



Texas State Board of Pharmacy M E M O R A N D U M

DATE: February 2, 2022

TO: Board Members
Staff
Interested Parties

FROM: John Griffith
Litigation Counsel

SUBJECT: Rules adopted and proposed at the February 1, 2022, Board Meeting

ADOPTED RULES

CHAPTER 283. LICENSING REQUIREMENTS FOR PHARMACISTS

§283.4

The Texas State Board of Pharmacy adopts amendments to §283.4 concerning Internship Requirements. The amendments specify that a person may not have previously failed the NAPLEX or Texas Pharmacy Jurisprudence Examination to be designated an extended-intern as a resident in a residency program accredited by the American Society of Health-System Pharmacists and correct grammatical errors.

CHAPTER 291. PHARMACIES

SUBCHAPTER B. COMMUNITY PHARMACY (CLASS A)

§291.29

The Texas State Board of Pharmacy adopts amendments to §291.29 concerning Professional Responsibility of Pharmacists. The amendments establish the determination of a valid prescription issued as a result of teledentistry dental services, in accordance with House Bill 2056, or telemedicine medical services.

§291.34

The Texas State Board of Pharmacy adopts amendments to §291.34 concerning Records. The amendments extend the time period for a pharmacist to dispense prescription drug orders for Schedule II controlled substances issued by a practitioner in another state to the end of the thirtieth day after the date the prescription is issued to be consistent with federal law and correct a citation reference.

PROPOSED RULES

CHAPTER 281. ADMINISTRATIVE PRACTICE AND PROCEDURES

SUBCHAPTER C. DISCIPLINARY GUIDELINES

§281.66

The Texas State Board of Pharmacy proposes amendments to §281.66 concerning Application for Reissuance or Removal of Restrictions of a License or Registration. The amendments, if adopted, specify the number of continuing education and internship hours required for reinstatement of a license to practice pharmacy.

CHAPTER 291. PHARMACIES

SUBCHAPTER G. SERVICES PROVIDED BY PHARMACIES

291.121

The Texas State Board of Pharmacy proposes amendments to §291.121, concerning Remote Pharmacy Services. The amendments, if adopted, remove the limitation on duplicating drugs stored in emergency medication kits.

RULE REVIEW

The Texas State Board of Pharmacy adopted the review of Chapter 291 Concerning Pharmacies (Nuclear Pharmacy (Class B)) (§§291.51 – 291.55) pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules.

The Texas State Board of Pharmacy adopted the repeal of Chapter 305 Concerning Educational Requirements (§§305.1 – 305.2) pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules.

The Texas State Board of Pharmacy adopted the review of Chapter 309 Concerning Generic Substitution (§§309.1 – 309.8) pursuant to the Texas Government Code §2001.039, regarding Agency Review of Existing Rules.