



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

333 Guadalupe Street, Suite 2-225
Austin, Texas

Board Business Meeting

Tuesday, August 7, 2012
9:00 a.m. – Conclusion

A G E N D A

A. JW Announcements

- Meeting Procedures
- Board Members
- Staff
- Continuing Education

B. JW Discussion and Approval of Minutes (Tab 01)

- TSBP Board Business Meeting
Held May 8, 2012
- TSBP Executive Committee Meeting
Held July 27, 2012
- Temporary Suspension Hearings

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1 Amendments to §281.7 Concerning Grounds for
Discipline for a Pharmacist License (Tab 02)

- C.1.2 Amendments to §281.22 Concerning Informal Disposition of a Contested Case (Tab 03)
- C.1.3 Amendments to §281.30 Concerning Pleadings and Notice in a Contested Case (Tab 04)
- C.1.4 Amendments to §281.64 Concerning Sanctions Imposed in Pill Mill Cases (Tab 05)
- C.1.5 Amendments to §291.93 Concerning Provision of Drugs in Clinic Pharmacies and Temporary Locations (Class D) (Tab 06)
- C.1.6 Amendments to §§291.131 and 291.133 Concerning Recall Procedures for Compounded Preparations (Tab 07)
- C.1.7 Amendments to §295.8 Concerning Continuing Education Approved by Other State Boards of Pharmacy (Tab 08)
- C.1.8 Amendments Concerning License Fees (Tab 09)
 - C.1.8.1 §291.6 Concerning Pharmacies
 - C.1.8.2 §295.5 Concerning Pharmacist
 - C.1.8.3 §297.4 Concerning Pharmacy Technicians and Pharmacy Technician Trainees
- C.2 Proposal of Rules
 - C.2.1 Amendments to §281.65 Concerning the Administrative Penalties for Failure to Provide Patient Counseling (Tab 10)
 - C.2.2 Amendments to §291.17 Concerning Inventory Requirements (Tab 11)
 - C.2.3 Amendments to §291.93 Concerning Labeling Prescriptions for Partner Therapy in Class D Pharmacies (Tab 12)
 - C.2.4 Amendments to §291.104 Concerning Submission of Controlled Substance Prescription Information to the Texas Department of Public Safety by Class E Pharmacies (Tab 13)

C.3 Rule Reviews in Accordance with Government Code,
Section §2001.039 (Tab 14)

C.3.1 For Adoption

C.3.1.1 Chapter 291 Concerning Pharmacies
(Institutional Pharmacy) (Class C)
(§§291.71-291.76) (Tab 15)

C.3.1.2 Chapter 303 Concerning Destruction of
Dangerous Drugs & Controlled Substances
(§§303.1-303.3) (Tab 16)

**D. AB Discussion of and Possible Action Concerning Reports of
Committees/Task Forces**

D.1 Task Force on Long Term Care Pharmacy (Tab 17)

**E. Discussion of and Possible Action Concerning the Following
Reports and Discussions**

CS E.1 Financial Update

E.1.1 Review of FY2012 Expenditures (Tab 18)

E.1.2 Review of Board Member Travel Budget (Tab 19)

E.1.3 Review and Approval of FY2013 Operating Budget
(Tab 20)

E.1.4 Review of Legislative Appropriations Request for
FY2014-2015 (Tab 21)

PH E.2 Update Concerning Program to Aid Impaired Pharmacists and
Pharmacy Students

E.2.1 Update on Number of Participating Individuals (Tab 22)

E.2.2 Professional Recovery Network (PRN)

E.2.2.1 Presentation and Discussion Concerning PRN
Expenditures and Activities by PRN Director
Courtney Bolin (Tab 23)

GD E.3 Review and Approval of *TSBP FY2011 Annual Report* (Tab 24)

GD E.4 Review and Approval of *TSBP FY2013 Goals and Objectives*
(Tab 25)

