



---

---

# TEXAS STATE BOARD OF PHARMACY

---

---

**Texas State Board of Pharmacy  
Health Professions Council Board Room  
333 Guadalupe Street, Tower II, Suite 225  
Austin, Texas**

## **Board Business Meeting**

Tuesday, August 1, 2017  
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 May 2, 2017
- Temporary Suspension Hearings
- TSBP Executive Committee Meeting  
Held June 20-21, 2017

**C. JW Consideration of Personnel Matters**

- C.1 Review and Approval of Recommendations from  
Executive Director Selection Committee (Tab 02)

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

- D.1 Final Adoption of Rules
  - D.1.1 Amendments to §291.32 Concerning Dispensing Pharmacist Responsibilities (Tab 03)
  - D.1.2 Amendments to §291.33 Concerning Library Requirements (Tab 04)
  - D.1.3 Amendments to §291.34 Concerning Documenting Identity of Pharmacist Receiving Orally or Telephonically Transmitted Prescriptions; and Transferring Controlled Substance Prescriptions (Tab 05)
  - D.1.4 Amendments to §291.76 Concerning Withdrawal of Drugs in Class ASC Pharmacies (Tab 06)
  - D.1.5 Amendments to §291.77 Concerning Licensing Requirements for Class C-S Pharmacies (Tab 07)
  - D.1.6 Amendments to §291.93 Concerning Practitioners Initiating Therapy in Class D (Clinic) Pharmacies (Tab 08)
- D.2 Proposal of Rules
  - D.2.1 Amendments to §281.65 Concerning Administrative Penalties (Tab 09)
  - D.2.2 Amendments to §291.3 Concerning Notification for Fires and Disasters (Tab 10)
  - D.2.3 Amendments to §291.5 Concerning Notification When Closing a Pharmacy (Tab 11)
  - D.2.4 Amendments to §291.9 Concerning Pick Up Locations (Tab 12)
  - D.2.5 Amendments to §291.31 Concerning the Definition of Dispensing Error (Tab 13)
  - D.2.6 Amendments to §291.74 Concerning Drug Use Review in Certain Rural Hospitals (Tab 14)
  - D.2.7 Amendments to §291.121 Concerning Telepharmacies (Tab 15)

- D.2.8 Amendments to §§291.131 and 291.133 Concerning Information Required In Written Agreements with Practitioners (Tab 16)
- D2.9 Amendments to §297.7 Concerning Technician Examinations (Tab 17)
- D.2.10 Amendments to §297.8 Concerning Continuing Education Requirements for Technicians (Tab 18)
- D.2.11 Amendments to §297.10 Concerning Registration for Military Service Members, Military Veterans, and Military Spouses (Tab 19)
- D.2.12 Amendments to §309.6 Concerning Documentation of Generic Substitution (Tab 20)
- D.2.13 Amendments Concerning License Fees (Tab 21)
  - D.2.13.1 §291.6 Concerning Pharmacies
  - D.2.13.2 §295.5 Concerning Pharmacists
  - D.2.13.3 §297.4 Concerning Pharmacy Technicians and Pharmacy Technician Trainees
- D.3 Rule Review
  - D.3.1 Review and Approval of Rule Review Plan for FY2018-FY2021 (Tab 22)

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

- E.1 Update on Task Force on Implementation of Rules Relating to USP General Chapter 800 – Hazardous Drugs (Tab 23)

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

- CS** F.1 Financial Update
  - F.1.1 Review of FY2017 Expenditures (Tab 24)
  - F.1.2 Review of Board Member Travel Budget (Tab 25)

