

Texas Prescription Monitoring Program Implementing New Legislation

**BJA South Regional Meeting
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TEXAS STATE BOARD OF PHARMACY

2015

- In 2015, the 84th Texas Legislature voted to transfer the PMP from DPS to the Texas State Board of Pharmacy.



2015

- Senate Bill 195 moved the Prescription Monitoring Program from the Department of Public Safety to the Board of Pharmacy; and
- Eliminated the Texas Controlled Substance Registration program.
- 9/1/16 - TSBP goes live with the new Prescription Monitoring Program.



Legislation Passed by the 85th Texas Legislature



TEXAS STATE BOARD OF PHARMACY

Sunset Review

- Sunset staff focused on the prescription drug abuse epidemic facing the country and closely evaluated the board's new role over the Prescription Monitoring Program, the state's key tool for keeping track of the prescriptions distributed in Texas for highly addictive drugs such as Vicodin, Xanax, and OxyContin.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor

- **The bill amends** the TCSA to require pharmacies to **send all required information for Schedule II – V prescriptions to the PMP** **not later than the next business day** after the date the prescription is completely filled.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to require **each regulatory agency** that issues a license, to a prescriber to promulgate **specific guidelines for prescribers** regulated by that agency for the **responsible prescribing of opioids, benzodiazepines, barbiturates, or carisoprodol.**



Red Flags

**Texas State Board of Pharmacy "Red
Flags" Checklist for Pharmacies YOU
MIGHT BE A PILL MILL IF...**

Check all that apply:

<input type="checkbox"/>	Your pharmacy fills prescriptions for prescribers who frequently write identical prescriptions for numerous people, indicating a lack of individual dosing.
<input type="checkbox"/>	Long lines are common at your pharmacy with most people presenting prescriptions for controlled substances.
<input type="checkbox"/>	Multiple people arrive at the pharmacy in the same vehicle, or one person is picking up prescriptions for multiple people.
<input type="checkbox"/>	People receive the same controlled substances from multiple prescribers.
<input type="checkbox"/>	Multiple people with the same address present prescriptions from the same prescriber.
<input type="checkbox"/>	People often seek early refills.
<input type="checkbox"/>	You rely solely on the prescriber's representation that prescriptions are legitimate.
<input type="checkbox"/>	You feel compelled to hire "security" to prevent problems.
<input type="checkbox"/>	People pay with cash or credit card more often than through insurance.
<input type="checkbox"/>	Your pharmacy charges and people are willing to pay more for controlled substances than they would at nearby pharmacies.
<input type="checkbox"/>	People comment about the price of the drugs on the street, refer to the drugs by their "street names," or ask for a specific colored pill or liquid.
<input type="checkbox"/>	Multiple people, particularly those who are not regular patrons, bring in prescriptions for controlled substances from the same prescriber.
<input type="checkbox"/>	Drugs prescribed are inconsistent with the prescriber's area of practice.
<input type="checkbox"/>	The prescriber of the drugs is located a significant distance from your pharmacy.
<input type="checkbox"/>	The person's address is a significant distance from your pharmacy and/or from the prescriber's office.
<input type="checkbox"/>	The Texas PMP system indicates that persons are obtaining prescriptions for the same drugs from multiple prescribers, or that persons are filling prescriptions for the same drugs at multiple pharmacies.
<input type="checkbox"/>	The prescriptions for controlled substances contain nonspecific or no diagnoses.
<input type="checkbox"/>	The prescriptions brought to the pharmacy are frequently for hydrocodone, oxycodone, tramadol, alprazolam, and/or carisoprodol, or any combination of these drugs.
<input type="checkbox"/>	Dangerous drugs or OTC products (such as multi-vitamins or laxatives) are added to controlled substance

5-5-5 Alerts

▼ ⚠ Suspected Prescriber/Pharmacy Shopper

🕒 08/31/2017

Please note that this person has received controlled substances prescriptions written by **10** prescribers and had them filled at **6** pharmacies during the past **3** months. This equals or exceeds the threshold of **5** prescribers and **5** pharmacies and while there may be a valid reason for this, it also may be indicative of the practice of prescriber and pharmacy shopping.