- CS** E.5 Review and Approval of Accreditation Council for Pharmacy Education (ACPE) Accredited Professional Programs of Colleges and Schools of Pharmacy (Tab 26)
- DW** E.6 Discussion Concerning Information Required on a Prescription Label When the Prescription is Issued by an Advanced Practice Nurse or a Physician Assistant. (Tab 27)
- AB** E.7 Presentation Concerning Pharmacist Verification of Drugs for Automated Medication Supply Systems (Tab 28)
- AB** E.8 Discussion Concerning Continuing Education (Tab 29)
- SR** E.9 Report on Shared Regulatory Data Base Project (Tab 30)
- GD** E.10 Presentation Concerning Health Information Exchange (Tab 31)
- GD** E.11 Discussion Concerning Automatic Refill Programs (Tab 43)
- GD** E.12 Discussion of Possible Statutory Changes for Consideration During the 83rd Session of the Texas Legislature (Tab 32)
- F. KA** **Disciplinary Orders**
 - F.1 Consideration of Proposals for Decision (Tab 33)
 - F.2 Report on Agreed Board Orders Entered by Executive Director (Tab 34)
 - F.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders (Tab 35)
 - F.4 Executive Session to Consider Confidential Agreed Board Orders (Tab 36)
- G. CF** **Consideration of and Possible Action Concerning the Following Enforcement Reports**
 - G.1 Consideration of Petition(s) to Serve as a Preceptor
 - G.1.1 Petition from Mary Catherine Flinn, R.Ph. (Tab 37)
 - G.1.2 Petition from My Thanh Nguyen, R.Ph. (Tab 38)
 - G.2 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 39)
 - G.3 Report on Status of Active/Pending Complaints (Tab 40)

H. JW Miscellaneous

- H.1 Items to be Placed on Agenda for November 2012 Board Meeting
(Tab 41)
- H.2 Discussion of and Possible Action on Recent Conferences and Events
- National Association of Boards of Pharmacy (NABP)
Annual Meeting, Philadelphia, PA
May 19-22, 2012
 - American Society of Health-System Pharmacists (ASHP)
Summer Meeting, Baltimore, MD
June 9-13, 2012
 - National Pharmaceutical Association (NPhA)
Annual Convention, Las Vegas, NV
July 20-23, 2012
 - Texas Pharmacy Association (TPA) Annual Meeting
Conference & Expo, The Woodlands, TX
July 26-28, 2012
- H.3 Discussion of and Possible Action on Upcoming Conferences and Events
- Technician Informal Conferences, Austin, August 23, 2012
(Mendoza)
 - National Association of Chain Drug Store (NACDS)
2012 Pharmacy & Technology Conference, Denver, CO
August 25-28, 2012
 - Informal Conferences, Austin, September 4-6, 2012
(Fry)
 - Council on Licensure, Enforcement and Regulation (CLEAR)
Annual Education Conference, San Francisco, CA
September 6-8, 2012
 - MALTA-GON
Annual Conference, Tulsa, OK
September 9-12, 2012
 - Technician Informal Conferences, Austin, September 20, 2012
(Abeltdt)

- Academy of Managed Care Pharmacy (AMCP)
Education Conference, Cincinnati, OH
October 3-5, 2012
- Informal Conferences, Austin, October 9-11, 2012
(Wetherbee)
- National Community Pharmacists Association (NCPA)
Annual Convention, San Diego, CA
October 13-17, 2012
- Technician Informal Conferences, Austin, October 18, 2012
(Kedron)
- National Association of Board of Pharmacy/American
Association of Colleges of Pharmacy (NABP/ACCP)
District VI, VII, and VIII Annual Meeting, Little Rock, AR
October 21-24, 2012

H.4 Consideration of Personnel Matters

H.4.1 Executive Session to Conduct Evaluation of Executive Director (Tab 42)

THE TEXAS STATE BOARD OF PHARMACY MAY ENTER EXECUTIVE SESSION
TO CONSIDER ANY AGENDA ITEM WHEN PERMITTED BY TEXAS LAW.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print or Braille, are requested to contact Cathy Stella at (Voice) 512/305-8000, (FAX) 512/305-8075, or TDD 1-800/735-2989. Requests for reasonable accommodations should be made five working days prior to the meeting so that appropriate arrangements can be made.