



# TEXAS STATE BOARD OF PHARMACY

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## Texas State Board of Pharmacy

333 Guadalupe Street, Suite 2-225  
Austin, Texas

### Board Business Meeting

Tuesday, February 14, 2012  
9:00 a.m. – Conclusion

Wednesday, February 15, 2012  
8:00 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 October 31 – November 1, 2011
  - Temporary Suspension Hearings

**C. AB Discussion of and Possible Action Regarding Rules**

C.1 Final Adoption of Rules

C.1.1 Amendments to Chapter 283 Concerning Internship Programs and Military Spouses and New Rule §297.10 Concerning Military Spouses (Tab 02)

C.1.2 Amendments to §291.34 Concerning Electronic Schedule II Prescriptions (Tab 03)

C.2 Proposal of Rules

C.2.1 Amendments to §281.6 Concerning Mental or Physical Examinations (Tab 04)

C.2.2 Amendments to §281.22 Concerning Informal Disposition of a Contested Case (Tab 05)

C.2.3 Amendments to §281.32 Concerning Failure to Attend Hearing and Default (Tab 06)

C.2.4 Amendments to §281.64 Concerning Sanctions for Misdemeanor Offenses Involving Intoxication (Tab 07)

C.2.5 New Rule §281.67 Concerning Sanctions for Out-of-State Disciplinary Action (Tab 08)

C.2.6 Amendments to §291.3 Concerning Notification Requirements (Tab 09)

C.2.7 Amendments to §291.9 Concerning Delivery of Prescriptions to Patients (Tab 10)

C.2.8 Amendments to §291.17 Concerning Inventory Requirements (Tab 11)

C.2.9 Amendments to §291.32 Concerning Duties of Pharmacists and Pharmacy Technician/Trainees (Tab 12)

C.2.10 Amendments to §291.33 Concerning Patient Counseling Requirements and Storage of Flammable Products (Tab 13)

C.2.11 Amendments to §291.34 Concerning Records and Professional Responsibility (Tab 14)

C.2.12 Amendments to §291.53 Concerning Owners of Nuclear Pharmacies (Class B) (Tab 15)

C.2.13 Amendments to §291.153 Concerning Ratio of Pharmacists to Pharmacy Technicians/Trainees in a Centralized Prescription Drug or Medication Order Processing Pharmacy (Tab 16)

C.3 Rule Reviews in Accordance with Government Code, Section §2001.039 (Tab 17)

C.3.1 For Adoption

C.3.1.1 Chapter 291 Concerning Pharmacies (Community Pharmacy) (Class A) (§§291.31-291.35) (Tab 18)

C.3.1.2 Chapter 283 Concerning Licensing Requirements for Pharmacists (§§283.1-283.11) (Tab 19)

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

D.1 Long Term Care Pharmacy Task Force (Tab 20)

**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 21)

E.1.2 Review of Board Member Travel Budget (Tab 22)

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

E.2.1 Update on Number of Participating Individuals (Tab 23)

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 24)

- GD** E.3 Review and Approval of *TSBP FY2013-2017 Strategic Plan* (Tab 25)
- SR** E.4 Report on Shared Regulatory Data Base Project (Tab 26)
- GD** E.5 Discussion Concerning TSBP Compliance Inspections and Conducting Inspections for a Federal Agency (Tab 27)
- GD** E.6 Presentation Regarding the Pilot Project by the New Mexico Board of Pharmacy Concerning Continuous Professional Development (Tab 28)
- GD** E.7 Discussion Regarding Awarding Continuing Education Credit for Programs that are Approved by other State Boards of Pharmacy (Tab 29)
- GD** E.8 Discussion Regarding the Beyond Use Date for a Dispensed Prescription (Tab 30)
- GD** E.9 Presentation Regarding Tamper Resistant Oral Dosage Forms (Tablets) for Control Substances (Tab 31)
- GD** E.10 Update on Legislation Passed During the 82<sup>nd</sup> Texas Legislative Regular Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 32)
- GD** E.11 Discussion of Possible Statutory Changes for Consideration During the 83<sup>rd</sup> Session of the Texas Legislature (Tab 33)
- F. KA** **Disciplinary Orders**
  - F.1 Consideration of Proposals for Decision (Tab 34)
  - F.2 Report on Agreed Board Orders Entered by Executive Director (Tab 35)
  - F.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders (Tab 36)
  - F.4 Executive Session to Consider Confidential Agreed Board Orders (Tab 37)

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

- G.1 Consideration of Petition(s) to Serve as a Preceptor (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 May 2012 Board Meeting (Tab 41)
- H.2 Discussion of and Possible Action on Recent Conferences and Events
  - American Society of Consultant Pharmacist (ASCP)  
Annual Meeting, Phoenix, AZ  
November 16-19, 2011
  - American Society of Health-System Pharmacists (ASHP)  
Mid-Year Clinical Meeting, New Orleans, LA  
December 4-8, 2011
- H.3 Discussion of and Possible Action on Upcoming Conferences and Events
  - Technician Informal Conferences, Austin, February 23, 2012  
(Kedron)
  - Informal Conferences, Austin, March 6-8, 2012  
(Fry)
  - American Pharmacists Association (APhA)  
Annual Meeting, New Orleans, LA  
March 9-12, 2012
  - Technician Informal Conferences, Austin, March 22, 2012  
(Fry)
  - Informal Conferences, Austin, April 3-5, 2012  
(Waggener)
  - Texas Society of Health System Pharmacists (TSHP)  
Annual Seminar, Dallas, TX  
April 11-15, 2012

- Technician Informal Conferences, Austin, April 17, 2012  
(Wiesner)
- Academy of Managed Care Pharmacy (AMCP)  
Annual Meeting, San Francisco, CA  
April 18-21, 2012
- West Texas Pharmacy Association (WTPA)  
Spring Program, Midland, TX  
April 20-22, 2012

H.4 Consideration of Personnel Matters

H.4.1 Election of Officers (Tab 42)

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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.