



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

Board Business Meeting
333 Guadalupe Street, Suite 2-225
Austin, Texas

Tuesday, February 8, 2011
9:00 a.m.

Wednesday, February 9, 2011
8:00 a.m.

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)

- Temporary Suspension Hearing, Held October 25, 2010
Concerning H & W Pharmacy and Victor Chinedu Egbulefu, R.Ph.
- TSBP Board Business Meeting, Held November 9, 2010

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1 Amendments to §§281.2, 281.30, 283.4, 283.7, 283.8,
291.1 and 297.3 Concerning Address of Record
(Tab 02)

- C.1.2 Amendments to §§291.3 and 291.11 Concerning Definition of Ceasing to Operate a Pharmacy (Tab 03)
- C.1.3 New Rule §291.16 and Amendments to §§291.33, 291.74, 291.76, and 291.151 to Consolidate the Requirements Relating to Samples (Tab 04)
- C.1.4 Amendments to §291.17 Concerning Clarification of Inventory Requirements (Tab 05)
- C.1.5 Amendments to §291.32 Concerning Duties of Pharmacy Technician and Pharmacy Technician Trainees (Tab 06)
- C.1.6 Amendments to §295.8 Concerning Continuing Education (Tab 07)
- C.1.7 Amendments to §311.1 Concerning Complaints Filed Against Employees (Tab 08)
- C.2 Proposal of Rules
 - C.2.1 Amendments to §281.2 Concerning the Definition of Diversion of Dangerous Drugs (Tab 09)
 - C.2.2 Amendments to §291.33 Concerning Security (Tab 10)
 - C.2.3 Amendments to §291.34 Concerning Record Relating to Dispensing Errors (Tab 11)
 - C.2.4 Amendments to §291.74 Concerning Automated Medication Supply Systems (Tab 12)
 - C.2.5 Amendments to §291.91 Concerning Definition of Unit of Use (Tab 13)
 - C.2.6 Amendments to §291.133 Concerning Sterile Compounding of Low Volume Cytotoxic Products (Tab 14)
 - C.2.7 Amendments to §291.153 Concerning Remote Supervision of Data Entry by a Pharmacy Technician or Pharmacy Technician Trainee (Tab 15)

C.3 Rule Reviews in Accordance with Government Code,
Section §2001.039 (Tab 16)

C.3.1 For Final Adoption

C.3.1.1 Chapter 291 Concerning Pharmacies
(All Classes of Pharmacies)
(§§291.1-291.3, 291.5-291.11,
291.14-291.15, 291.17-291.19,
291.22-291.24, 291.27-291.29) (Tab 17)

C.3.1.2 Chapter 291 Concerning Pharmacies
(Clinic Pharmacy) (Class D)
(§§291.91-291.94) (Tab 18)

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

AB D.1 Recommendations Concerning Omnicare Petition for Pilot
Project (Tab 19)

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

AB E.1 Review and Approval of Pharmacy Internship Programs
(Tab 20)

E.1.1 Texas Tech University (Tab 21)

E.1.2 Texas A&M University at Kingsville (Tab 22)

E.1.3 Incarnate Word University (Tab 23)

E.1.4 University of Houston (Tab 24)

E.1.5 Texas Southern University (Tab 25)

E.1.6 University of Texas (Tab 26)

CS E.2 Financial Update

E.2.1 Review of FY2011 Expenditures (Tab 27)

E.2.2 Review of Board Member Travel Budget (Tab 28)

E.2.3 Update on Legislative Appropriations Request for
FY2012-2013 (Tab 29)

- PH** E.3 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
- E.3.1 Update on Number of Participating Individuals (Tab 30)
- E.3.2 Professional Recovery Network (PRN)
- \ E.3.2.1 Presentation and Discussion Concerning PRN Expenditures and Activities by PRN Director Donna Chamberlain (Tab 31)
- E.3.2.2 Review and Approval of Professional Recovery Network Program Audit (Tab 32)
- GD** E.4 Discussion of Rule §291.32(a)(1) Regarding the Number of Class A Pharmacies for Which a Pharmacist-in-Charge may be Responsible (Tab 33)
- GD** E.5 National Association of Boards of Pharmacy (NABP) (Tab 34)
- Discussion of Annual Meeting in San Antonio, TX May 21-24, 2011
 - Discussion of Board Members Serving on Task Forces and Committees
- GD** E.6 Shared Regulatory Data Base Project (Tab 35)
- GD** E.7 Update on TSBP Action on Legislation Passed During the 81st Texas Legislative Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 36)
- GD** E.8 Update on Legislation Filed During the 82nd Texas Legislative Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 37)
- Update on Dispensing 90 Day Supply
- GD** E.9 Discussion of Possible Statutory Changes (Tab 38)
- F. KA Disciplinary Orders**
- F.1 Consideration of Proposals for Decision
- F.1.1 In the Matter of Andrea Lynn McCoy, Pharmacy Technician Registration #147322 (Tab 39)

F.1.1.1 Executive Session Concerning the Proposal For
Decision in the Matter of Andrea Lynn McCoy
Pharmacy Technician Registration #147322

F.2 Report on Agreed Board Orders Entered by Executive Director
(Tab 40)

F.3 Discussion of and Action on Proposed Agreed Board Orders and
Default Orders (Tab 41)

F.4 Executive Session to Consider Confidential Agreed Board Orders
(Tab 42)

**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 Robert Dean Brown, R.Ph. (Tab 43)

G.2 Report on Complaints Closed and Dismissed During the Previous
Quarter (Tab 44)

G.3 Report on Status of Active/Pending Complaints (Tab 45)

H. JW Miscellaneous

H.1 Items to be Placed on Agenda for June 2011 Board
Meeting (Tab 46)

H.2 Discussion of and Possible Action on Recent Conferences and
Events

- American Society of Consultant Pharmacists (ASCP) Annual Meeting, Orlando, FL, November 10-13, 2010
- American Society of Health-System Pharmacists (ASHP) Mid-Year Clinical Meeting, Anaheim, CA, December 5-9, 2010

H.3 Discussion of and Possible Action on Upcoming Conferences and
Events

- Technician Informal Conferences, Austin, February 17, 2011 (Tipton)
- West Texas Pharmacy Association (WTPA) Annual Meeting, Fredericksburg, TX, February 25-27, 2011

- Informal Conferences, Austin, March 8-10, 2011
(Waggener)
- Technician Informal Conferences, Austin, March 24, 2011
(Waggener)
- American Pharmacists Association (APhA)
Annual Meeting, Seattle, WA, March 25-28, 2011
- Informal Conferences, Austin, April 4-6, 2011
(Combs)
- Texas Society of Health System Pharmacist (TSHP)
Annual Seminar, San Antonio, TX, April 13-17, 2011
- Technician Informal Conferences, Austin, April 21, 2011
(Combs)
- Academy of Managed Care Pharmacy (AMCP)
Annual Meeting, Minneapolis, MN, April 27-30, 2011
- Informal Conferences, Austin, May 10-12, 2011
(Fry)
- Technician Informal Conferences, Austin, May 17, 2011
(Kedron)
- TSBP Board Business Meeting, Austin, TX
June 7-8, 2011

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.