

CONTROLLED SUBSTANCE MONITORING DATABASE COMMITTEE

POLICY REGARDING THE SHARING OF PATIENT INFORMATION WITH INSURERS

Over the last few weeks the CSMD Program has received a number of inquiries regarding sharing information contained in the CSMD with insurers. The CSMD committee takes no position regarding the sharing of information contained in the CSMD with insurers except to state that any such sharing must conform to the law.

The Prescription Safety Act of 2016 explicitly provides that CSMD reports may be placed in a medical record and that “[o]nce placed in a patient’s medical records, [a CSMD report] shall be subject to disclosure on the same terms and conditions as medical records.” TENN. CODE ANN. § 53-10-306(h)(4).

As such, under the Prescription Safety Act, it is legally permissible to share CSMD reports contained within a medical record as long as that sharing is in compliance with all other legal requirements.

Adopted by the Controlled Substance Monitoring Database Committee the 21st Day of March, 2017