

CONTROLLED SUBSTANCE MONITORING DATABASE
COMMITTEE MEETING
January 26, 2015
665 Mainstream Drive, Iris Room
Nashville, TN
Minutes

MEMBERS PRESENT

Dr. Michael Baron, Board of Medical Examiners, Chairperson
Dr. Reginald Dilliard, Board of Pharmacy
Dr. Jason Kizer, Board of Pharmacy
Dr. Kim Johnson, Board of Veterinary Medicine
Mr. Omar Nava, Committee on Physician Assistants
Ms. Rosemarie Otto, Executive Director, Health Related Boards
Ms. Patricia Eller, Board of Medical Examiners, Vice Chairperson
Ms. Maegan Martin, Executive Director, Board of Medical Examiners
Ms. Joyce McDaniel, Board of Pharmacy
Dr. David Sables, Board of Podiatry
Mr. Brent Earwood, Board of Nursing

MEMBERS ABSENT

Dr. Richard Orgain, Board of Optometry
Dr. Donald Polk, Board of Osteopathy
Dr. Katherine Hall, Board of Dentistry

STAFF PRESENT

Dr. Mitchell Mutter, Special Projects
Dr. Todd Bess, Director of Controlled Substance Monitoring Database
Mr. Christopher Smith, Assistant General Counsel
Ms. Denise Moran, Executive Director, Office of Investigations
Ms. Sheila Bush, Administrative Manager
Ms. Elizabeth Lund, Executive Director, Board of Nursing
Ms. Debora Sanford, Project Manager

The Controlled Substance Monitoring Database Committee convened on Monday, January 26, 2015, in the Iris Room, 665 Mainstream, Nashville, TN. Dr. Baron called the meeting to order at 9:00 a.m. and requested that each member introduce themselves. A quorum of the members were present.

Dr. Baron mention to the group that we are live streaming so please make sure the green light is on and speak in your microphone. Dr. Baron also introduced the new Executive Director of the Controlled Substance Monitoring Database, Dr. David Todd Bess.

Minutes

Dr. Baron asked had everyone read the minutes from the last meeting, and if so can we have a motion to approve the minutes. Joyce McDaniel's made the motion to accept the minutes from the October 21, 2014 committee meeting. Dr. Dilliard seconded the motion; move by acclamation the minutes were approved.

CSMD Director's Report

Dr. Bess stated that 2014 data is available and our team is working hard to analyze those data. In analyzing the data as far back as 2010 we saw a rise in morphine milligram equivalents, but in the last two years we have seen a decline in morphine milligram equivalents. This speaks volumes because of the partnerships we have with health care regulatory boards, law enforcement, the support from the administration, and the legislature. We have the logic in the system to help everyone identify doctor/pharmacy shoppers, and for the last three years we have seen a decline in these numbers.

Dr. Bess stated that we have been working with Dr. Tim Jones, the State Epidemiologist on the CDC grant. We have hired an epidemiologist for the grant, and after the epidemiologist comes aboard we will hire a Clinical Applications Coordinator. We were also awarded a smaller CDC grant that was awarded in January 2015, and we will be able to hire an additional epidemiologist out of the smaller grant.

Dr. Bess gave the committee an update on the survey that we sent out to prescribers. The leading reason why prescribers are checking the database is largely due to legislative efforts that requires prescribers to check the database. What was very encouraging is prescribers report checking the database on new patients as their second most common reason for checking the CSMD. The emergency room department is another area that is showing a lot of uptake in CSMD use, and it will allow them to speed up treatment. Dr. Bess stated that about 90% of the prescribers think that the data in the database is accurate. About 85% of the prescribers and dispenser think that this is a great tool to help decrease doctor/pharmacy shopping. Dr. Baron asked are pharmacists speaking directly with patients about their drug use. Dr. Bess stated that prescribers and dispensers reported speaking directly with the patients about CSMD report and treatment options are being discussed related to drug abuse. Dr. Bess mentioned interstate data sharing. We currently have six states up and running. Of our six states, TN is requesting more reports from other states than we are them except for KY which had started their database prior to TN. We're considering adding states this year such as AL and NC.

