



Tennessee Controlled Substance Monitoring Database (TN CSMD)
Committee Meeting Minutes
October 4, 2016

MEMBERS PRESENT

Dr. Michael Baron, Board of Medical Examiners,
Chairperson
Dr. Debra Wilson, Board of Pharmacy
Dr. Brad Lindsay, Board of Optometry
Dr. Sheila Schuler, Podiatry Board
Mr. Omar Nava, Committee on Physician Assistants
Ms. Joyce McDaniel, Board of Pharmacy
Dr. Kim Johnson, Board of Veterinary Medicine

MEMBERS ABSENT

Dr. Shant Garabedian, Osteopathic
Board
Dr. Katherine Hall, Board of Dentistry
Ms. Patricia Eller, Board of Medical Examiners
Mr. Brent Earwood, Board of Nursing

STAFF PRESENT

Dr. D. Todd Bess, Director of Controlled Substance
Monitoring Database
Dr. Mitchell Mutter, Medical Director for Special
Projects
Ms. Tracy Bacchus, Administrative Assistant
Mr. Andrew Coffman, Attorney, Office of General
Counsel
Ms. Debora Sanford, Project Manager
Ms. Antoinette Welch, Director, Office of Investigations

The CSMD Committee convened on Tuesday, October 4, 2016, in the Iris Room, 665 Mainstream, Nashville, TN. Dr. Baron called the meeting to order at 9:00 a.m. and requested that members introduce themselves.

Dr. Baron reminded the group that we are live streaming so please make sure the green light is on and speak into microphone.

Minutes

Dr. Baron asked had everyone read the minutes from the last meeting. Dr. Debra Wilson made the motion to accept the minutes from the June 7, 2016 committee meetings. Joyce McDaniel seconded the motion; by acclamation the minutes were approved.

Office of General Counsel Report– Andrew Coffman (Assistant General Counsel)

- The rules are still pending and sitting at the Attorney General’s Office waiting for signature to make the rules legal and forcible. He also stated that there are new rules that will fit with the Prescription Safety Act of 2016 that he is working on and hopes to present at the next meeting.
- Disciplinary actions discussed and the actions taken for prescribing, dispensing, and diverting of controlled substance cases. He stated that every person either voluntary surrender their license or the appropriate Board placed them on probation. All of the actions are complaint driven.
 - Ms. McDaniel asked what is the typical probation period
 - Mr. Coffman stated that it varies per prescriber.

CSMD Director’s Report – Dr. D. Todd Bess (CSMD Director)

- The National Association of Boards of Pharmacy’s (NABP) PMP InterConnect® (PMPi) contract finalization occurred and signed as of June 2016. The NABP PMPi contract covers all annual participation and maintenance for participation through June 30, 2018, or at least one year prior to this date.
- The Tennessee Department of Health (TDH) signed the Appriss contract as of September 11, 2016. This will allow the CSMD to move to a more stable infrastructure and empower Appriss to more timely response to increased capacity needs. This new contract includes quotes for past, present and future

Tennessee Controlled Substance Monitoring Database (TN CSMD)

Committee Meeting Minutes

October 4, 2016

enhancement included in grants to ensure if the grant is received the enhancement development can begin promptly.

