

**ALABAMA BOARD OF PHARMACY  
BUSINESS MEETING MINUTES  
May 20, 2026**

President Thomas H. Cobb called the May 20, 2026, meeting of the Alabama Board of Pharmacy to order at 9:06 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
Honorable Freddie Stokes	Member
Nathan Pinner	Member

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

Aaron Dettling, Gen. Counsel, Disciplinary Division	Cristal Anderson, Dir. of Compliance
Scott Daniel, Gen. Counsel, Administrative Division	Anne Marie Nolen, Administrative Supervisor
Jon Linna, Executive Secretary	Rebecca Tindle, Licensing Supervisor
Casey Shaw, Chief Investigator/HR	Wendy Passmore, Operations Manager
Todd Brooks, Investigator	Patty Wright, Investigation Coordinator
Glenn Wells, Investigator	Lawrence, IT Manager
Susan Alverson, Director of Regulatory Affairs	

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

Dr. Michael Garver	Daniel McMullen	Krystyne Douglass
Jim Driskell	Jim Easter	Danielle Cole
Logan Gray	Kelli Littlejohn Newman	Susan DelMonico
Mark Lindhardt	Allison Souders	Heather McDonald
Alejandra Rodriguez	Rozalyn Barker	Adam Setter
Ella Day	Heather McDonald	Carly Wolsoncroft
Tim Shea	Erlinda Rodriguez	Rebekah Neal
Kinsley Gupta	Leisa Johnson	Meredith Frazier
Ethan Taunton	Whitney Walls	Phyllis
Diviesh Patel	Tara Queen	Adam Stucki
Bart Bamberg	Sarah Cronin	Dan Gillis
Charlie Greene	Robyn Ledbetter	Danielle DiCiolla
Laura McFarling	Arin Wallace	Renee Moore
Melissa Pharo	Meredith Townsend	Vicki Walker
Kayla Trotter	Whitney Walls	Stephanie Cocherell

Jordan Beatty  
Rebecca Lowe  
Michael Sabatini  
Meredith Townsend  
Heather McDonald  
Benjamin Rodgers  
Heather Hughes

Allyson Gilliam  
Misty Gaddis  
Donna Huggins  
Laura Eady  
Louise Jones  
Julie Jordan  
Rachel Kiefer

Leigh Ann Ross  
Cayla Hicks  
Lisa Rivera  
Amanda Parsons  
Dan McConaghy  
Tamra Foshee  
Call-in User\_1

#### **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. AGENDA**

President Cobb called for a motion to adopt the agenda. Dr. Mitchell suggested one additional item for new business. A motion was made by Mr. Brooklere and seconded by Dr. Hicks to adopt the agenda, as amended. A vote was taken and the motion to adopt the agenda, as amended, passed unanimously. No nays or abstentions recorded.

#### **4. APPROVAL OF MINUTES**

A motion was made by Ms. Giles and seconded by Mr. Brooklere to approve the April 15, 2026, meeting minutes. A vote was taken and the motion to approve the April 15, 2026, meeting minutes passed unanimously. No nays or abstentions recorded.

A motion was made by Ms. Giles and seconded by Mr. Brooklere to approve the April 15, 2026, interview minutes. A vote was taken and the motion to approve the April 15, 2026, interview minutes passed unanimously. No nays or abstentions recorded.

A motion was made by Ms. Giles and seconded by Dr. Hicks to approve the April 13, 2026, Samford University McWhorter School of Pharmacy interview minutes. A vote was taken and the motion to approve the April 13, 2026, interview minutes passed unanimously. No nays or abstentions recorded.

A motion was made by Dr. Pinner and seconded by Dr. Hicks to approve the April 24, 2026, Auburn University Harrison College of Pharmacy interview minutes. A vote was taken and the motion to approve the April 24, 2026, interview minutes passed unanimously. No nays or abstentions recorded.

#### **5. WELLNESS COMMITTEE REPORT**

Dr. Garver gave the Wellness report.