The information in the PMP database and reports generated from the information may contain errors resulting from the information submitted by dispensers. The Texas State Board of Pharmacy recommends independent verification of the patient prescription information with pharmacies and prescribers when prudent or necessary. The data available from other state Prescription Monitoring Programs is based on the data submitted by the dispensers in the specific state in accordance with their state's reporting requirements.

PATIENT'S COUNTS

Prescribers: 10

Pharmacies: 6

Time Frame: 3 Months

ALERT THRESHOLDS

Prescribers: 5

Pharmacies: 5

HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA to require a regulatory agency** that issues a license to a prescriber **to periodically access the PMP** to determine whether a prescriber is engaging in potentially harmful prescribing patterns or practices.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to specify that in determining if a potentially harmful pattern is occurring, the regulatory agencies, at a minimum, shall consider the:
 - **# of times a prescriber prescribes opioids,** benzodiazepines, barbiturates, or carisoprodol; and
 - **Patterns of prescribing combinations** of these drugs and other dangerous combinations of drugs identified by TSBP.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to specify that if, during a periodic check, a regulatory agency finds evidence that a prescriber may be engaging in potentially harmful prescribing patterns or practices, **the regulatory agency may notify that prescriber.**



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to specify that a regulatory agency that issues a license, **to a prescriber or dispenser** shall provide **TSBP with any necessary information**, including contact information for the notifications and to register the prescriber or dispenser with **the PMP.**



PRESCRIPTION MONITORING PROGRAM

FY2017 Quarterly Reports

	1 st Quarter	2 nd Quarter	3 rd Quarter	4 th Quarter	Year-to-Date
Registered Users	43,227	5,494	4,773	5,148	58,642
Searches	800,041	982,602	1,113,526	1,279,436	4,175,605
Prescriptions Dispensed	10,123,585	10,092,111	9,856,895	9,346,925	39,419,516

HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to specify that **after 9/1/2019**, a RPh or prescriber authorized access the PMP, other than a veterinarian, **shall access** the PMP for the patient **before prescribing or dispensing:**
 - Opioids;
 - Benzodiazepines;
 - Barbiturates; or
 - Carisoprodol.



Data from the PMP- FY2017

Controlled Substance Dispensed	# Rxs Dispensed	% of the 4 Controlled Substances Dispensed	% of ALL Controlled Substances Dispensed
Barbiturates	192,974	<1%	<1%
Benzodiazepines	8,308,209	31%	21%
Carisoprodol	528,543	2%	1%
Opioids	17,984,222	66%	45%
Total of Above Controlled Substances Dispensed	<u>27,013,858</u>		<u>68%</u>
Total of Other Controlled Substance Dispensed	12,405,658		32%
Grand Total of All Controlled Substance Dispensed	<u>39,419,516</u>		

BARBITURATES, BENZODIAZEPINES, CARISIPRODOL AND OPIOIDS REPRESENT 68% OF ALL CONTROLLED SUBSTANCES DISPENSED DURING THIS PERIOD

HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA** to specify that a **dispenser** is not subject to the grounds for discipline requirements **if:**
 - **It is clearly noted in the prescription** record that the patient has been diagnosed with cancer or is receiving hospice care.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill amends the TCSA to specify** that a prescriber or dispenser is **not subject to the requirements mandatory lookup** **IF** the prescriber or dispenser **makes a good faith attempt to comply** but is unable to access PMP because of circumstances outside the control of the prescriber or dispenser.



HB 2561 by Rep. Senfronia Thompson/Sen. Van Taylor (cont.)

- **The bill adds** a new Sec. 481.0764 to the Texas Controlled Substances Act (TCSA) titled “*Reports of Wholesale Distributors*” to **require wholesalers to report to TSBP the sale of a controlled substance** made by the distributor to a person in this state.



Texas Prescription Monitoring Program Social Media



www.facebook.com/TexasPMP

twitter.com/TexasPMP

- The Texas PMP Facebook and Twitter pages will offer news and updates specific to the program.
- Both accounts will contain the same information.

Texas PMP Contact

EMAIL

texaspmp@pharmacy.texas.gov

PHONE

(512) 305-8050



Thank you!



TEXAS STATE BOARD OF PHARMACY