. Melissa Pharo registered to speak but indicated her comments were consistent with those already presented and declined to use her allotted time.

Following a lengthy discussion, a motion was made by Mr. Brooklere and seconded by Ms. Giles to adopt Mr. Dettling's edits of Rule 680-X-2-.50 to ensure compliance with the Sunset audit and Alabama Code. A vote was taken and the motion to adopt the edits to Rule 680-X-2-.50 to ensure compliance with the Sunset audit and Alabama Code passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Judge Stokes, Ms. Booker,

and Dr. Pinner. Dr. Marbury abstained and Dr. Mitchell voted no.

A motion was made by Ms. Giles and seconded by Dr. Hicks to accept Mr. Dettling's edits to Rule 680-X-A to ensure compliance with the Sunset audit and Alabama Code. A vote was taken and the motion to adopt the edits to Rule 680-X-A passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Judge Stokes, Ms. Booker, and Dr. Pinner. Dr. Marbury and Dr. Mitchell voted no. No abstentions recorded.

Further discussion was held regarding the dollar amount of the penalties in the penalty schedule for various infractions.

A motion was then made by Ms. Booker and seconded by Dr. Pinner to reduce each amount on the technician fine schedule by 90 percent. A vote was taken and the motion to reduce each amount on the technician fine schedule by 90 percent passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Marbury, Judge Stokes, Ms. Booker, and Dr. Pinner. Dr. Mitchell voted no. No abstentions recorded.

A motion was then made by Mr. Brooklere and seconded by Ms. Giles requesting Board members to review the penalty schedule and submit individual comments to Mr. Linna within 15 days. Board staff will post the Board members' comments on the Board website. A vote was taken and the motion for Board members to review the penalty schedule and submit individual comments to Mr. Linna within 15 days and the comments be posted on the Board website passed unanimously. No nays or abstentions recorded.

- Update on rules in rulemaking process.

Public hearing will be held for the following rules on April 15, 2026:

- 680-X-1-.01, Organization;
- 680-X-1-.02, Office of General Counsel;
- 680-X-2-.23, Drug Manufacturers; Wholesale Distributors; Private Label Distributors, Repackagers, Third-Party Logistics Providers, Outsourcing Facilities; Reverse Distributors; Retail Medical Oxygen Suppliers;
- 680-X-2-.36, Continuing Education for Pharmacists; and
- 680-X-2-.37, Continuing Education for Pharmacy Technicians.

Comments are due to Wendy Passmore at wpassmore@albop.com by end of business on April 10, 2026.

Public hearing will be held for the following rules on May 20, 2026:

- 680-X-2-.05, Community Pharmacy; and
- 680-X-3-.03, Time and Method of Payment; Renewal and Nondisciplinary Penalty for Late Renewal of Controlled Substance Permit.

Comments are due to Wendy Passmore at wpassmore@albop.com by end of business on May 15, 2026.

- Two Board members who had planned to attend the NABP Annual Meeting, scheduled for

May 12 through May 15, are no longer able to attend. Board members were asked to review their availability and indicate if they are interested in attending as replacements.

A brief discussion was held regarding Board member participation in the upcoming pharmacy student interviews at Samford University and Auburn University.

- A list of outstanding cases eligible for resolution through nondisciplinary fines pursuant to Rule 680-X-2-.40 was presented to the Board members.

13. NEW BUSINESS

- A first quarter joint resolution for collaborative practice was presented. Since there are currently no matters pending consideration by the Joint Committee, the first-quarter meeting is unnecessary. A motion was made by Ms. Giles and seconded by Mr. Brooklere to adopt the joint resolution. A vote was taken and the motion to adopt the joint resolution passed unanimously. No nays or abstentions recorded.
- Mr. Dettling and Mr. Linna reviewed the Board's rules pursuant to the Sunset legislation to identify areas of conflict with the new statutory requirements, as well as gaps where rules should exist under state law but are currently absent. Mr. Dettling presented three proposed draft rules for Board consideration.
 - Proposed Rule 680-X-1-.02 would allow members of the public to petition the Board to initiate the rulemaking process.
 - Proposed Rule 680-X-1-.04 would permit the use of electronic signatures.
 - Proposed Rule 680-X-1-.03 would allow registrants to request declaratory rulings regarding the application of Board rules to specific situations.


All proposed rules are in draft form. Mr. Dettling requested that Board members review the proposals prior to the next meeting, with the goal of initiating the rulemaking process in April.

- The October 13, 2026, hearing date and the October 14, 2026, meeting date were requested to be moved to the following week due to a conflict. The new dates are October 20, 2026, for hearings and October 21, 2026, for the meeting.

A motion was made by Ms. Giles and seconded by Mr. Brooklere to reschedule the October 2026 hearing and meeting dates to October 20, 2026, and October 21, 2026, respectively. A vote was taken and the motion to schedule the October 2026 hearing and meeting dates to October 20, 2026, and October 21, 2026, respectively, passed with aye votes from Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Marbury, Dr. Mitchell, Judge Stokes, Ms. Booker, and Dr. Pinner. No nays or abstentions recorded.

14. ADJOURN

The meeting was adjourned at 12:22 p.m.



Thomas H. Cobb, President

Date

4/15/26



Jon M. Linna, Executive Secretary