- UAB now provides substance abuse treatment services for allied health professionals, such as pharmacy technicians and dental hygienists, at a significantly lower cost than other treatment centers, helping reduce the key barrier to treatment.
- There have been no noncompliance issues from Board of Pharmacy Wellness Program

participants during the past five-and-a-half months.

- There are 43 pharmacy health professionals being monitored, which is slightly increased from last year.

***Current work-Pharmacists:***

- Seven pharmacists are currently in process, including individuals in residential or outpatient treatment, being held out of practice following treatment, or undergoing evaluations.
- Two pharmacists have recently completed residential treatment programs and have had their licenses returned to active status.

***Current work-Pharmacy Technicians:***

- Two pharmacy technicians are in process with no return contacts.
- One pharmacy technician is in a residential treatment program.

***Current work-Pharmacy Students:***

- One pharmacy student is in process, either in residential or outpatient treatment, being held out of practice following treatment, or undergoing an evaluation.
- Two pharmacy students appeared before the Board prior to licensure and reported that the Board treated them well.

**6. PRESENTATIONS**

- Mark Lindhardt of Cache Valley Pharmacare, LLC, after being sworn, gave a presentation requesting a central fill permit. Following the presentation and brief discussion, a motion was made by Mr. Brooklere and seconded by Judge Stokes to approve the central fill permit for Cache Valley Pharmacare, LLC. A vote was taken and the motion to approve the central fill permit for Cache Valley Pharmacare, LLC, passed unanimously. No nays or abstentions recorded.
- Daniel McMullen of CPS Solutions, LLC, after being sworn, gave a presentation requesting a nonresident pharmacy services permit. Following the presentation and brief discussion, a motion was made by Ms. Giles and seconded by Mr. Brooklere to approve the nonresident pharmacy services permit for CPS Solutions, LLC. A vote was taken and the motion to approve the nonresident pharmacy services permit for CPS Solutions, LLC, passed unanimously. No nays or abstentions recorded.
- Diviesh Patel of ASPN Pharmacies 2, LLC, and ASPN Pharmacies 3, LLC, after being sworn, gave a presentation requesting a nonresident pharmacy services permit for both entities. Following the presentation and brief discussion, a motion was made by Ms. Giles and seconded by Dr. Hicks to approve the nonresident pharmacy services permit for ASPN Pharmacies 2, LLC, and ASPN Pharmacies 3, LLC. A vote was taken and the motion to approve the nonresident pharmacy services permit for ASPN Pharmacies 2, LLC, and ASPN Pharmacies 3, LLC, passed unanimously. No nays or abstentions recorded.
- Jim Easter of Baptist Health Citizens Hospital, after being sworn, gave a presentation

requesting temporary order entry support from its parent company, Orlando Health, to assist with rekeying orders during the transition from the EPIC software system to the ELLiE software system. This request included all Orlando Health Alabama facilities, which include Baptist Health Brookwood Hospital, Baptist Health Citizens Hospital, Baptist Princeton Hospital, Baptist Shelby Hospital, and Baptist Health Walker Hospital. Following the presentation and brief discussion, a motion was made by Ms. Giles and seconded by Mr. Brooklere to approve temporary order entry support for all Alabama Orlando Health facilities during the software transition. A vote was taken and the motion to approve temporary order entry for all Alabama Orlando Health facilities during software transition passed unanimously. No nays or abstentions recorded.

Mr. Easter also requested approval for hospital emergency dispensing medication of medications for post-exposure prophylaxis therapies following potential blood-borne pathogen exposure. The request included all Orlando Health Alabama facilities, which include Baptist Health Brookwood Hospital, Baptist Health Citizens Hospital, Baptist Princeton Hospital, Baptist Shelby Hospital, and Baptist Health Walker Hospital. Following the presentation and brief discussion, a motion was made by Ms. Giles and seconded by Dr. Hicks to approve hospital emergency dispensing of medications for post-exposure prophylaxis therapies following potential blood-borne pathogen exposure. A vote was taken and the motion to approve hospital emergency dispensing of medication for post-exposure prophylaxis therapies after potential blood-borne pathogen exposure for all Alabama Orlando Health facilities passed unanimously. No nays or abstentions recorded.

