

The webinar will begin shortly

PDMMPs and the Courts: Part 1

Overview of PDMMPs



Prescription Drug Monitoring Program Training and Technical Assistance Center

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PDMPs and the Courts: Part 1

Overview of PDMPs



Statement of the Problem

- Almost 2 million Americans abused or were dependent on prescription opioids in 2014
- An estimated 10 million people used prescription opioids for nonmedical use in 2014
- There were an estimated 64,070 drug overdose deaths in the U.S. in 2016
 - An estimated 42,249 were due to opioids
 - Almost 61% of all drug overdose deaths occurring in 2014 (47,055) involved an opioid (26,647)*
- Opioid overdoses continue to increase
 - An estimated 33,091 in 2015

CDC. Wide-ranging OnLine Data for Epidemiologic Research (WONDER) (2012). Cited in CDC, Drug Overdose in the United States: Fact Sheet, <http://www.cdc.gov/homeandrecreationalsafety/overdose/facts.html>

Sources:

https://www.samhsa.gov/data/sites/default/files/report_3187/ShortReport-3187.html

<https://www.cdc.gov/drugoverdose/data/statedeaths.html>

Opioid Epidemic

- Different from any other drug epidemic
 - Manufactured by pharmaceutical companies
 - Distributed throughout our health-care system
 - Prescribed by physicians and other licensed professionals
 - Dispensed by pharmacies
- Challenge: Need to balance enabling medical use with preventing misuse and abuse

Responding to the Epidemic

- Implementing the CDC "Guideline for Prescribing Opioids for Chronic Pain"
- Improving access to and use of prescription drug monitoring programs
- Enhancing naloxone distribution and other harm-reduction approaches
- Improving linkage to treatment
- Supporting law enforcement strategies to reduce the illicit opioid supply

Sources: Rose, A., M.S.P.H.; Puja, Seth, Ph.D.; Felicita, David, M.S.; Lawrence Scholl, Ph.D. Increases in Drug and Opioid-Involved Overdose Deaths—United States, 2010–2015
CDC Morbidity and Mortality Weekly Report, December 16, 2016, http://www.cdc.gov/mmwr/volumes/65/wr/mm65051e1.htm?s_cid=mm65051e1_w.

A MULTIFACETED COLLABORATIVE PUBLIC HEALTH AND LAW ENFORCEMENT APPROACH IS URGENTLY NEEDED

Sources: Rose, A., M.S.P.H.; Puja, Seth, Ph.D.; Felicita, David, M.S.; Lawrence Scholl, Ph.D.
Increases in Drug and Opioid-Involved Overdose Deaths—United States, 2010–2015