- The Top 50 prescribers and Top 10 small county prescriber letters were mailed out on July 31, 2016. Dr. Mutter, Mary Katherine Bratton, and Linda Johnson have been reviewing the requested responses from those prescribers. Dr. Baron asked if we could share the top 50 and top 10 small county prescribers information with health care providers in the state. Dr. Mutter responded that the information has been used in the Symposia across the state and it has been an excellent tool, and the number of nurse practitioner has declined and the number of physician has increased.
- The TN CSMD and a representative from the TN CSMD Committee are on the agenda to attend the Legislative Government Operations Committee scheduled for December 2016. This meeting will allow the CSMD Program to update the committee on recent improvements in the CSMD Program.
- The committee was instructed to review the 2016 Legislative Report, make any suggestions for the 2017 report, and send them to him by December 1, 2016.
- Dr. Baron announced effective February 1, 2017 he would no longer be the Chair of the CSMD Committee.
- Dr. Melissa McPheeters and her team are working on the BI tool for OGC, BI tool for BIV, and the data warehouse project. The tool has been through the testing phase; now end users are now being able to use this tool; and by the end of October, it will go into production. Dr. McPheeters is working on Public Chapter 959, which allows TDH to get data related to overdoses from hospitals in a timelier manner.
- Since the Comptroller audit, CSMD team has been working on proactive reports on dispensers, which will allow CSMD to be able to evaluate dispensers and better assess the quality of the service that the CSMD receives from Appriss. Dr. Bess communicated that the CSMD is now sharing data with Minnesota and North Dakota. The CSMD is working on sharing data with West Virginia, Louisiana, and assessing gaps with Alabama, and Georgia by the end of the year. Georgia will only share data with prescribers and dispensers. Dr. Schuler asked nationwide is there a requirements for states to have a database or is it federal requirements, and Dr. Bess responded that from a federal standpoint that it is strongly encouraged. Mr. Coffman stated that while there is no federal law 49 states with the District of Columbia and Guam have PMP databases the only state that does not is Missouri.
- The committee was asked to propose changes to the meeting schedule if a change would assist members in attending future meetings but room availability would need to be considered. Members should always notify the CSMD Program of any conflicts or improvements that would improve attendance related to scheduled meetings.
- The Committee was asked for comment on an email received by the CSMD team regarding the number of supervisors that need to be captured in the CSMD. Mr. Omar Nava stated that the rules and regulations says that when an Advance Registered Practice Nurse (APRN) or Physician Assistant (PA) write for a controlled substance that requires 100% of the charts be signed off on by a supervising physician. Mr. Coffman says that it gives the supervising physician ability to see what controlled substance that the APRN or PA writes. Dr. Baron suggested that the CSMD Committee wait for Public Chapter 898 rules that would be written to address this issue. Dr. Nava made the motion to table the discussion; Joyce McDaniel seconds the motion; move by acclamation to table the discussion.
- The committee put together a work group together to discuss conflicts with third party payers when prescribing, dispensing and reporting prescriptions to the CSMD. This group would consist of someone from the Tennessee Medical Association (TMA), Tennessee Pharmacy Association (TPA), Tennessee Nurses Association (TNA), Drug Enforcement Agency (DEA), and other stakeholders as needed. Dr. Baron agreed to serve as a member of CSMD and as a physician prescriber.
- Update on the KY project that the contract with the State of Kentucky and the trusted source have not yet been signed still waiting for final contracts to be signed.

Medical Director for Special Projects Report – Dr. Mitchell Mutter (Medical Director of Special Projects)



Tennessee Controlled Substance Monitoring Database (TN CSMD)

Committee Meeting Minutes

October 4, 2016

- Communicated to the group that the new Chronic Pain Guidelines should be out in 2017
- The National Safety Council came out with six key indicators and TN was one of four states that were noted as making progress addressing the drug epidemic by addressing five of the six indicators
- Chronic Pain Guidelines symposia would be in Memphis on October 4, 2016, and Nashville on October 6, 2016
- The symposia held at Vanderbilt University will be live streamed and archived so health care providers will be able to watch at any time throughout next year to earn CMEs
- Difference in MME guidance between TN and the CDC guidelines
 - CDC includes as guidance 50 and 90 MME
 - TN includes as guidance 90 and 120 MME
- TDH is down to 195 pain management clinics as of October 2016. Dr. Baron asked what you think the appropriate number for pain clinic, and Dr. Mutter mentioned that he does not think we have reached that number yet.
- Dr. Mutter updated the committee and discussed issues regarding insurance analytics, including a list of prescribers being taken off Blue Cross Blue Shield panels because of analytics companies advising insurance companies regarding high risk prescribing.

The meeting adjourned at 11:35 a.m.