We are addressing real time reporting in the CSMD, and we should have that in place by 2016 with the dispensers reporting in more real time with the new daily requirement. The enhancements in the CSMD this past year include the morphine equivalent calculator, identifying NAS with a pink icon, and clinical risk indicators. These enhancements are being utilized by the prescribers and dispensers. The plans for the next year include discussions to automate the law enforcement requests to the CSMD.

Dr. Bess asked if the committee could approve him attending the TPA-Mid Year Meeting, and any travel across the state with Dr. Mutter. Ms. McDaniel made the motion to approve and Mr. Earwood second the motion. The motion carried.

Dr. Bess proposed the meeting schedule for the remainder of this year. Ms. Eller asked are we meeting four times this year or how are we going to do that? Sheila Bush stated she was trying to pick the schedule based on when the Pharmacy Board or other boards didn't meet, but she couldn't get room dates without conflicts. Dr. Dilliard stated that we can call another meeting in between March and August if we need to. Ms. McDaniel asked if we needed a meeting in between March and August can we call a meeting. Dr. Baron stated that he was ok with having at least 5 meetings a year. Dr. Baron asked if there were any other questions, and Dr. Dilliard stated that we are happy to have Dr. David Bess here and we are lucky to have found him at the right time. Dr. Baron asked Dr. Bess to give them a copy of his slides so they could share with their perspective boards.

Director of Special Projects Report

Dr. Mutter mentions that we had a reception on January 12, 2015 and prior to the reception he met with the Chronic Pain Guidelines Panel. The panel expressed interest of staying on the panel to help write the emergency room appendices, and to help update the current guidelines. We will be contacting some emergency room experts to help with writing the emergency room appendices. The Chronic Pain Guidelines committee will also focus on updating the urine drug screens appendices.

The department is trying to secure grants from the Tennessee Hospital Association (THA) for \$250,000 to ease emergency room practices, and \$90,000 range from the Tennessee Chiefs of Police Association to help automate the reports generated to law enforcement. The naloxone education piece has been put together, and is on the Department of Health website.

We had about a 12% decline in morphine milligram equivalent written by the top 50 in 2013 to 2014. We see prescription declining especially on benzodiazepine and opioids. The 2014 legislative initiatives we will try to get to near time reporting by 2016 to the database. We have civil immunity to administering naloxone. Dr. Mutter mentioned that methadone has dramatically declined, and we will still look at trends. We will start going out to speak at the coalitions, and he will be speaking in Roane County on January 27, 2015. Ms. Eller asked are you seeing any change in the top 50 at all is the mix shifting. Dr. Mutter stated that 41 out of the 50 were APN's and PA's. The number one person drop from 51 to 49 million, but she is still number one. Dr. Baron asked are we seeing any movement with money to increase the number of treatment facilities. Dr. Mutter mentions that is handled through the Department of Mental Health and Substance Abuse.

OGC Report

Mr. Christopher Smith gave the disciplinary action report related to Controlled Substances through December 2014. The Board of Medical Examiners had twenty-nine cases; Board of

Nursing nineteen cases; Board of Pharmacy three cases; Podiatry Board one case; Physician Assistant had two cases; Osteopathic, Dental, and Veterinary Boards had no cases to report since the last meeting.

Senate Bill 21

Would affect the dispensing of a ninety (90) supply of opioids and benzodiazepines and currently you can write no more than a thirty day supply. The bill would not change that requirement, but would allow it to be done for the following categories: people who are 65 and older, people in a nursing home, and ABCMD.

The driver's license rule went into effect as of November 27, 2014, and it is a part of this committee rules now. The Office of General Counsel is looking at rules for ARCOS reporting, but it is in the draft stage as of right now.

Dr. Baron asked does federal law trumps local law, and the federal law does allow you to write for 90 day supply prescriptions how would that work? Mr. Smith stated that federal law does require that you can write multiple prescriptions, but Tennessee law can be more restrictive than the federal law. Ms. Eller asked if they could get a map of all disciplinary actions taken so she can see just where they are located.

