

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LIII: Pharmacists

Chapter 1. Introduction

§105. Board Procedures

A. – C.2. ...

D. Open Meetings via Electronic Means1. Agency Ineligibility

a. The board does not meet the criteria pursuant to Act 393 of the 2023 Legislature to be eligible to conduct open public meetings via electronic means, because it does not conduct at least six regularly scheduled meetings in a calendar year.

2. Disability Accommodations

a. Despite ineligibility to conduct open meetings via electronic means, nonetheless the board is obligated to provide for participation via electronic means on an individualized basis by people with disabilities.

b. People with disabilities are defined as any of the following:

i. A member of the public with a disability recognized by the Americans with Disabilities Act (ADA);

ii. A designated caregiver of such a person; or

iii. A participant member of the board with an ADA-qualifying disability.

c. The board shall ensure that the written public notice for an open meeting, as required by R.S. 42:19, includes the name, telephone number, and email address of the board representative to whom a disability accommodation may be submitted.

d. Upon receipt of an accommodation request, the designated board representative is only permitted to ask if the requestor has an ADA-qualifying disability or is a caregiver of such a person (yes or no). The requestor shall not be required to complete a medical inquiry form or disclose the actual impairment or medical condition to support a disability accommodation request.

e. The designated board representative shall provide the requestor with the accommodation, including the teleconference and/or video conference link, for participation via electronic means as soon as possible following receipt of the request, but no later than the start of the scheduled meeting.

f. Participation via electronic means shall count for purposes of establishing quorum and voting.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1182.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 14:708 (October 1988), effective January 1, 1989, amended LR 29:2076 (October 2003), effective January 1, 2004, amended LR