



TEXAS STATE BOARD OF PHARMACY

Texas State Board of Pharmacy

Board Business Meeting

**1106 Clayton Lane, Room 125E
Austin, Texas 78723**

Tuesday, November 1, 2022
9:00 a.m. – Conclusion

A G E N D A

Any person wishing to address the Board regarding an agenda item during the public meeting must submit a Public Comment Request form at <https://www.pharmacy.texas.gov/about/board-meetings/public-comment-form/> by 5:00 p.m., October 28, 2022. *Any requests for oral public comment received after the deadline will not be granted.* Oral comments will be limited to Board Meeting Agenda Items. For assistance with accessing or submitting the Public Comment Request form, please email execassist@pharmacy.texas.gov.

Mission Statement

The Texas State Board of Pharmacy, as a leader in protecting the public health of the citizens of Texas, shall uphold quality standards for licensing and facilitate regulation that promotes innovative, multidisciplinary, and collaborative practices and education which produce quality care and positive patient outcomes.

A. Announcements

- Meeting Procedures
- Board Members
- Continuing Education

B. Discussion and Approval of Minutes

- TSBP Board Business Meeting Held August 2, 2022

C. Discussion of and Possible Action Regarding Rules

C.1 Final Adoption of Rules

- C.1.1** Amendments Concerning Return of Prescription Drugs
 - C.1.1.1** Amendments to §291.8
 - C.1.1.2** Amendments to §291.33
- C.1.2** Amendments to §291.73 Concerning Class C Pharmacy Personnel
- C.1.3** Amendments Concerning Continuing Education Requirements
 - C.1.3.1** Amendments to §295.8 Concerning Pharmacists
 - C.1.3.2** Amendments to §297.8 Concerning Pharmacy Technicians

C.2 Proposal of Rules

- C.2.1** Amendments to §291.76 Concerning Class C Pharmacies Located in a Freestanding Ambulatory Surgical Center
 - C.2.2** Amendments to §291.104 Concerning Non-Resident Pharmacy (Class E) Operational Standards
 - C.2.3** Amendments to §303.1 Concerning Destruction of Dispensed Drugs
 - C.2.4** Amendments to §315.6 Concerning Pharmacy Responsibility – Electronic Reporting
- C.3** Rule Reviews in Accordance with Government Code, Section §2001.039

C.3.1 For Proposal

- C.3.1.1** Chapter 291 Concerning Pharmacies (All Classes of Pharmacies) (§§291.1 – 291.11, 291.14 – 291.19, 291.22 – 291.24, 291.27 – 291.29)
- C.3.1.2** Chapter 291 Concerning Pharmacies (Clinic Pharmacy (Class D)) (§§291.91 – 291.94)

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

- D.1 Report on Compounding Advisory Group
- D.2 Report on Prescription Monitoring Program Advisory Committee (as required by Health and Safety Code §481.0767)
- D.3 Report on Interagency Prescription Monitoring Program Work Group

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

- E.1 Financial Update
 - E.1.1** Review of FY2022 Expenditures
 - E.1.2** Review of Board Member Travel Budget
 - E.1.3** Consideration of Material Changes to Contracts for Goods and Services Awarded Under Chapter 2155 of Texas Government Code
 - E.1.4 Update on Legislative Appropriations Request for FY2024-2025
- E.2 Update Concerning Program to Aid Impaired Pharmacists and Pharmacy Students
 - E.2.1** Update on Number of Participating Individuals
 - E.2.2** Professional Recovery Network (PRN) Presentation and Discussion Concerning PRN Expenditures and Activities by PRN
- E.3** Report on the Prescription Monitoring Program
- E.4 Report on Appeals from State Office of Administrative Hearings Cases and Other Court Actions
- E.5 Report on New Agency Office
- E.6** Discussion Concerning Legal Landscape in Light of Dobbs v. Jackson Women's Health Organization
- E.7 Presentation Concerning Technician Certification for Specialty Pharmacies

E.8 Discussion Concerning Pharmacist Internship and Examination Requirements

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

F.1 Report on Complaints Closed and Dismissed During the Previous Quarter

F.2 Report on Status of Active/Pending Complaints

G. Disciplinary Orders

G.1 Consideration of Proposals for Decision

G.1.1 In the Matter of Jesse Cornell Sanders II, Applicant for Reinstatement

G.1.1.1 Executive Session Concerning the Proposal for Decision in the Matter of Jesse Cornell Sanders II, Applicant for Reinstatement

G.2 Report on Agreed Board Orders and Board Orders Entered by Executive Director

G.3 Discussion of and Action on Proposed Agreed Board Orders and Default Orders

G.4 Discussion of and Action on Proposed Remedial Plans

G.5 Executive Session to Consider Discussion of and Action on Disciplinary Orders

H. Miscellaneous

H.1 Items to be Placed on Agenda for February 7, 2023 Board Meeting

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

- Informal Conferences, November 16, 2022
- Informal Conferences, December 6-8, 2022
- Informal Conferences, January 10-12, 2023
- TSBP Board Business Meeting, February 7, 2023

AGENDA, Board Business Meeting

Tuesday, November 1, 2022

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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 Human Resources at (Voice) 512/305-8000, (FAX) 512/305-8075, (TDD) 1-800/735-2989 or (email) Human.Resources@pharmacy.texas.gov. Requests for reasonable accommodations should be made five working days prior to the meeting so that appropriate arrangements can be made.