Bureau of Investigations

Ms. Moran informed the committee that in 2013 they had 39 audits; 19 coming from complaints and 18 random. In August 2014 we were ask to increase those numbers, and we were asked to do 100 audits. We met actually exceeded our goal of 100 to 111; 35 from complaints and 76 from random. We were able to meet our goal and we have our first quarter 2015 of 27 assigned. We had 3 disciplinary actions applied against pain clinics.

We will hire an advance practice nurse and part of time their time will be to help review complaints pertaining to pain management clinics. Training an implementation of SB 1663 that became effective January 1, 2015 that discuss dispensing issues have been set out in the rules, which is to APN's and PA's need to notify the board when they start or stop working at a pain management clinics.

Dr. Baron asked when we revoked a certificate was that from a random audit or a complaint? Ms. Moran stated she would need to go back and review the information, but she will have available at the next meeting a map to show this detailed information. Ms. Eller asked are you finding things and are you questioning whether the numbers too high. Ms. Moran stated that our presence out in the community doing audits has helped to make clinics be more compliant.

Legislative Report

Dr. Bess stated that the message we wanted to get across in the executive summary is the increase utilization, the satisfaction of the prescribers and dispensers, and outcomes (one being database performance). We had 99.8% up time and we had three different days where we had down time. About 76% prescribers and 79% dispensers claim that within less than 10 seconds they are receiving their reports on patients. We are seeing an overall decline of 0.9% in the number of prescriptions in the CSMD in 2014; 4.3% decrease in the number of opioids; and 0.4% decrease in the number of benzodiazepines. In 2010, we had a ratio of 14:1 prescription reports; to the number of request; and 2014 we are at 3.7:1. We have a list of acronyms.

Dr. Sable made the motion to accept the 2015 Legislative Report and Ms. Eller second the motion. The legislative report was approved with minor changes from the Chief Medical Officer from the Department of Health.

Exemptions

Dr. Dilliard would like to have an affidavit added to the waiver form for businesses that have a DEA number, but don't dispense control substances just in case their business model ever changes this way we have a way to identify these individuals.

Ms. McDaniel made the motion to approve the following exemptions and/or waiver requests from electronic reporting to the database. Ms. Eller seconded the motion with amendment from Drug Co.. The motion carried.

Name	Business
Lyndsey Oltmans	Riverfrong Pharmacy, LLC
William Soderlund, Jr	Veterniary Pharmacy Corporation dba Vet-Rx Pharmacy
Sarah Spangler	Complete Medical Homecare
Angela Morris	Rite Aid Specialty Pharmacy
Grant E. Knowles	Ardon Health, LLC
Mary Beth Brown	TTU Health Services
John E. Brunner, DVM	Noah's Friends Inc
Michelle Giovannucci	Transition Pharmacy

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Warren Bell	McKesson Patient Care Services Inc
Sasan Kalhor	HHCS Pharmacy dba Freedom Pharmacy
Scott Stanisiaw	KRS Global Biotechnology Inc
Jacqueline Nguyen	Factor Support Network Pharmacy Inc
Spencer Brown	Pet's Choice Pharmacy
Allen Knee	Diabetes Care Rx
Royce Burruss	OncoSource Rx
Deepak Ranade	SykeMed, Inc.
Benjamin Ellert	Cardinal Health 414, LLC
Carrie J. Belsom	Brand Directo Health LLC
Joseph Restivo	Diabetes Management & Supplies Pharmacy
Mark Zilner	Diamond Pharmacy Services
Jill Lambert Bates, DVM	
Shannon Vawter DVM	
Andrew Hanks DVM	
Robert Hanks DVM	
Robert Y Hanks DVM	
Joseph Lettrich	Raindrop Pharmacy, Inc.
Lesa Van Dyke	Pharmacy Specialties, Inc.

The meeting adjourned at 10:55 a.m.

The minutes were approved and ratified at the March 31, 2015 committee meeting.