

**PRESCRIPTION MONITORING PROGRAM  
ADVISORY COMMITTEE  
MINUTES**

November 12, 2009

Kansas Pharmacists Association  
1020 SW Fairlawn Rd.  
Topeka, KS 66604  
(785) 228-2327.

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Committee Members Present: Karen Braman, R.Ph.,M.S., KS Board of Pharmacy (KBOP), Chair; David Schoech, R.Ph., KBOP; Max Heidrick, R.Ph., Kansas Pharmacists Association (KPhA); Dr. John Whitehead, Kansas Association of Osteopathic Medicine; Dr. Joe Davison, Kansas Medical Society (KMS), Harold Godwin, R.Ph., University of Kansas School of Pharmacy; LeAnn Bell, Kansas Health Policy Association; Dr. Bob Twillman, KU Medical Center; Debra Billingsley, J.D., KBOP; Christina Morris, J.D., KBOP

Others in Attendance:

Berend Koops, Hein Law Firm; Kerri Kelley, KU School of Pharmacy; ; Nancy Zogelman, Polsinelli Shughart; Bob Williams, Kansas Association of Osteopathic Medicine; Matt Casey, GBA

Committee Members Not Present:; Nicole Kehr, R.Ph., Kansas Pharmacists Association (KPhA); Dr. Robert Smith, Kansas Dental Association; Phil Schneider, Olathe Medical Center

**MEETING CALLED TO ORDER:** Karen Braman, R.Ph., M.S., called the meeting to 10:03 am.

**Update on ASAP 2007 Standards**

Bill Lockwood gave an overview of the ASAP standards and the differences between ASAP 1995, 2005, and 2007. He spoke about how ASAP 2007 streamlines data and makes the data in the report more efficient. He went on to speak about the efficiencies of the ASAP 2007 version. Mr. Lockwood also explained the new release of the ASAP 2007 version that is being worked on and will come out soon. He said that there were some "quality of information" issues that will be resolved with the new release. Mr. Lockwood also fielded questions from the Advisory Committee.

**Approval of October 1st Minutes**

A motion was made and seconded to approve the minutes. (Davison/Godwin) Motion passed.

### **Update on PMP Space, Budget and Timing Issues**

An update was given regarding what the Board had to accomplish to accommodate the addition of the Prescription Monitoring Program. Executive Secretary Debra Billingsley explained to the Committee that the processes to accomplish tasks through state government differ greatly from those in the private sector. She explained to the Committee what it means for the Board to be a fee funded agency rather than a state funded one, and that even though all the Board's money comes from the Board's licensees, that the legislature still has oversight of the budget and determines the Board's spending authority each year. Ms. Billingsley detailed the budget request the Board had given the Legislature with respect to the Prescription Monitoring Program and that the Department of Budget has recommended we not be able to use any Pharmacy funds for the program outside of federal funds. The Board must appeal this decision by November 20th and probably won't know the final outcome of the budget situation until late April or probably even later than that.

### **Review Legislative Report**

The Committee issued recommendations to be included on the 2010 Legislative Report that is due in the beginning of January. First, it was the consensus of the Committee to include current articles and information detailing the growing problem of prescription drug abuse. They also recommended giving the Legislature an analyzed version of the ASAP standards we are going to use for the program and how we came to the decision on which version to use. The Committee also suggested the report contain information on selecting a PMP vendor and attaching a timeline for the legislature to review. A copy of the draft Legislative Report should be sent to the Committee for review before Thanksgiving.

### **Other**

The Committee had a discussion on unsolicited reports and liability of prescribers/pharmacists for receiving unsolicited reports and not using the information. The Committee will watch for the outcome of the pending case in Nevada and address this issue accordingly.

The Committee also heard from a representative of Walgreens who had issues with the Kansas PMP's determination of "drugs of concern".

The Committee also heard that some mail order pharmacies may take issue with being required to report every 24 hours. Information was gathered from a Kansas mail order pharmacy who stated that 24 hour reporting is not a problem for their organization.

A hiring committee was formed for the hiring of the PMP Program Director. This committee consists of Karen Braman, PMP Advisory Committee chairperson and Dr. Joe Davison and pharmacist Max Heidrick.

The Committee finally updated the PMP Implementation Timeline.

Action items for the next meeting included:

1. Send out draft Legislative Report to Committee by Thanksgiving.
2. Explore and provide more information on liability for unsolicited reports. Watch outcome of Nevada case.
3. Contact Bill Lockwood with follow-up ASAP questions.
4. Report back on hiring status of program director.
5. Send out dates for next meeting.

Meeting adjourned.