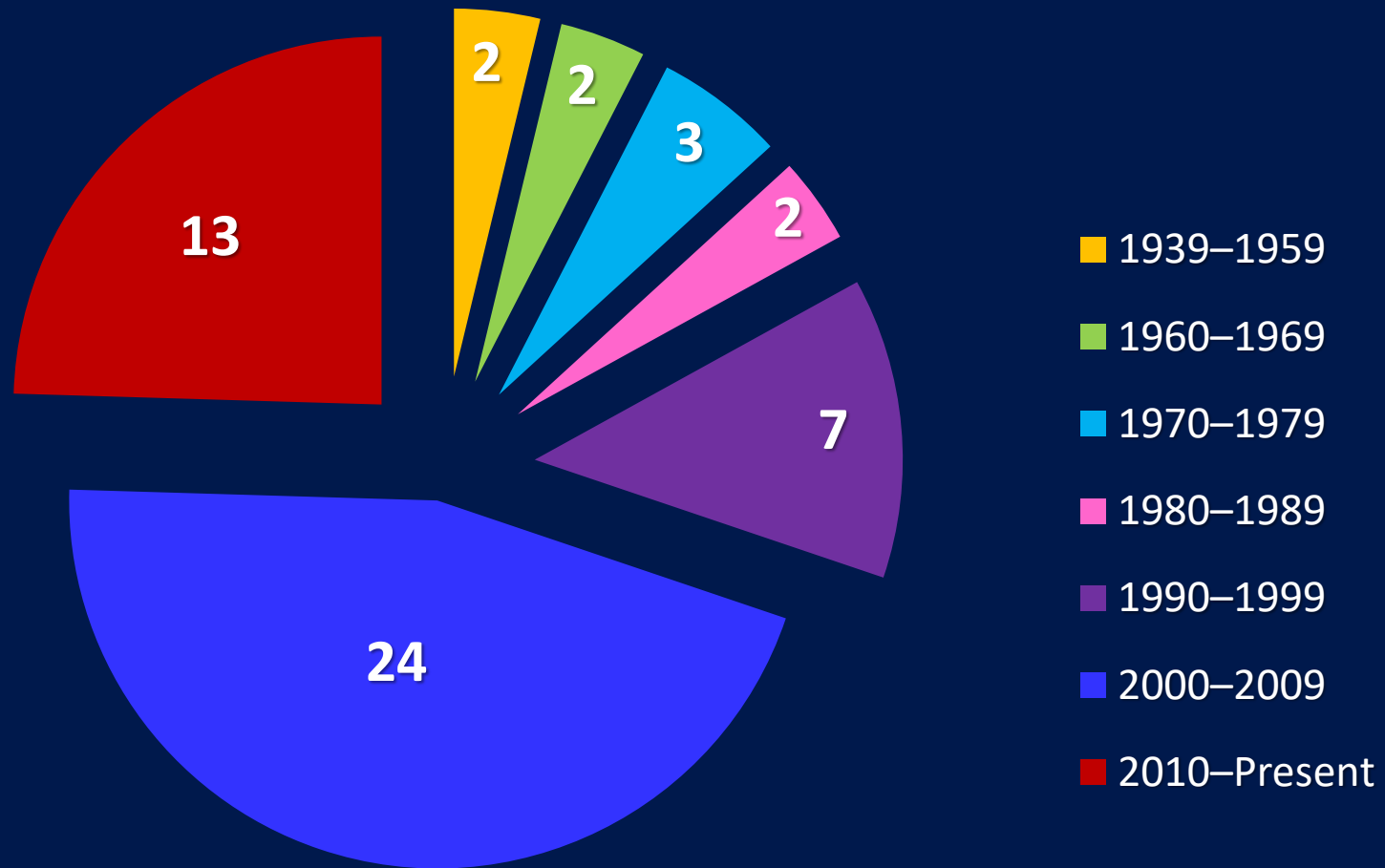
CDC Morbidity and Mortality Weekly Report, December 16, 2016,
http://www.cdc.gov/mmwr/volumes/65/wr/mm65051e1.htm?s_cid=mm65051e1_w.

