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# 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, May 3, 2016  
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 February 2, 2016
- TSBP Executive Committee Meeting  
Held April 18, 2016
- Temporary Suspension Hearings

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

C.1 Final Adoption of Rules

- C.1.1 Amendments to §§283.4, 283.7, 283.8 and 283.11  
Concerning Social Security Numbers and Examination  
Retake Requirements (Tab 02)

- C.1.2 Amendments to §291.5 Concerning Closing a Pharmacy and §291.14 Concerning Pharmacy License Renewal (Tab 03)
- C.1.3 Amendments to §291.34 Concerning Prescription Transfer Requirements and the Log of Initials or Codes That Identify Individuals Involved in the Data Entry of a Prescription (Tab 04)
- C.1.4 Amendments to §291.133 Concerning Compounding Sterile Preparations (Tab 05)
- C.1.5 Amendments to §§297.3 and 297.10 Concerning Registration Requirements for Pharmacy Technicians and Pharmacy Technician Trainees (Tab 06)
- C.2 Proposal of Rules
  - C.2.1 Amendments to §281.8 Concerning Grounds for Discipline for a Pharmacy License (Tab 07)
  - C.2.2 Amendments to §281.31 Concerning Burden of Proof (Tab 08)
  - C.2.3 Amendments to §281.66 Concerning Application for Reissuance or Removal of Restrictions of a License or Registration (Tab 09)
  - C.2.4 Amendments to §283.12 Concerning Licensing Requirements (Tab 10)
  - C.2.5 Amendments to §291.1 Concerning Licensing Requirements (Tab 11)
  - C.2.6 Amendments to §291.17 Concerning Perpetual Inventory in Class A and Class A-S Pharmacies (Tab 12)
  - C.2.7 Amendments to §291.33 Concerning Shipping of Prescription Medications (Tab 13)
  - C.2.8 Amendments to §291.76 Concerning Floor Stock Documentation in Ambulatory Surgical Centers (Tab 14)
  - C.2.9 Amendments to §291.104 Concerning Notification Requirements for Class E Pharmacies Dispensing Controlled Substances to Texas Residents (Tab 15)

C.2.10 Amendments to §291.133 Concerning Sterile Compounding  
(Tab 16)

C.2.11 Amendments to §291.151 Concerning Floor Stock  
Documentation in Class F Pharmacies (Tab 17)

C.3 Rule Reviews in Accordance with Government Code,  
Section §2001.039 (Tab 18)

C.3.1 For Proposal:

C.3.1.1 Chapter 291 Concerning Pharmacies  
(Institutional Pharmacy (Class C))  
(§§291.71 – 291.76) (Tab 19)

C.3.1.2 Chapter 303 Concerning Destruction of  
Dangerous Drugs and Controlled Substances  
(§§303.1 – 303.3) (Tab 20)

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

**CS** D.1 Financial Update

D.1.1 Review of FY2016 Expenditures (Tab 21)

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

D.1.3 Consideration of Material Changes to Contracts for  
Goods and Services Awarded Under Chapter 2155  
of Texas Government Code (Tab 23)

**CS** D.2 Review and Approval of Exceptional Item Request for FY2018-2019  
(Tab 24)

**CS** D.3 Review TSBP Revenue Projections and Fee Recommendations  
(Tab 25)

**CS** D.4 Report on Internal Risk Assessment (Tab 26)

**CF** D.5 Update Concerning Program to Aid Impaired Pharmacists and  
Pharmacy Students

D.5.1 Update on Number of Participating Individuals (Tab 27)

- D.5.2 Professional Recovery Network (PRN)
  - D.5.2.1 Presentation and Discussion Concerning PRN Expenditures and Activities by PRN Director Courtney Hulbert (Tab 28)
  - D.5.2.2 Review and Approval of PRN Proposed Budget for FY2018-2019 (Tab 29)
- GD** D.6 Review and Approval of *TSBP FY2015 Annual Report* (Tab 30)
- GD** D.7 Review and Approval of *TSBP FY2017-2021 Strategic Plan* (Tab 31)
- GD** D.8 Review and Approval of *FY2017 Calendar of Events* (Tab 32)
- GD** D.9 Report on Customer Service Survey (Tab 33)
- GD** D.10 Discussion Concerning the Licensure of a Pharmacy Management Company in a Hospital Pharmacy (Tab 34)
- GD** D.11 Presentation and Discussion Concerning Telepharmacy (Tab 35)
- GD** D.12 Presentation and Discussion Concerning Automated Storage and Dispensing Technology (Tab 36)
- DW** D.13 Discussion Concerning PTCB Examination and Training Requirements for Pharmacy Technicians (Tab 37)
- DW** D.14 Presentation and Discussion Concerning Pharmacist Point of Care Testing (Tab 38)
- DW** D.15 Discussion Concerning End-to-End Electronic Prescriptions, Entities Involved, and NCPDP Standards for Electronic Prescriptions (Tab 39)
- AB** D.16 Report on the Prescription Monitoring Program Implementation (Tab 40)
- GD** D.17 Report on Sunset Review (Tab 41)
- GD** D.18 Discussion of Possible Statutory Changes for Consideration During the 85<sup>th</sup> Session of the Texas Legislature (Tab 42)

**E. KA Disciplinary Orders**

E.1 Consideration of Proposals for Decision

E.1.1 In the Matter of Sheila Zulema Gallegos  
Technician Registration #227495 (Tab 43)

E.1.1.1 Executive Session Concerning the Proposal for  
Decision in the Matter of Sheila Zulema Gallegos,  
Technician Registration #227495

E.2 Reconsideration in the Matter of Tiana Jean Witcher,  
Pharmacist License #30135 (Tab 44)

E.2.1 Executive Session Concerning Confidential Records  
in the Matter of Tiana Jean Witcher, Pharmacist  
License #30135

E.3 Report on Agreed Board Orders Entered by Executive Director  
(Tab 45)

E.4 Discussion of and Action on Proposed Agreed Board Orders and  
Default Orders (Tab 46)

E.5 Executive Session to Consider Confidential Agreed Board Orders  
(Tab 47)

E.6 Discussion of and Action on Proposed Remedial Plans (Tab 48)

**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 49)

F.2 Report on Status of Active/Pending Complaints (Tab 50)

**G. JW Miscellaneous**

G.1 Items to be Placed on Agenda for August 2016 Board Meeting  
(Tab 51)

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

- Texas Pharmacy Association (TPA)  
Leadership Symposium, Austin, TX  
March 20-21, 2016

- Academy of Managed Care Pharmacy (AMCP)  
Annual Meeting, San Francisco, CA  
April 19-22, 2016
- Texas Society of Health-System Pharmacist (TSHP)  
Annual Seminar, Frisco, TX  
April 20-24, 2016

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

- National Association of Board of Pharmacy (NABP)  
Annual Meeting, San Diego, CA  
May 14-17, 2016
- Technician Informal Conference, Austin, May 19, 2016  
(Kedron)
- Informal Conference, Austin, May 31 – June 2, 2016  
(Miller)
- American Society of Health System Pharmacists (ASHP)  
Summer Meeting, Baltimore, MD  
June 11-15, 2016
- Technician Informal Conference, Austin, June 23, 2016  
(Dembny)
- Informal Conference, Austin, July 12-14, 2016  
(Stine)
- Texas Pharmacy Association (TPA)  
RX Experts Conference & Expo, Austin, TX  
July 15-16, 2016
- Technician Informal Conference, Austin, July 21, 2016  
(Waggener)
- TSBP Board Business Meeting, Austin  
August 2-3, 2016

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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.