



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

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

Board Business Meeting

Tuesday, May 7, 2019
9:00 a.m. – Conclusion

A G E N D A

A. Announcements

- Meeting Procedures
- Board Members
- Staff
- Continuing Education

B. Discussion and Approval of Minutes (Tab 01)

- TSBP Board Business Meeting Held February 5, 2019
- TSBP Board Member Training Session Held November 5, 2018

C. Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

C.1.1 Amendments to §281.7 Concerning Grounds for Discipline of Pharmacist License Relating to Inspection Warning Notices

(Tab 02)

C.1.2 Amendments Concerning Electronic Licensing Documentation

C.1.2.1 Amendments to §283.4 Concerning Pharmacist-Intern Identification and Duplicate

- or Amended Certificate (Tab 03)
- C.1.2.2 Amendments to §295.1 Concerning Pharmacist Change of Name and Amended License or Certificate (Tab 04)
- C.1.2.3 Amendments to §295.5 Concerning Pharmacist Duplicate or Amended Certificate Fees (Tab 05)
- C.1.2.4 Amendments to §297.4 Concerning Pharmacy Technician and Trainees Duplicate or Amended Certificate Fees (Tab 06)
- C.1.3 Amendments to §283.6 Concerning Preceptor Requirements for Display or Certificate (Tab 07)
- C.1.4 Amendments to §291.17 Concerning Annual Inventory of Class C or C-S Pharmacy (Tab 08)
- C.1.5 Amendments Concerning Technicians Working Remotely
 - C.1.5.1 Amendments to §291.32 (Tab 09)
 - C.1.5.2 Amendments to §291.123 (Tab 10)
 - C.1.5.3 Amendments to §291.153 (Tab 11)
- C.1.6 Amendments Concerning Theft or Significant Loss Reports
 - C. 1.6.1 Amendments to §291.34 (Tab 12)
 - C. 1.6.2 Amendments to §291.55 (Tab 13)
 - C. 1.6.3 Amendments to §291.75 (Tab 14)
 - C. 1.6.4 Amendments to §291.76 (Tab 15)
 - C. 1.6.5 Amendments to §291.151 (Tab 16)
- C.1.7 Amendments to §315.2 Concerning Official Prescription Forms (Tab 17)
- C.1.8 Amendments to §315.15 Concerning Access Requirements (Tab 18)

C.2 Proposal of Rules

C.2.1 New Rule §281.14 Concerning Vendor Protest Procedures
(Tab 19)

C.2.2 Amendments to §281.15 Concerning Negotiated Rulemaking
(Tab 20)

C.2.3 New Rule §281.16 Concerning Alternative Dispute Resolution
(Tab 21)

C.2.4 Amendments to §281.19 Vehicles (Tab 22)

C.2.5 Amendments to §283.11 Examination Retake Requirements
(Tab 23)

C.2.6 Amendments to §295.8 Continuing Education Requirements
(Tab 24)

C.2.7 Amendments Concerning Fees (Tab 25)

C. 2.7.1 Amendments to §291.6 Concerning Pharmacies
(Tab 26)

C. 2.7.2 Amendments to §295.5 Concerning Pharmacists
(Tab 27)

C. 2.7.3 Amendments to §297.4 Concerning Pharmacy
Technicians and Pharmacy Technician Trainees
(Tab 28)

C.3 Rule Reviews in Accordance with Government Code, §2001.039 (Tab 29)

C.3.1 For Proposal:

C.3.1.1 Chapter 291 Concerning Pharmacies (All Classes of
Pharmacies) (§§291.1 – 291.3, 291.5 – 291.11, 291.14-
291.19, 291.22 – 291.24, 291.27 – 291.29) (Tab 30)

C.3.1.2 Chapter 291 Concerning Pharmacies (Clinic Pharmacy
(Class D)) (§§291.91 – 291.94) (Tab 31)

C.3.1.3 Chapter 291 Concerning Pharmacies (Non-Resident
Pharmacy (Class E)) (§§291.101 – 291.106) (Tab 32)

C.3.1.4 Chapter 295 Concerning Pharmacists (§§295.1 – 295.9,
§§295.11-295.16) (Tab 33)

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

- D.1 Financial Update
 - D.1.1 Consideration of Material Changes to Contracts for Goods and Services Awarded Under Chapter 2155 of Texas Government Code (Tab 34)
 - D.1.2 Review of FY2019 Second Quarter Expenditures (Tab 35)
 - D.1.3 Review of Board Member Travel Budget (Tab 36)
- D.2 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
 - D.2.1 Update on Number of Participating Individuals (Tab 37)
 - D.2.2 Professional Recovery Network (PRN) Presentation and Discussion Concerning PRN Expenditures and Activities (Tab 38)
- D.3 Review and Approval of TSBP FY2019 *Annual Internal Audit Report* (Tab 39)
- D.4 Update on Taskforce on *Guidelines for Establishing Pharmacist Peer Review Committees* (Tab 40)
- D.5 Update on Mobile Inspection Program (Tab 41)
- D.6 Discussion Concerning E-prescriptions (Tab 42)
- D.7 Discussion Concerning Working Conditions in Community Pharmacies (Tab 43)
- D.8 Discussion Concerning National Association of Boards of Pharmacy Proposed Resolutions (Tab 44)
- D.9 Review and Approval of *FY2020 Calendar of Events* (Tab 45)
- D.10 Report on the Prescription Monitoring Program (Tab 46)
- D.11 Update on Legislation Being Considered During the 86th Texas Legislative Session that has an Impact on TSBP and/or the practice of Pharmacy. (Tab 47)

E. Consideration of and Possible Action Concerning the Following Enforcement Reports

- E.1 Report on Complaints Closed and Dismissed During the Previous Quarter (Tab 48)
- E.2 Report on Status of Active/Pending Complaints (Tab 49)

F. Disciplinary Orders

- F.1 Report on Agreed Board Orders Entered by Executive Director (Tab 50)
- F.2 Discussion of and Action on Proposed Agreed Board Orders and Default Orders (Tab 51)
- F.3 Executive Session to Consider Confidential Agreed Board Orders (Tab 52)
- F.4 Discussion of and Action on Proposed Remedial Plans (Tab 53)

G. Miscellaneous

- G.1 Items to be Placed on Agenda for August 2019 Board Meeting (Tab 54)
- G.2 Discussion of Upcoming Meetings
- Technician Informal Conference, Austin, May 23, 2019 (Wiesner)
 - Informal Conference, Austin, June 4 – June 6, 2019 (Wiesner/Tijerina)
 - Technician Informal Conference, Austin, June 27, 2019 (Lewis)
 - Informal Conference, Austin, July 9 – July 10, 2019 (Wiesner/Henke)
 - Technician Informal Conference, Austin, July 25, 2019 (Tijerina)
 - TSBP Board Business Meeting, Austin August 6, 2019

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 Robbi Dana 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.