- F.1.3 Consideration of Material Changes to Contracts for Goods and Services Awarded Under Chapter 2155 of Texas Government Code **(Tab 26)**
- F.1.4 Review and Approval of FY2018 Operating Budget and Revenue Projections **(Tab 27)**
- F.1.5 Consideration for Approval of the Executive Director's Salary Increase Noted in the Appropriations Act **(Tab 28)**
- CF** F.2 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
  - F.2.1 Update on Number of Participating Individuals **(Tab 29)**
  - F.2.2 Professional Recovery Network (PRN)
    - F.2.2.1 Presentation and Discussion Concerning PRN Expenditures and Activities by PRN Director Courtney Hulbert **(Tab 30)**
- GD** F.3 Review and Approval of TSBP FY2016 Annual Report **(Tab 31)**
- GD** F.4 Review and Approval of TSBP FY2018 Goals and Objectives and Timeline for TSBP FY2019-2023 Strategic Plan **(Tab 32)**
- GD** F.5 Presentation Regarding the Pharmacy Technician Stakeholder Consensus Conference Held February 15-16, 2017  
Miriam A. Mobley Smith, Pharm.D., FASHP, Director of Strategic Alliances, Pharmacy Technician Certification Board **(Tab 33)**
- GD** F.6 Discussion Concerning Training for Pharmacy Technicians Who Compound Sterile Preparations **(Tab 34)**
- CS** F.7 Review and Approval of Accreditation Council for Pharmacy Education (ACPE) Accredited Professional Programs of Colleges and Schools of Pharmacy **(Tab 35)**
- DW** F.8 Discussion Regarding Pharmacist's Continuing Education Requirements to Include One Hour on Pain Management and/or Opioid Abuse **(Tab 36)**
- DW** F.9 Review of the Use of Automated Checking Devices and Automated Dispensing Devices by Pharmacy Technicians at Class A Pharmacies **(Tab 37)**

F.10 Discussion Regarding Sterile Compounding Requirement (Tab 38)

**CD** F.10.1 Finger Tip Testing at Pharmacies Under Common Ownership

**GD** F.10.2 Frequency of Testing of Sterile Compounded Products

**CS** F.11 Report on Implementation of ExCPT Exam (Tab 39)

**KA** F.12 Report on Appeals from State Office of Administrative Hearings Cases and Other Court Actions (Tab 40)

**AB** F.13 Prescription Monitoring Program Report (Tab 41)

**GD** F.14 Update on Legislation Passed During the 85<sup>th</sup> Texas Legislative Session that have an Impact on TSBP and/or the Practice of Pharmacy (Tab 42)

**G. KA Disciplinary Orders**

G.1 Consideration of Proposal for Decision (Tab 43)

G.2 Report on Agreed Board Orders Entered by Executive Director (Tab 44)

G.3 Discussion of and Action on Proposed Agreed Board Orders and Proposed Default Board Orders (Tab 45)

G.4 Executive Session to Consider Confidential Agreed Board Orders (Tab 46)

G.5 Discussion of and Action on Proposed Remedial Plans (Tab 47)

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

H.1 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 48)

H.2 Report on Status of Active/Pending Complaints (Tab 49)

**I. JW Election of Board Officers (Tab )**

I.1 Election of Vice President and Treasurer (Tab 50)

**J. JW Miscellaneous**

J.1 Items to be Placed on Agenda for November 2017 Board Meeting  
(Tab 51)

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

- National Association of Boards of Pharmacy (NABP)  
Annual Meeting, Orlando FL  
May 20-23, 2017
- American Society of Health System Pharmacists (ASHP)  
Summer Meeting, Minneapolis, MN  
June 3-7, 2017
- Texas Pharmacy Association (TPA)  
Conference & Exposition, San Antonio, TX  
July 6-9, 2017

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

- Technician Informal Conference, Austin, August 31, 2017  
(Dembny)
- Informal Conference, Austin, September 12-14, 2017  
(Dembny)
- Technician Informal Conference, Austin, September 21, 2017  
(Waggener)
- National Association of Board of Pharmacy/American  
Association of Colleges of Pharmacy (NABP/AACP)  
Districts VI, VII and VIII, Annual Meeting, San Antonio, TX  
October 8-11, 2017
- National Community Pharmacists Association (NPA)  
Annual Convention, Orlando, FL  
October 14-18, 2017
- MALTA-GON  
Annual Conference, Charleston, SC  
October 22-25, 2017
- Informal Conference, Austin, October 3-5, 2017

AGENDA, Board Business Meeting

August 1, 2017

Page 7

- Technician Informal Conference, Austin, October 26, 2017  
(Waggener)
- TSBP Board Business Meeting, Austin  
November 7, 2017

---

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.