



TEXAS STATE BOARD OF PHARMACY

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

MINUTES¹

BOARD BUSINESS MEETING

Wednesday, March 1, 2023

President Julie Spier, R.Ph., present at the meeting location, called the meeting to order at 9:03 a.m. Other Board Members present via videoconference were Vice President Suzette Tijerina, R.Ph.; Treasurer Donna Montemayor, R.Ph.; Rick Fernandez, R.Ph.; Daniel Guerrero; Lori Henke, Pharm.D.; Donnie Lewis, R.Ph.; and Jenny Downing Yoakum, R.Ph.

Board Members Ian Shaw and Rick Tisch were not in attendance.

Board Member Bradley A. Miller, Ph.T.R., joined the meeting via videoconference at 9:06 a.m.

Staff present at the meeting location were Megan Holloway, General Counsel; John Griffith, Litigation Counsel; Ann Driscoll, Ph.T.R., Operations Director; and Eamon Briggs, Deputy General Counsel. Lily Moreno, Executive Assistant, and Shayda Bakhshi, Outreach Coordinator, attended via videoconference.

A. Discussion and Possible Action on the Position of Executive Director

President Spier provided an update on agency activities and changes in procedures since the previous meeting and following the vacancy of the Executive Director position. President Spier also reported on the status of the Legislative Appropriations Request (LAR) and reviewed the testimony that she and Ms. Holloway provided at the Senate Finance and House Appropriation Committees.

¹See agenda and corresponding attachments for supporting materials.

In response to a question regarding the pharmacist requirement for the position of Executive Director, Ms. Holloway indicated that no bills had been filed regarding changing the requirement.

President Spier explained that there was a strong preference from Board staff to take time in selecting a new Executive Director and a preference to either look at appointing someone who has been with the agency or Board to serve as interim Executive Director or continue with the role vacant. She indicated that Board members have stepped in to attend meetings or presentations and staff is continuing to complete all required duties to protect the public health.

The Board reviewed the benefits of waiting to post the Executive Director position until the end of the legislative session, when the potential salary increase from the LAR and the potential removal of the pharmacist requirement will be determined.

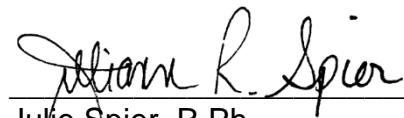
Following discussion, a recommendation was made to request a waiver from the Office of the Texas Governor to allow the General Counsel to serve as Interim Executive Director. Additionally, a motion was made by Mr. Guerrero to have staff look into the possibility of a non-pharmacist serving in the capacity of Executive Director through legislative action. The motion was seconded by Rick Fernandez and passed with 5-3-0, with Ms. Henke, Mr. Lewis, and Mr. Lewis opposed.

The Board scheduled their next meeting for March 28, 2023, at 9:00 a.m.

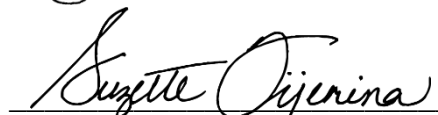
Ms. Yoakum made a motion to adjourn the meeting. The motion was seconded by Mr. Guerrero and passed unanimously.

President Spier adjourned the meeting at 10:17 a.m.

APPROVED:



Julie Spier, R.Ph.
President



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

May 2, 2023