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## TEXAS STATE BOARD OF PHARMACY

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1701 Congress Ave., Suite 1-100  
Austin, Texas  
and via Videoconference  
Tuesday, March 28, 2023

### MINUTES<sup>1</sup>

#### BOARD BUSINESS MEETING

##### Tuesday, March 28, 2023

President Julie Spier, R.Ph., present at the meeting location, called the meeting to order at 9:04 a.m. Other Board Members present via videoconference were Vice President Suzette Tijerina, R.Ph.; Treasurer Donna Montemayor, R.Ph.; Rick Fernandez, R.Ph.; Donnie Lewis, R.Ph.; Ian Shaw; and Jenny Downing Yoakum, R.Ph.

Board Members Daniel Guerrero; Lori Henke, Pharm.D.; Bradley A. Miller, Ph.T.R.; and Rick Tisch were not in attendance.

Staff present were Megan Holloway, General Counsel; John Griffith, Litigation Counsel; and Lily Moreno, Executive Assistant. Shayda Bakhshi, Outreach Coordinator, attended via videoconference.

##### **A. Update on Agency Activities**

President Spier provided an update on agency activities since the previous meeting, which included information about the Budget Analyst position, and the status of the Legislative Appropriations Request. President Spier also reported that no bills had been filed to remove the pharmacist requirement from the Executive Director position, prior to the filing deadline on March 10, 2023. She and Ms. Holloway also provided information regarding other legislative updates.

President Spier requested that two additional Board members, Mr. Shaw and Ms. Yoakum, sign off on Board Orders for a pharmacy's failure to operate, which revoke the pharmacy license. Mr. Shaw made the motion to change the

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<sup>1</sup>See agenda and corresponding attachments for supporting materials.

procedure for Board Orders for a pharmacy's failure to operate so that they are signed by President Spier, Mr. Shaw, and Ms. Yoakum. The motion was seconded by Ms. Yoakum and passed unanimously.

**B. Discussion and Possible Action on the Position of Executive Director**

President Spier reported that Board staff had reached out to the Office of the Governor for a waiver, as requested at the last meeting, to allow Ms. Holloway to serve as interim Executive Director, but a response had not yet been received.

President Spier explained that after session ends there will be a clearer idea for the projected salary for the Executive Director position. She indicated that more information may be available at the May 2, 2023, Board meeting, and then the position may be able to be posted in June 2023.

Ms. Holloway indicated that she believes staff can sustain operations currently without filling the Executive Director position. Additionally, President Spier indicated that she and staff will continue to seek Board member assistance as tasks surface.

In response to a question about using the unused Executive Director salary as a bonus to broaden the applicant pool, Ms. Holloway explained that the funds are a separate line item in the budget and Board staff would need to determine if and how those funds could be utilized.

Mr. Miller joined the meeting via videoconference at 9:31 a.m.

President Spier indicated that the hiring committee for the Executive Director position has not been decided yet and will be established later.

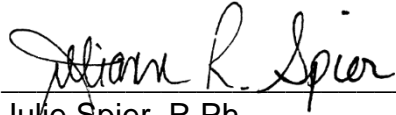
**A. Update on Agency Activities, continued**

President Spier reported that Mr. Fernandez, Ms. Montemayor, Mr. Shaw, and herself would be attending the National Association of Boards of Pharmacy Annual Meeting in the second week of May 2023, and indicated that there was a potential for a grant to help with the costs.

Mr. Lewis made a motion to adjourn the meeting. The motion was seconded by Ms. Montemayor and passed unanimously.

President Spier adjourned the meeting at 9:35 a.m.

APPROVED:



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Julie Spier, R.Ph.  
President



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Suzette Tijerina, R.Ph.  
Vice President and Secretary *pro tempore* for purpose of authenticating minutes in  
absence of Executive Director/Secretary

May 2, 2023