- In relation to the Orlando Health request, a motion was made by Ms. Giles and seconded by Dr. Hicks to task Board staff to draft amendments to Rule 680-X-2-.18 to allow emergency dispensing from an institutional facility. A vote was taken and the motion to task Board staff to draft amendments to Rule 680-X-2-.18 to allow for emergency dispensing from an institutional facility passed unanimously. No nays or abstentions recorded.

## **7. RECESS**

A brief recess was taken from 10:13 a.m. to 10:26 a.m.

## **8. TREASURER'S REPORT**

Mr. Brooklere presented the treasurer's report. As of April 30, 2026, the Board of Pharmacy was 58.3 percent through the fiscal year. Total revenues were 79.23 percent of annual budget. Operating expenses were 53.51 percent of budgeted amounts. Licensing fee revenues were 79.59 percent of budget projections. Overall operating expenditures remained slightly below budget.

Mr. Brooklere requested that Board members track the amount of time spent on Board business outside of official hearings and meetings.

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 unanimously. No nays or abstentions recorded.

## **9. CHIEF INVESTIGATOR'S REPORT**

Chief Investigator Casey Shaw gave his report as follows:

- During April 2026, investigators completed 159 compliance inspections. Of those inspections, no violations were identified that required a complaint or possible statement of charges. From January 1, 2026, through April 30, 2026, investigators completed a total of 543 inspections, with one violation identified for further review.
- During April 2026, the Board received 16 complaints, and investigators completed 25 investigations. Year to date, the Board has received 82 complaints, six of which have been referred to legal counsel for further review and possible statements of charges.
- Since the last Board meeting, one pharmacy burglary has been reported in the middle district of Alabama. Mr. Shaw encouraged all licensees to maintain situational awareness and report any break-ins, suspicious activity, or criminal incidents to ALBOP.
- During April 2026, investigators participated in the DEA National Drug Take Back Day initiative resulting in the collection of 71 pounds of medication for secure destruction.
- Investigators gave a presentation to students at Auburn University Harrison College of Pharmacy.
- VIN numbers have been issued for the two Dodge Durango vehicles that have been purchased. A delivery date has not been confirmed.

## **10. EXECUTIVE SECRETARY'S REPORT**

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

- Since the last Board meeting, there has been one reported pharmacy closure in Montgomery.
- Board staff provided a luncheon in observance of National Police Week for Board investigators.
- The Examiners of Public Accounts have finished the on-site portion of the Board's audits. Board staff is currently gathering documentation requested by the examiners. Mr. Linna will continue to work with the examiners regarding future steps and the legal compliance and rollover audits.
- Board staff was contacted by an EMS agency regarding the acquisition of a controlled substance permit. The agency was advised those permits are issued through ADPH.
- Mr. Linna provided an update regarding the potential rescheduling of cannabis products to Schedule III controlled substances. Recreational marijuana would remain a Schedule I controlled substance. The reclassification of state-licensed cannabis products to Schedule III is expected to increase costs due to state entities being required to register with the DEA.

In addition, the change would require a virtual buy and resale process through the DEA as the “sole provider,” consistent with the UN Single Convention on Narcotic Drugs.

New total limits on THC now apply to all forms of THC, not just delta-9. As a result, most CBD products may be classified as Schedule III by November 2026. Discussions regarding a potential remedy have occurred, but no relief measures have been implemented. Continued monitoring will be necessary as Alabama law currently requires CBD products to be regulated by the ABC Board, which may be inconsistent with the regulation of Schedule III controlled substances not regulated by the Medical Cannabis Commission.

FDA-approved cannabis-derived medications such as Epidiolex are not expected to be affected by the proposed rescheduling. However, care will be necessary to ensure that such medications are not inadvertently rescheduled. Alabama automatically adopts federal scheduling, so no change is expected unless an objection is filed by ADPH.

