

Oregon Prescription Drug Monitoring Program Advisory Commission

March 11, 2011 Meeting Minutes

1:00 PM to 4:00 PM

Portland State Office Building
800 NE Oregon Street, **Room 1C**
Portland, OR 97232

ATTENDEES

Commission Present: Chris Apgar, Diane Cockburn, Bill Jordan, Teresa Keane, Dennis Smith, Michael Millard, Al Turner

Commission Absent: Gary Cobb, Rick Marinelli, Roger McKimmy, Karen Wheeler

OHA Staff: Todd Beran, Samantha Greene, Heidi Murphy, Christine Stone, Tom Burns

Guests: Andrea Meyer, Lindsay Sanders, Mary Ann Galagate, Noelle LiaBraaten

Decisions
1. The meeting minutes from January 11, 2011 were adopted as written.
2. The meeting minutes from February 11, 2011 were adopted as revised.
3. If a member misses three successive meeting without providing advance notice, the member will be asked by the OHA to resign.
4. The Advisory Commission advises that the OHA develop a pilot program to have a control group of providers use prescription sized pads to communicate the message about the PDMP to patients.
5. The Advisory Commission advises that patients be notified that their information is going into the PDMP database before it is uploaded into the system

Action Items		
Item	Assigned To	Status
1. Revise the PowerPoint slide and distribute approved copy to Advisory Commission for their use to promote the PDMP.	Beran	
2. Contact respective boards and report back to PDMP staff on getting notice of the PDMP included as part of the informed consent process.	Advisory Commission Members	

3. Develop a tear-off, prescription-sized pad notice to communicate the PDMP message to patients	OHA	
4. Find volunteers to pilot prescription pad messaging for the program.	Cockburn, Keane, and Turner	
5. Report back to PDMP staff about organizational meeting schedules and newsletter deadlines to help promote the program with health care organizations. [Reports due 3/18/11.]	Advisory Commission Members	

The meeting was called to order by Keane at 1:35 p.m. Attendees introduced themselves.

OLD BUSINESS

Review of 01/14/11 and 02/11/11 meeting minutes

The meeting minutes were reviewed and approved. **See Decisions #1 and #2.**

PDMP PowerPoint presentation: review of revised draft

Al Turner reported back to the Advisory Commission on his presentation to the Osteopathic Physicians and Surgeons of Oregon. He said he received a positive reception regarding the PDMP.

Members reviewed the revised PowerPoint presentation and suggested the following: place the OR PDMP web address at the bottom of each slide and make the civil penalty note on the Inappropriate Use of Disclosure side its own slide. **See Action Item #1.**

NEW BUSINESS

Advisory Commission member substitutes

Members discussed substitutes and meeting attendance. A motion was made and unanimously approved. **See Decision #3.**

Communications work session

Stone discussed aspects of the communication plan. Communications has developed messages that are in the process of being finalized. The focal message is that the program is intended to help health care providers give patients better care. Apgar asked how the patients will be notified. Stone answered that Communications has developed posters and leaflets and is part of the review process on the content of the PDMP website. The website will be the main media for conveying specific program information.

Apgar noted OHA has a statutory responsibility to directly notify patients and a poster or leaflet is not sufficient. Millard suggested use of PSAs, media releases, and press releases to inform the public so it is not coming only from a leaflet or left to pharmacists. Stone responded that it is hard to get the message out using media. Apgar suggested using social media to inform people about their rights and give them the opportunity to give feedback.

Keane suggested the information about the program be given from doctor to patient during the informed consent. Cockburn noted how providers might push back on yet another piece of paper they would need to distribute. Beran asked that members contact their respective boards and report back to PDMP staff on the logistics of getting notice of the PDMP included as part of the informed consent process. **See Action Item #2.**

Turner suggested having providers hand out an informational note, the size of a prescription to each patient. Apgar made a motion to have OHA develop a pilot program to have control group providers use prescription sized pads to communicate the message about the PDMP to patients. The motion passed unanimously. Cockburn, Keane, and Turner volunteered to find providers to participate in the pilot program. **See Decision #4 and Action Items #3 and #4.**

Members agreed that a variety of methods should be used to get info about the program out to interested parties. Beran asked the Advisory Commission to help us get the message out to health care organizations. Members were asked to contact their respective boards and appropriate organizations to speak at organizational meetings and get information in newsletters about the program. **See Action Item #5.**

Open Issues

Beran gave a progress report on the PDMP IT project. He stated the project is going well and that the OHA and the vendor have established a good working relationship. OHA is spending a lot of time planning before going forward with customizations to make sure the system meets Oregon's needs. The current focus of the project is getting the system ready for data uploads. Apgar stated he filed a complaint with the office of civil rights regarding the states of Colorado and Alabama not requesting permission from Health and Human Services.

Public Comment:

Meyer, representing the ACLU of Oregon, requested OHA provide a copy of the PDMP law to every member (at least the portion relevant to the implementation of the law) so that they may have it for reference since there continues to be many questions about what the law does and does not allow.

Meyer reviewed the PowerPoint presentation, noted that much improvement had been made to identify the perspective of patients and made the following suggestions: under purpose remove the statement that it is intended as a help tool for patients; under system access clearly state that "no one including" medical assistants, staff and co-workers may use the system on behalf of an authorized user to reinforce that no one else is allowed to access without authorization; reference that patients may obtain a free copy of their PDMP record; and under patients' rights clarify that patient may appeal if OHA fails to respond to a request within 10 days. As for the slide on other entities that may request data, she suggested review of the law to clarify language pertaining to law enforcement and board requests.

Meyer noted concern regarding the timing of when data is to be reported by pharmacies. She did not see how an April 1 target date will allow for proper notification of patients. She emphasized that the program should not start until both patients and providers have all the resources and notification requirements under the law. The start up of the database should be premised on all

those pieces already in operation. In response to the Advisory Commission's recommendation about a pilot project with "prescription pad" notification to patients, she raised concern that because it would be a limited pilot project it would not suffice as meaningful notice to patients prior to their data being entered. She also referenced the inadequacy of the proposed rule on notification of patients in light of the language of the law. Meyer suggested an FAQ be developed that references pertinent sections of the PDMP statute, especially for Commission members to have when making presentations. She asked that the Advisory Commission urge the OHA to make sure all know how the PDMP works and have all the pieces in place before any trigger of back entry data happens.

MEMBER WRAP-UP

Apgar made a motion that the OHA be informed that patients should be notified that their information is going into the PDMP database before it is uploaded into the system. The motion passed unanimously. **See Decision #5.**

NEXT MEETING DATE: May 13, 2011:

The next Advisory Commission meeting will be held in Portland at the State Office Building.

ADJOURNMENT:

The meeting was adjourned at 4:00 p.m.