



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

**333 Guadalupe Street, Suite 2-225
Austin, Texas**

Board Business Meeting

Tuesday, May 8, 2012
9:00 a.m. – Conclusion

Wednesday, May 9, 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 February 14, 2012
- TSBP Executive Committee Meeting
Held April 10, 2012
- Temporary Suspension Hearings

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1 Amendments to §281.6 Concerning Mental or Physical Examinations (Tab 02)
- C.1.2 Amendments to §281.22 Concerning Informal Disposition of a Contested Case; and §281.32 Concerning Failure to Attend Hearing and Default (Tab 03)
- C.1.3 Amendments to §281.64 Concerning Sanctions for Misdemeanor Offenses Involving Intoxication; and New Rule §281.67 Concerning Sanctions for Out-of-State Disciplinary Action (Tab 04)
- C.1.4 Amendments to §291.3 Concerning Notification Requirements; §291.9 Concerning Delivery of Prescriptions to Patients; and §291.17 Concerning Inventory Requirements (Tab 05)
- C.1.5 Amendments to §291.32 Concerning Duties of Pharmacists and Pharmacy Technician/Trainees; §291.33 Concerning Patient Counseling Requirements and Storage of Flammable Products; and §291.34 Concerning Records and Professional Responsibility (Tab 06)
- C.1.6 Amendments to §291.53 Concerning Owners of Nuclear Pharmacies (Class B) (Tab 07)
- C.1.7 Amendments to §291.153 Concerning Ratio of Pharmacists to Pharmacy Technicians/Trainees in a Centralized Prescription Drug or Medication Order Processing Pharmacy (Tab 08)

C.2 Proposal of Rules

- C.2.1 Amendments to §281.7 Concerning Grounds for Discipline for a Pharmacist License (Tab 09)
- C.2.2 Amendments to §281.22 Concerning Informal Disposition of a Contested Case (Tab 10)
- C.2.3 Amendments to §281.30 Concerning Pleadings and Notice in a Contested Case (Tab 11)

- C.2.4 Amendments to §291.93 Concerning Provision of Drugs in Clinic Pharmacies (Class D) (Tab 12)
- C.2.5 Amendments to §§291.131 and 291.133 Concerning Recall Procedures for Compounded Preparations (Tab 13)
- C.2.6 Amendments to §295.8 Concerning Continuing Education Approved by Other State Boards of Pharmacy (Tab 14)
- C.2.7 Amendments Concerning License Fees (Tab 15)
 - C.2.7.1 §291.6 Concerning Pharmacies
 - C.2.7.2 §295.5 Concerning Pharmacist
 - C.2.7.3 §297.4 Concerning Pharmacy Technicians and Pharmacy Technician Trainees
- C.3 Rule Reviews in Accordance with Government Code, Section §2001.039 (Tab 16)
 - C.3.1 For Proposal
 - C.3.1.1 Chapter 291 Concerning Pharmacies (Institutional Pharmacy) (Class C) (§§291.71-291.76) (Tab 17)
 - C.3.1.2 Chapter 303 Concerning Destruction of Dangerous Drugs & Controlled Substances (§§303.1-303.3) (Tab 18)
- D. AB **Discussion of and Possible Action Concerning Reports of Committees/Task Forces**
 - D.1 Long Term Care Pharmacy Task Force (Tab 19)
 - D.1.1 Proposal of New Rule §291.37 to Implement Recommendations of the Long Term Care Task Force
- E. **Discussion of and Possible Action Concerning the Following Reports and Discussions**
 - GD E.1 Review and Approval of *TSBP FY2013-2017 Strategic Plan* (Tab 20)

- CS** E.2 Financial Update
 - E.2.1 Review of FY2012 Expenditures (Tab 21)
 - E.2.2 Review of Board Member Travel Budget (Tab 22)
- CS** E.3 Review and Approval of Proposed Budget for FY2014-2015 (Tab 23)
- CS** E.4 Review TSBP Revenue Projections and Fee Scenarios (Tab 24)
- PH** E.5 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
 - E.5.1 Update on Number of Participating Individuals (Tab 25)
 - E.5.2 Professional Recovery Network (PRN)
 - E.5.2.1 Presentation and Discussion Concerning PRN Expenditures and Activities by PRN Director Courtney Bolin (Tab 26)
 - E.5.2.2 Review and Approval of PRN Proposed Budget for FY2014-2015 (Tab 27)
- SR** E.6 Report on Shared Regulatory Data Base Project (Tab 28)
- CS** E.7 Report on Internal Risk Assessment (Tab 29)
- GD** E.8 Review and Approval of *FY2013 Calendar of Events* (Tab 30)
- GD** E.9 Report on Customer Service Survey (Tab 31)
- GD** E.10 Discussion Concerning Pharmacists Working Conditions (Tab 32)
- GD** E.11 Presentation Regarding New Layout for Walgreen's Pharmacies (Tab 33)
- GD** E.12 Discussion Concerning Sanctions Imposed in Pill Mill Cases and Possible Consideration of Amendments to §281.64 (Tab 34)
- GD** E.13 Discussion and Possible Action Concerning Amendment to Rule §291.93 by Allowing Class D Pharmacies to Operate More Than Three Temporary Locations Simultaneously (Tab 35)
- GD** E.14 Review of Public Information Initiatives (Tab 36)

- GD** E.15 Update on Legislation Passed During the 82nd Texas Legislative Regular Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 37)
- GD** E.16 Discussion of Possible Statutory Changes for Consideration During the 83rd Session of the Texas Legislature (Tab 38)

F. KA Disciplinary Orders

F.1 Consideration of Proposals for Decision

F.1.1 In the Matter of Abdur Rashid, Pharmacy Technician Registration #120323 (Tab 39)

F.1.1.1 Executive Session Concerning the Proposal For Decision in the Matter of Abdur Rashid, Pharmacy Technician Registration #120323

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 Charles Mike Larsen, R.Ph. (Tab 43)

G.1.2 Petition from Carolyn Duvalle Rapp, R.Ph. (Tab 44)

G.1.3 Petition from Grant Watson Armstrong, R.Ph. (Tab 45)

G.1.4 Petition from Nancy Golden, R.Ph. (Tab 46)

G.1.5 Kelly Stovall, R.Ph. (Tab 47)

G.1.6 Roger Holmes, R.Ph. (Tab 48)

G.1.7 Executive Session to Consider Petition to Serve as a Preceptor

G.2 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 49)

G.3 Report on Status of Active/Pending Complaints (Tab 50)

H. JW Miscellaneous

H.1 Items to be Placed on Agenda for August 2012 Board Meeting (Tab 51)

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

- American Pharmacists Association (APhA)
Annual Meeting, New Orleans, LA
March 9-12, 2012
- Texas Society of Health System Pharmacists (TSHP)
Annual Seminar, Dallas, TX
April 11-15, 2012
- 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.3 Discussion of and Possible Action on Upcoming Conferences and Events

- National Association of Boards of Pharmacy (NABP)
Annual Meeting, Philadelphia, PA
May 19-22, 2012
- Technician Informal Conferences, Austin, May 24, 2012
(Kedron)
- American Society of Health-System Pharmacists (ASHP)
Summer Meeting, Baltimore, MD
June 9-13, 2012
- Informal Conferences, Austin, June 12-14, 2012
(Wetherbee)
- Technician Informal Conferences, Austin, June 21, 2012
(Tipton)

- Informal Conferences, Austin, July 10-12, 2012
(Wiesner)
- Technician Informal Conferences, Austin, July 19, 2012
(Kedron)
- 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

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.