Alabama’s first medical cannabis dispensary will be opening soon in Montgomery under the name Callie’s Apothecary. Concerns were expressed that use of the term “Apothecary” in the dispensary’s name could create confusion for the public.

DEA hearings regarding the potential rescheduling of cannabis products are scheduled for June 29, 2026. Details concerning public participation have not yet been released.

- Dr. Cobb, Dr. Hicks, and Mr. Linna represented the Board at the NABP Annual Meeting in Boston. Some topics discussed included the use of AI in telehealth, the evolving role of pharmacists within integrated healthcare teams, and the importance of human oversight in AI systems. The discussion emphasized that AI should supplement human workflow and not replace it.

Early MPJE discussions were held at NABP Annual Meeting. NABP has transitioned the program from the pilot phase and is making it available to interested states. Candidates confirmed by their school of pharmacy may attempt the MPJE once after completing their baccalaureate program but before their degree is formally conferred. The early program is limited to candidates seeking licensure in the same state in which their school is located. Students and educators have indicated the program may allow students to focus on examination at a time and potentially increase pass rates on the MPJE and the NAPLEX. Alabama law requires applicants earn a professional degree before exam eligibility, so implementation of the early MPJE program in Alabama would require legislative action.

Illegal international drug importation operating under the guise of alternative funding programs was also discussed at the NABP Annual Meeting. NABP member boards have reported that numerous supply networks are emerging that create confusing and illegal supply chains for prescription drugs that are ultimately imported from Canada, Africa, Turkey, China, and other countries. These practices may circumvent FDA standards applicable to legitimate products in the U.S. drug supply chain. NABP members also reported evidence suggesting medications intended for humanitarian efforts have been diverted into these profit schemes rather than providing the intended relief.

Also at the NABP meeting, numerous states, including Alabama, report significant concerns with med spas providing services including hydration, weight management, and unapproved peptides. Many states are challenged with jurisdictional issues due to the gray market peptides not labeled for human use are sold by suppliers not registered with FDA. Additional concerns include a lack of aseptic technique and inappropriate dispensing from the clinic setting. Board staff continue to engage with the Alabama Board of Medical Examiners, the Board of Nursing, and the Office of the Attorney General to help characterize the issues found in Alabama and formulate potential legislative solutions.

- Mr. Linna encouraged all pharmacists to create a PDMP account and check for common errors. Links for upcoming conferences from ADPH will be available through the PDMP site. Upcoming conferences are August 18 in Mobile and August 20 in Huntsville.
- The Alabama Department of Insurance website has added new information to its website to assist licensees in preparing and filing complaints.

#### **11. ATTORNEY REPORT**

Mr. Dettling filed a motion to dismiss in the Board's pending litigation in Montgomery County Circuit Court. The hearing on the motion will be June 2, 2026, in Montgomery. The hearing is a public proceeding.

#### **12. OLD BUSINESS**

- During the April 2026 meeting, Rules 680-X-2-.34 and 680-X-2-.35, licensure fees for pharmacists and pharmacies, were recertified to add a business impact analysis to each rule. The recertifications were published in Administrative Monthly on April 30, 2026. The rules will become effective June 14, 2026.
- The committee that met on May 18, 2026, presented amended appendices for Rule 680-X-A for Board consideration. The committee consisted of Board members Mr. Brooklere (chair), Ms. Booker, Dr. Marbury, and Dr. Mitchell, along with Board staff members Mr. Linna, Dr. Anderson, Dr. Alverson, Dr. Nolen, and Mr. Shaw. Mr. Dettling was also present. Following discussion, Board members agreed to review the proposed charts and present requested amendments at the June 2026 Board meeting.
- Public hearing for Rule 680-X-2-.05, Community Pharmacies. This is a repeal and replace of the rule to incorporate definitions of community, chain, and independent pharmacy practice. One written comment was received and one person spoke at the hearing. A motion was made by Mr. Brooklere and seconded by Ms. Giles to adopt Rule 680-X-1-.05, as written. A vote was taken and the motion to adopt Rule 680-X-1-.05, as written, passed unanimously. No nays or abstentions recorded.
- Public hearing for Rule 680-X-3-.03, Time and Method of Payment; Renewal and Non-disciplinary Penalty for Late Renewal of Controlled Substances Permit. The amendment removes the administrative penalty for late renewal of the controlled substances permit, as

