



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

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

Tuesday, August 9, 2011

9:00 a.m. - Conclusion

Wednesday, August 10, 2011

8:30 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 June 7, 2011
- Temporary Suspension Hearing, Held July 14, 2011, Concerning River's Edge Pharmacy and Shantae Yvette Shepard, R.Ph.

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1 Amendments to §281.2 Concerning the Definition of Diversion of Dangerous Drugs and Address of Record, and §§281.30, 283.4, 283.7, 283.8, 291.1 and 297.3 Concerning Address of Record (Tab 02)
- C.1.2 Amendments to §281.9 Concerning Grounds for Disciplining Pharmacy Technicians and Pharmacy Technician Trainees (Tab 03)
- C.1.3 Amendments to §291.29 Concerning Partner Therapy and Pharmacist Responsibilities with Regard to Prescriptions Issued by a Practitioner Practicing at a Pain Management Clinic (Tab 04)
- C.1.4 Amendments to §291.32 Concerning the Pharmacist-in-Charge Requirements for Class A (Community) Pharmacies (Tab 05)
- C.1.5 Amendments to §291.33 Concerning Security and Patient Counseling Documentation, Partner Therapy, and Procedures for Returning Undelivered Medication to Stock (Tab 06)
- C.1.6 Amendments to §291.104 Concerning Generic Substitution (Tab 07)
- C.1.7 Amendments to §303.1 Concerning Destruction of Dispensed Medications (Tab 08)
- C.1.8 Amendments Concerning License Fees (Tab 09)
 - C.1.8.1 §291.6 Concerning Pharmacies
 - C.1.8.2 §295.5 Concerning Pharmacists
 - C.1.8.3 §297.4 Concerning Pharmacy Technicians and Pharmacy Technician Trainees

C.2 Proposal of Rules

- C.2.1 Amendments to §§283.7, 283.8 and 283.11 Concerning Examination Requirements Including Provisions to Implement S.B. 867 Passed by the 2011 Texas Legislature (Tab 10)

C.2.2 Amendments to §291.34 Concerning Accelerated Refills to Implement the Provisions of H.B. 2069 Passed by the 2011 Texas Legislature (Tab 11)

C.2.3 Amendments to §291.34 Concerning the Identification Number for Mid-Level Practitioners Required on Prescriptions, Records of Dispensing, and Records for Transferred Prescriptions (Tab 12)

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

C.3.1 For Final Adoption

C.3.1.1 Chapter 291 Concerning Pharmacies (Non-Resident Pharmacy) (Class E) (§§291.101-291.105) (Tab 14)

C.3.1.2 Chapter 295 Concerning Pharmacists (§§295.1-295.9, 295.11-295.13, 295.15) (Tab 15)

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

D.1 Concerning Long Term Care Pharmacy Task Force (Tab 16)

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

CS E.1 Financial Update

E.1.1 Review of FY2011 Expenditures (Tab 17)

E.1.2 Review of Board Member Travel Budget (Tab 18)

E.1.3 Review and Approval of FY2012 Operating Budget and Revenue Projections (Tab 19)

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

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

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 21)

GD E.3 Review and Approval of *TSBP FY2012 Goals and Objectives* (Tab 22)

CS E.4 Review and Approval of Accreditation Council for Pharmacy Education (ACPE) Accredited Professional Programs of Colleges and Schools of Pharmacy (Tab 23)

GD E.5 Discussion Concerning a Requirement for the Pharmacist-in-Charge of a Class E Pharmacy to be Licensed in Texas (Tab 24)

GD E.6 Report on Shared Regulatory Data Base Project (Tab 25)

GD E.7 Update on Legislation Passed During the 82nd Texas Legislative Regular Session that has an Impact on TSBP and/or the Practice of Pharmacy (Tab 26)

GD E.8 Discussion of Possible Statutory Changes for Consideration During the 83rd Session of the Texas Legislature (Tab 27)

F. KA Disciplinary Orders

F.1 Consideration of Proposals for Decision

F.1.1 In the Matter of Tiffany Shaunett Nicholas, Pharmacy Technician Registration #109142 (Tab 28)

F.1.1.1 Executive Session Concerning the Proposal For Decision in the Matter of Tiffany Shaunett Nicholas, Pharmacy Technician Registration #109142

F.2 Report on Agreed Board Orders Entered by Executive Director (Tab 29)

F.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders (Tab 30)

F.4 Executive Session to Consider Confidential Agreed Board Orders (Tab 31)

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 Monica Montalvo, PharmD., R.Ph. (Tab 32)

G.2 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 33)

G.3 Report on Status of Active/Pending Complaints (Tab 34)

H. JW Miscellaneous

H.1 Items to be Placed on Agenda for November 2011 Board Meeting (Tab 35)

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

- American Society of Health-System Pharmacist (ASHP)
Summer Meeting, Denver, CO
June 12-15, 2011
- Texas Pharmacy Association (TPA)
Annual Meeting, Fort Worth, TX
June 23-26, 2011
- National Pharmaceutical Association (NPhA)
National Convention, Atlanta, GA
July 22-25, 2011

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

- Technician Informal Conferences, Austin, August 23, 2011
(Kedron)
- National Association of Chain Drug Stores (NACDS)
Pharmacy & Technology Conference, Boston, MA
August 27-30, 2011
- Informal Conferences, Austin, September 6-8, 2011
(Combs)
- Council on Licensure, Enforcement and Regulations (CLEAR)
Annual Meeting, Pittsburgh, PA
September 8-10, 2011

- Technician Informal Conferences, Austin, September 22, 2011 (Combs)
- National Association of Boards of Pharmacy/American Association of Colleges of Pharmacy (NABP/AACP) District VI, VII, and VIII Annual Meeting, Seattle, WA October 4-6, 2011
- Informal Conferences, Austin, October 11-13, 2011 (Mendoza)
- National Pharmacy Week
October 16-22, 2011
- National Community Pharmacists Association (NCPA) Annual Meeting, Nashville, TN
October 8-12, 2011
- Academy of Managed Care Pharmacy (AMCP) Educational Conference, Atlanta, GA
October 19-21, 2011
- Technician Informal Conferences, Austin, October 20, 2011 (Wetherbee)
- TSBP Board Business Meeting, Austin, TX
November 1-2, 2011

I. GD TSBP Strategic Plan

- I.1 Planning Session for TSBP Strategic Plan for the Fiscal Years 2013-2017 **(Tab 36)**

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.