History of PDMPs

First Prescription Drug Monitoring Program

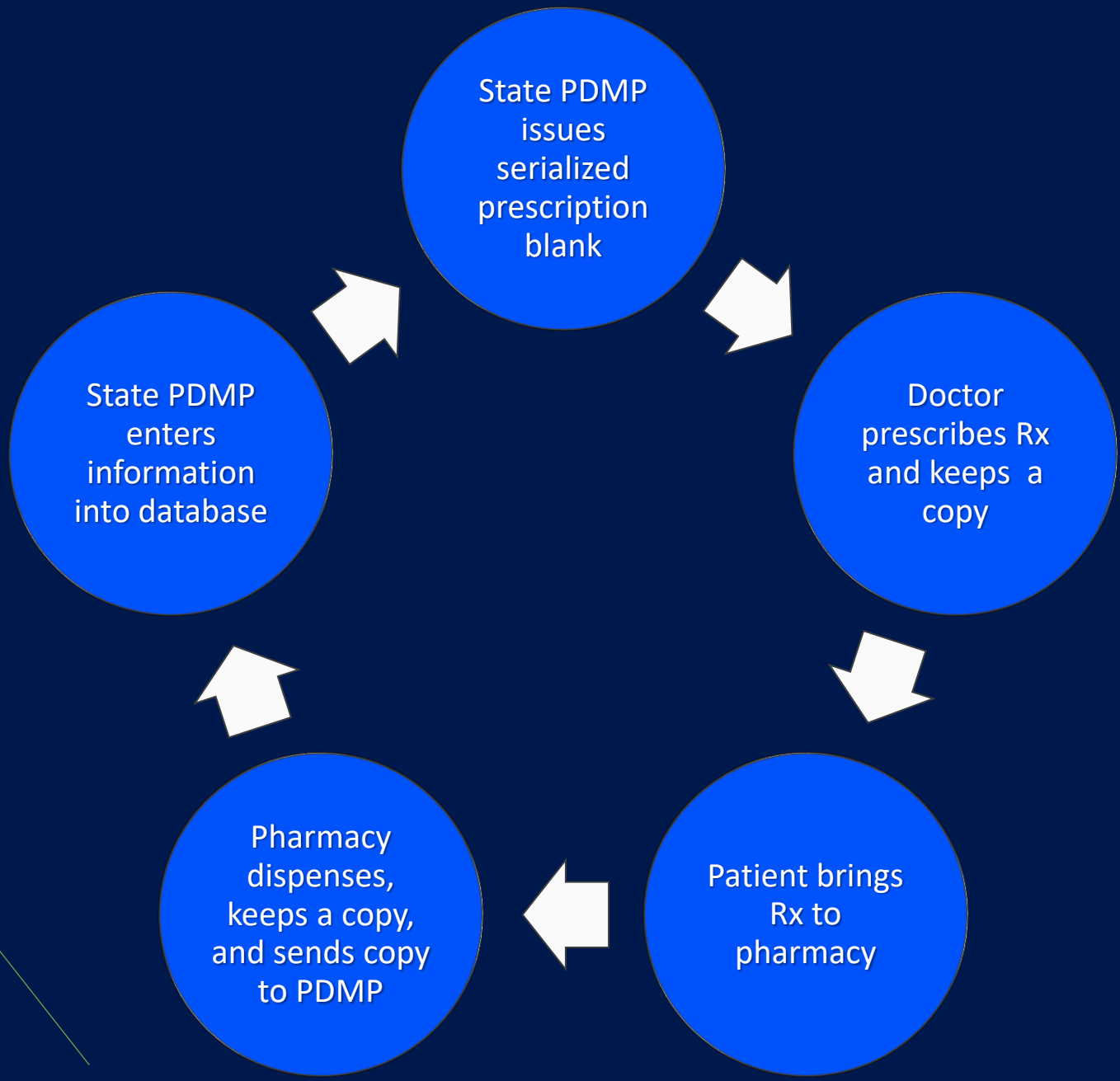
- New York State 1918
- Drugs
 - Cocaine
 - Morphine
 - Heroin
- State's role
- Doctor's role
- Pharmacist's role
 - Copy to state within 24 hours of dispensing

Enactments of PDMPs



Early PDMPs: Characteristics

- Purpose of PDMPs
 - Law enforcement
 - Curtail diversion
- Collected ONLY Schedule II drugs
- Use of state-issued prescriptions
- Frequency of collecting data
 - 30 days from time of dispensing



