



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

333 Guadalupe Street, Suite 2-225
Austin, Texas

Board Business Meeting

Tuesday, August 5, 2014
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 Executive Committee Meeting
Held April 29, 2014
- TSBP Board Business Meeting
Held May 6, 2014
- Open Meeting Minutes
 - Concerning New Class of Pharmacy Located in
Physician's Office with Limited Dispensing
Held July 2, 2014
 - Concerning Physician Ownership of Pharmacies
Held July 2, 2014

- Concerning Electronic Supervision of Pharmacy Technicians in a Class C Facility With 101 Beds or More Held July 7, 2014
- Temporary Suspension Hearings

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1 Amendments to §291.133 Concerning Pharmacies Compounding Sterile Preparations (Tab 02)
- C.1.2 Amendments to §§291.31 and 291.34 Concerning Advanced Practice Registered Nurses (Tab 03)
- C.1.3 Amendments to §291.32 Concerning Personnel (Tab 04)
- C.1.4 Amendments to §291.33 Concerning Substitution of Dosage Form (Tab 05)
- C.1.5 Amendments to §§291.76 and 291.151 Concerning Labeling and Compounding of Sterile Preparations (Tab 06)
- C.1.6 Amendments Concerning License Fees (Tab 07)
 - C.1.6.1 §291.6 Concerning Pharmacies
 - C.1.6.2 §295.5 Concerning Pharmacists
 - C.1.6.3 §297.4 Concerning Pharmacy Technicians and Pharmacy Technician Trainees

C.2 Proposal of Rules

- C.2.1 Amendment to §§291.31 and 291.33 Concerning Patient Counseling (Tab 08)
- C.2.2 Amendments to §291.34 Concerning Transfer of Prescriptions (Tab 09)
- C.2.3 Amendments to §§291.52, 291.53 and 291.54 Concerning Nuclear Pharmacy (Tab 10)
- C.2.4 Amendments to §291.121 Concerning Automated Emergency Medication Kits (Tab 11)

C.2.5 Amendments to §291.133 Concerning Nuclear Pharmacies
Compounding Sterile Preparations (Tab 12)

C.3 Rule Reviews in Accordance with Government Code,
Section §2001.039 (Tab 13)

C.3.1 For Adoption

C.3.1.1 Chapter 281 Concerning Administrative Practices
and Procedures (§§281.1 - 281.13, 281.15,
281.17 - 281.23, 281.30-281.34, 281.60 - 281.68)
(Tab 14)

C.3.1.2 Chapter 311 Concerning Code of Conduct
(§§311.1 – 311.2) (Tab 15)

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

CS D.1 Financial Update

D.1.1 Review of FY2014 Expenditures (Tab 16)

D.1.2 Review of Board Member Travel Budget (Tab 17)

D.1.3 Review and Approval of FY2015 Operating Budget
(Tab 18)

D.1.4 Review of Legislative Appropriations Request for
FY2016-2017 (Tab 19)

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

D.2.1 Update on Number of Participating Individuals (Tab 20)

D.2.2 Professional Recovery Network (PRN)

D.2.2.1 Presentation and Discussion Concerning
PRN Expenditures and Activities by PRN
Director Courtney Hulbert (Tab 21)

D.2.2.1 Review and Approval of Professional
Recovery Network Financial Audit (Tab 22)

GD D.3 Review and Approval of *TSBP FY2013 Annual Report* (Tab 23)

- GD** D.4 Review and Approval of *TSBP FY2015 Goals and Objectives* (Tab 24)
- CS** D.5 Review and Approval of Accreditation Council for Pharmacy Education (ACPE) Accredited Professional Programs of Colleges and Schools of Pharmacy (Tab 25)
- KA** D.6 Report on Appeals from State Office of Administrative Hearings Cases and Other Court Actions (Tab 26)
- GD** D.7 Report on Shared Regulatory Data Base Project and Update on TSBP Website (Tab 27)
- AB** D.8 Report on Open Meeting Concerning Electronic Supervision of Pharmacy Technicians in a Class C Pharmacy in a Facility With 101 Beds or More and Possible Rule Amendments to §291.72 (Tab 28)
- GD** D.9 Report on Open Meeting Concerning a New Class of Pharmacy Located in a Physician's Office with Limited Dispensing (Tab 29)
- GD** D.10 Report on Open Meeting Concerning Physician Ownership of Pharmacies (Tab 30)
- GD** D.11 Discussion Concerning Pharmacies Operating Without a Pharmacist-in-Charge (Tab 31)
- PH** D.12 Discussion Concerning the Inspection of Pharmacies Compounding Sterile Preparations and Training of Staff (Tab 32)
- GD** D.13 Update on Legislation Filed During the 83rd Texas Legislative Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 33)
- GD** D.14 Discussion of Possible Statutory Changes for Consideration During the 84th Session of the Texas Legislature (Tab 34)
- E. KA Disciplinary Orders**
 - E.1 Consideration of Proposals for Decision (Tab 35)
 - E.2 Report on Agreed Board Orders Entered by Executive Director (Tab 36)
 - E.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders (Tab 37)
 - E.4 Executive Session to Consider Confidential Agreed Board Orders (Tab 38)

F. CF Consideration of and Possible Action Concerning the Following Enforcement Reports

- F.1 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 39)
- F.2 Report on Status of Active/Pending Complaints (Tab 40)

G. JW Miscellaneous

- G.1 Items to be Placed on Agenda for November 2014 Board Meeting (Tab 41)
- G.2 Discussion of and Possible Action on Recent Conferences and Events
 - National Association of Boards of Pharmacy (NABP) Annual Meeting, Phoenix, AZ
May 17-20, 2014
 - National Pharmaceutical Association (NPhA) Annual Meeting, Arlington, VA
July 18-21, 2014
 - Texas Pharmacy Association (TPA) Conference & Expo, San Marcos, TX
July 30-August 2, 2014
- G.3 Discussion of and Possible Action on Upcoming Conferences and Events
 - Informal Conference, Austin, September 9-11, 2014 (Waggener)
 - National Association of Boards of Pharmacy/American Association of Colleges of Pharmacy (NABP/AACP) District VI, VII, and VIII Annual Meeting, Whitefish, MT
September 21-24, 2014
 - Technician Informal Conference, Austin, September 25, 2014 (Stine)
 - Informal Conference, Austin, October 7-9, 2014 (Dembny)

- National Community Pharmacist Association (NCPA)
Annual Convention, Austin, TX
October 18-22, 2014
- Technician Informal Conference, Austin, October 23, 2014
(Waggener)
- TSBP Board Business Meeting, Austin
November 4, 2014

G.4 Consideration of Personnel Matters

G.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.