those provisions will be relocated to another section of the rule. No comments were received. A motion was made by Ms. Giles and seconded by Mr. Brooklere to adopt Rule 680-X-3-.03, Time and Method of Payment; Renewal and Non-disciplinary Penalty for Late Renewal of Controlled Substances Permit, as written. A vote was taken and the motion to adopt Rule 680-X-3-.03, Time and Method of Payment; Renewal and Non-disciplinary Penalty for Late Renewal of Controlled Substances Permit, as written, passed unanimously. No nays or abstentions recorded.

- The following rules are in the rulemaking process: Rule 680-X-1-.03, Declaratory Rulings of the Board, and Rule 680-X-1-.04, Petition for Adoption, Amendment, or Appeal of a Rule. The public hearing is scheduled for June 17, 2026. Comments are due to Wendy Passmore at [wpassmore@albop.com](mailto:wpassmore@albop.com) by end of business June 5, 2026.
- A discussion was held regarding whether a Board member may refrain from acting in an official Board capacity while attending a professional conference. Following the discussion, a motion was made by Judge Stokes and seconded by Dr. Marbury to approve Ms. Giles and Mr. Brooklere's travel for the APA meeting in Gulf Shores, Alabama. A vote was taken and the motion passed with aye votes from Dr. Cobb, Dr. Hicks, Dr. Marbury, Dr. Mitchell, Judge Stokes, Ms. Booker, and Dr. Pinner. Ms. Giles and Mr. Brooklere abstained. No nays recorded.

For the same reason of whether a Board member may refrain from acting in an official Board capacity while attending a professional conference, a motion was made by Ms. Giles and seconded by Dr. Pinner to approve Dr. Marbury's travel for the ALSHP meeting. A vote was taken and the motion passed with aye votes from Dr. Cobb, Ms. Giles, Mr. Brooklere, Dr. Hicks, Dr. Mitchell, Judge Stokes, Ms. Booker, and Dr. Pinner. Dr. Marbury abstained. No nays recorded.

- Mr. Linna previously received a letter from the State of Alabama Legislative Council regarding the Board's use of Rule 680-X-2-.40. Mr. Linna and Mr. Dettling met with Representative Pringle and provided him a copy of the proposed revisions to the rule. Dr. Mitchell also presented suggested revisions to the rules. Drafts of 680-X-2-.40 were presented to the Board and reviewed. A motion was made by Mr. Brooklere and seconded by Dr. Hicks to begin the rulemaking process for Rule 680-X-2-.40 with an amendment to paragraph (2) so that it would read "The Board has the discretion to impose" rather than "The Board will impose." A vote was taken and the motion to begin the rulemaking process on Rule 680-X-2.40 with the amendment to paragraph (2) passed unanimously. No nays or abstentions recorded.
- Regarding Section 34-23-51 relating to pharmacy students and NAPLEX, Dr. Cobb suggested Dr. Pinner, as the academic representative, consult with the schools of pharmacy what their needs are so that the Board may act accordingly.
- At Dr. Mitchell's request, a discussion was held regarding Section 34-23-91(c) and clarification of which individuals are authorized to call a board meeting. Following discussion, a motion was made by Dr. Mitchell and seconded by Dr. Hicks to task Mr. Dettling with clarifying the process for calling an additional Board meeting. A vote was

taken and the motion to task Mr. Dettling with clarifying the process for calling an additional Board meeting passed unanimously. No nays or abstentions recorded.

- Mr. Linna stated that the Board's Sunset Committee meeting is anticipated to be held on October 29, 2026, with a workgroup meeting scheduled for October 28, 2026.

**13. ADJOURN**

The meeting was adjourned at 11:45 a.m.



Thomas H. Cobb, President



Jon M. Linna, Executive Secretary



Date