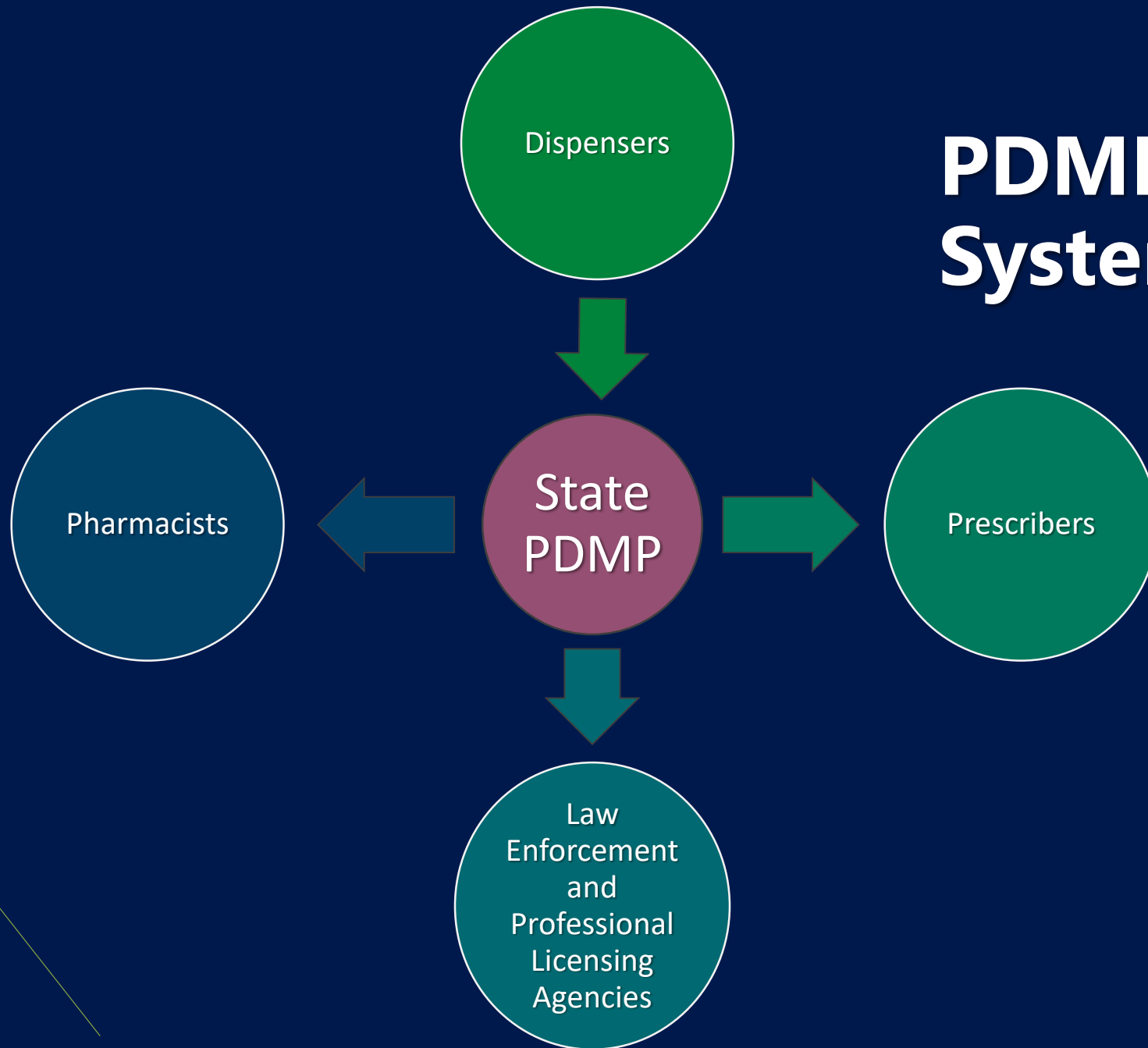
Early PDMPs: Information Gathering

U.S. Supreme Court Decision Whalen v. Roe

- New York State PDMP Program
- Decision supports the ability of the state to collect prescription information
- Provided validation for the other existing PDMPs
- Paved the way for future PDMPs nationally

How does a PDMP work?

