



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

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

Board Business Meeting

Tuesday, February 2, 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 November 3, 2015
- Temporary Suspension Hearings

C. AB Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

C.1.1 Amendments to §281.8 Concerning Grounds for
Discipline for a Pharmacy License (Tab 02)

C.1.2 Amendments to §283.2 Concerning the Definition
of a Healthcare Professional and §283.5 Concerning the
Duties of a Pharmacist-Intern (Tab 03)

- C.1.3 Amendments to §291.104 Concerning Inspection Reports for Non-Resident Pharmacies (Class E) (Tab 04)
- C.1.4 New Rules §§315.1 – 315.14 Concerning Controlled Substances (Tab 05)
- C.2 Proposal of Rules
 - C.2.1 Amendments to §§283.4, 283.7, 283.8 and 283.11 Concerning Licensing Requirements for Pharmacists (Tab 06)
 - C.2.2 Amendments to §291.5 Concerning Closing a Pharmacy and §291.14 Concerning Pharmacy License Renewal (Tab 07)
 - C.2.3 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 08)
 - C.2.4 Amendments to §291.133 Concerning Compounding Sterile Preparations (Tab 09)
 - C.2.5 Amendments to §§297.3 and 297.10 Concerning Registration Requirements for Pharmacy Technicians and Pharmacy Technician Trainees (Tab 10)
- C.3 Rule Reviews in Accordance with Government Code, Section §2001.039 (Tab 11)
 - C.3.1 For Adoption:
 - C.3.1.1 Chapter 291 Concerning Pharmacies (Community Pharmacy (Class A)) (§§291.31 – 291.35) (Tab 12)
 - C.3.1.2 Chapter 283 Concerning Licensing Requirements for Pharmacists (§§283.1 – 283.12) (Tab 13)

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 14)
 - D.1.2 Review of Board Member Travel Budget (Tab 15)
 - D.1.3 Consideration of Material Changes to Contracts for Goods and Services Awarded Under Chapter 2155 of Texas Government Code (Tab 16)

- CF** D.2 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
 - D.2.1 Update on Number of Participating Individuals (Tab 17)
 - D.2.2 Professional Recovery Network (PRN)
 - D.2.2.1 Presentation and Discussion Concerning PRN Expenditures and Activities by PRN Director Courtney Hulbert (Tab 18)

- GD** D.3 Discussion Concerning *TSBP FY2017-2021 Strategic Plan* (Tab 19)

- CF** D.4 Discussion Concerning Maintaining a Perpetual Inventory of Schedule II Drugs in Class A and Class A-S Pharmacies (Tab 20)

- CD/DW** D.5 Discussion Concerning Temperature Monitoring Devices (Tab 21)

- GD** D.6 Discussion Concerning Auto Refill Programs (Tab 22)

- GD** D.7 Discussion Concerning the Ratio of Pharmacist to Technicians When a Technician is a Student From a Tech School (Tab 23)

- KA** D.8 Discussion Concerning Medical Board Rules Regarding Telemedicine (Tab 24)

- KA** D.9 Report on Appeals from State Office of Administrative Hearings Cases and Other Court Actions (Tab 25)

- AB** D.10 Report on the Prescription Monitoring Program Implementation (Tab 26)

- GD** D.11 Report on Sunset Review (Tab 27)

- GD** D.12 Update on Legislation Filed During the 84th Texas Legislative Session that has an Impact on TSBP and/or the Practice of Pharmacy **(Tab 28)**
- GD** D.13 Discussion of Possible Statutory Changes for Consideration During the 85th Session of the Texas Legislature **(Tab 29)**
- E. KA Disciplinary Orders**
 - E.1 Consideration of Proposals for Decision
 - E.1.1 In the Matter of RX Max Pharmacy, Pharmacy License #27883; Artemis Pharmacy, LLC, Pharmacy License #28030; Supreme RX Pharmacy, Pharmacy License #27422; and Jesse Cornell Sanders II, Pharmacist License #19454 **(Tab 30)**
 - E.1.1.1 Executive Session Concerning the Proposal for Decision in the Matter of RX Max Pharmacy, Pharmacy License #27883
 - E.1.1.2 Executive Session Concerning the Proposal for Decision in the Matter of Artemis Pharmacy, LLC, Pharmacy License #28030
 - E.1.1.3 Executive Session Concerning the Proposal for Decision in the Matter of Supreme RX Pharmacy, Pharmacy License #27422
 - E.1.1.4 Executive Session Concerning the Proposal for Decision in the Matter of Jesse Cornell Sanders II, Pharmacist License #19454
 - E.2 Report on Agreed Board Orders Entered by Executive Director **(Tab 31)**
 - E.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders **(Tab 32)**
 - E.4 Executive Session to Consider Confidential Agreed Board Orders **(Tab 33)**
 - E.5 Discussion of and Action on Proposed Remedial Plans **(Tab 34)**
- 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 35)**
 - F.2 Report on Status of Active/Pending Complaints **(Tab 36)**

G. JW Miscellaneous

G.1 Items to be Placed on Agenda for May 2016 Board Meeting
(Tab 37)

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

- American Society of Health-System Pharmacists (ASHP)
Mid-Year Clinical Meeting, New Orleans, LA
December 6-10, 2015

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

- Technician Informal Conference, Austin, February 18, 2016
(Abeltd)
- Informal Conference, Austin, March 8-10, 2016
(Abeltd)
- Texas Pharmacy Association (TPA)
Leadership Symposium, Austin, TX
March 20-21, 2016
- Technician Informal Conference, Austin, March 24, 2016
(Stine)
- Informal Conference, Austin, April 12-14, 2016
(Dembny)
- Academy of Managed Care Pharmacy (AMCP)
Annual Meeting, San Francisco
April 19-22, 2016
- Texas Society of Health-System Pharmacist (TSHP)
Annual Seminar, Frisco, TX
April 20-24, 2016
- Technician Informal Conference, Austin, April 21, 2016
(Mendoza)
- TSBP Board Business Meeting, Austin
May 3-4, 2016

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.