

**REVENUE: No revenue impact**

**FISCAL: Fiscal statement issued**

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed and Rescind the Subsequent Referral to the Committee on Ways and Means
<b>Vote:</b>	4 - 0 - 1
<b>Yeas:</b>	Kruse, Monnes Anderson, Verger, Morrisette
<b>Nays:</b>	0
<b>Exc.:</b>	George G.
<b>Prepared By:</b>	Ilana Weinbaum, Administrator
<b>Meeting Dates:</b>	1/31, 2/19, 3/7

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**WHAT THE MEASURE DOES:** Requires the State Board of Pharmacy (“Board”) to establish and maintain an electronic database to collect and centrally store pharmacy records for controlled substances (Schedule II, III, IV) dispensed throughout the state. Specifies conditions under which the Board can disclose data to individuals, researchers, certified practitioners and pharmacists, law enforcement agencies, health professional regulatory boards, and other state reporting programs. Provides that information from the database cannot be used as evidence in any criminal or civil proceeding. Asserts that providers are not required to utilize information in database when making prescribing decisions. Creates the Electronic Prescription Drug Database Advisory Commission (“Commission”) to provide guidance to Board and establishes membership and roles of Commission. Declares emergency, effective on passage.

**ISSUES DISCUSSED:**

- Widespread abuse of controlled substances, “doctor shopping” and “pharmacy hopping”
- Benefits of a centralized database for providers and patients
- Other states’ prescription drug monitoring programs
- Reasons to allow Board to develop program details by rule, rather than to include in statute
- Potential for breach of security and/or identity theft
- Immediate and ongoing funding source(s)

**EFFECT OF COMMITTEE AMENDMENT:** Clarifies that database information can only be used by law enforcement officials in investigations that are “drug-related.” Provides immunity for physicians and pharmacists who choose not to consult database. Adds member of the Oregon Optometric Physicians Association to the Commission. Prohibits the use or collection of social security numbers for any purpose related to database.

**BACKGROUND:** Oregon is among the few states in the nation without a prescription drug monitoring program. The Board received a \$350,000 grant through the Harold Rogers Prescription Drug Monitoring Program, established by the U.S. Congress in 2001 to help states plan, develop, and establish controlled substance prescription reporting programs. This grant will cover the costs associated with planning, developing, establishing, and running the program for the next two years.