PDMP System Overview



Prescription Information PDMPs Collect

- Patient identification
 - Name and address
 - DOB and gender
- Prescriber information
- Pharmacy information
- Drug information
 - Name, type, strength
 - Quantity and date dispensed
 - Days' supply
 - Source of payment (49 PDMPs)

Data Collected From Pharmacies

- PDMPs collect dispensed controlled substance prescriptions
 - 41 collect Schedules II–V
 - 12 collect Schedules II–IV only
- 18 currently collect noncontrolled medications
 - 8 collect Gabapentin
 - 6 collect Butalbital w/acetaminophen
 - 6 collect Ephedrine products
- Reporting frequency
 - Real time—1 (OK; NY by statute; optional in UT)
 - Daily—44
 - Every 3 days—1
 - Weekly—3
 - Biweekly—2 (15 days in PR)
 - Batch reporting
 - State profiles—www.pdmpassist.org/content/state-profiles

PDMP Reports

- Reports are provided to
 - Doctors and other prescribers
 - Pharmacies
 - Health profession licensing boards
 - Law enforcement
 - Medical examiners
 - Medicaid state agencies
 - Prosecutorial authorities
 - Drug courts

Types of PDMP Reports

Types of PDMP Reports

- Reports can be produced based on
 - Patient
 - Prescriber
 - Pharmacy
 - Drug
- Solicited (data requested by user)—all PDMPs
- Unsolicited (PDMP sends data to user)—35 PDMPs
- Specialty reports—statistical, drug trends, geographical, analytical, prescriber report cards
- Access to reports varies somewhat by state

Sample Patient Report

Patient Rx History Report

BETTY TESTPATIENT

Date: 9/9/2013 1:41:12 PM

13578182

Search Criteria: (Last Name = 'Testpatient' And First Name = 'Betty') And D.O.B. = '1/1/1970' And Gender = 'F' And Street = '' And Zip = '' And Phone = '' And Request Period = '8/14/2011 to 9/9/2013'

Patients included in report that appear to match search criteria

1286 BETTY TESTPATIENT, DOB 01/01/1970; 123 BROADWAY, COLUMBUS, OH 43215
 1289 BETTY TESTPATIENT, DOB 01/01/1970; 234 WEST ST, WESTERVILLE, OH 43081
 5142 BETTY TESTPATIENT, DOB 01/01/1970; 123 BROADWAY, COLUMBUS, OH 43215

Active Cumulative Morphine Equivalent

See explanation provided at the end of the report

59.6

Prescriptions

Fill Date	Product, Str, Form	Qty	Days	Patient	Prescriber	Written	Rx #	Daily MED ¹	Active ²	Pharm	Pay ³
9/4/2013	PERCOCET 325 MG-5 MG TAB	15	15	1286	BR HEA 2	5/27/2013	33324113 8	7.5	Y	REAL1	M2
9/3/2013	PERCOCET 325 MG-5 MG TAB	30	7	1286	BR HEA 2	6/25/2013	33327772 2	32.1	Y	REAL1	M2
8/30/2013	APAP/HYDROCODONE BI 325 MG-10 MG TAB	30	15	1286	BR HEA 2	5/22/2013	33321714 6	20	Y	REAL1	M2
8/23/2013	ALPRAZOLAM 1 MG TAB	120	30	1289	GO DOC 5	5/15/2013	0676157	-	Y	WERX	C
8/20/2013	AMBIEN CR 12.5 MG TER	23	23	1286	BR HEA 2	5/12/2013	33321714 3	-	Y	REAL1	M2
8/15/2013	CLONAZEPAM 0.5 MG TAB	90	30	1289	BA DOC 8	4/9/2013	00558738	-	Y	DRUG	C
7/21/2013	CARISOPRODOL 350 MG TAB	30	15	1286	FA HOS 0	10/1/2011	505670	-	N	FAKE1	C
7/18/2013	CLONAZEPAM 0.5 MG TAB	90	30	1289	BA DOC 8	4/9/2013	00558738	-	N	DRUG	C
7/2/2013	AMBIEN CR 12.5 MG TER	12	2	1289	DO OHI 9	3/24/2013	00555037	-	N	SCRIPT	C
6/24/2013	CLONAZEPAM 0.5 MG TAB	90	30	5142	BA DOC 8	2/19/2013	1058176	-	N	DRUG	CI
5/30/2013	CLONAZEPAM 0.5 MG TAB	90	30	5142	BA DOC 8	2/19/2013	1058176	-	N	DRUG	CI
4/9/2013	ALPRAZOLAM 1 MG TAB	120	30	1286	JO PIL 1	12/24/2012	0358797	-	N	FAKE2	M2
1/9/2013	ALPRAZOLAM 1 MG TAB	120	30	5142	GO DOC 5	10/1/2012	04077535	-	N	STUFF	C
1/8/2013	ALPRAZOLAM 0.5 MG TAB	60	30	1289	CA FAM 3	9/30/2012	664233	-	N	REAL2	CI

Uses by Prescribers/Pharmacists

- Prescription history of a current or a new patient
 - Misuse or addiction
 - Multiple prescribers/dispensers
 - Drug interactions or other potential harm
 - Compliance with pain contracts
- Practitioner prescribing history
 - Fraudulent scripts
 - Monitor patient's compliance with Rx directions

Uses by Law Enforcement Agencies

- Unlawful sale of controlled substances
- Unlawful sale of prescriptions
- Unlawful prescribing
- Unlawful dispensing
- Organized forgery rings
- Organized doctor-shopper rings

Uses by Boards/Licensing Agencies

- Meeting patient treatment standards
- Improving the prescribing and dispensing of drugs
- Monitoring compliance of prescribers currently on probation
- Monitoring compliance of dispensers reporting information to PDMPs
- Investigation of complaints against licensees

Uses by Courts/Judges

- Drug courts (15 PDMPs)
 - Assist in monitoring compliance of participants
 - Verify compliance with medication regimen
- Prosecutors (32 PDMPs)
 - Assist in prosecution of controlled substance law violations by prescribers, dispensers, individuals, facilities, distributors, and manufacturers
 - Assist in obtaining evidence of criminal violations by specific prescribers, dispensers, individuals, facilities, distributors, and manufacturers
- Probation and/or parole officers (19 PDMPs)
 - Assist in monitoring compliance of parolees and probationers
 - Verify compliance with medication regimen

Other Uses of PDMP Reports

- Medical examiners
 - Assist in identifying cause of death in drug overdose cases
- Public health
 - Research, treatment, prevention, and education
- Impaired professional programs
 - Assist in monitoring compliance of health-care professionals
- Medicaid/Medicare
 - Drug utilization review boards
 - Identify other sources of drugs (forms of payment)
 - Monitor clients restricted to single practitioner/pharmacy

Thank You

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National Judicial Opioid Task Force

PDMP and the Courts Webinar: Part 2

October 18, 2018
3:00 PM EST

The National Judicial Opioid Task Force, in collaboration with the Prescription Drug Monitoring Program Training and Technical Assistance Center, invites you to attend the second in a series of webinars to learn how state court systems are working with prescription drug monitoring programs (PDMPs) to address the opioid crisis. Part 2 of this series will address access to, and use of, information contained in PDMPs. Topics in the webinar will include: types of PDMP reports, court access of PDMP data, valuable uses of PDMP information in the justice system, and other important topics.

To view this webinar on October 18th at 3:00 PM Eastern Time, click on [PDMPs and the Courts: Part 2](#) or copy and paste this link (<https://brandeis.zoom.us/j/132766241>) into your browser bar. Please share this invitation with your colleagues and stakeholders.

Advance registration is not required. *Zoom* software will be used for the presentation and may need to be downloaded before the webinar begins.

