

HB 2609 A STAFF MEASURE SUMMARY**Carrier:** Rep. Hayden**House Committee On Health Care****Action Date:** 03/19/19**Action:** Do pass with amendments. (Printed A-Eng.)**Vote:** 10-0-1-0**Yeas:** 10 - Alonso Leon, Drazan, Greenlick, Hayden, Keny-Guyer, Mitchell, Noble, Nosse, Prusak, Salinas**Exc:** 1 - Boles**Fiscal:** No fiscal impact**Revenue:** No revenue impact**Prepared By:** Oliver Droppers, LPRO Analyst**Meeting Dates:** 3/12, 3/19**WHAT THE MEASURE DOES:**

Defines position of a dental director. Authorizes dental directors, except Oregon Health Authority dental director, to access the Prescription Drug Monitoring Program (PDMP) under specified conditions. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- House Bill 2257 (2019) which modifies requirements for the PDMP including for dental directors
- Alignment of PDMP reporting requirements among medical directors, pharmaceutical directors, and dental directors
- Current levels of PDMP reporting adherence by dental directors
- Consistency among medical directors to access PDMP
- Drugs commonly prescribed by dentists that need to be reported to PDMP
- Limiting state agencies access to the PDMP

EFFECT OF AMENDMENT:

Removes ability of Oregon Health Authority dental director to access the Prescription Drug Monitoring Program.

BACKGROUND:

In 2009, the Oregon Legislative Assembly passed Senate Bill 355 directing the Oregon Health Authority (OHA) to develop a Prescription Drug Monitoring Program (PDMP). The program, designed to identify potential misuse, abuse, or diversion of prescription drugs, contains information provided by Oregon-licensed retail pharmacies, which submit prescription data for all Schedule II, III, and IV controlled substances dispensed to Oregon residents. The information is protected, so it is collected and stored securely, and only accessible to authorized individuals. Prescription records include information about the dispenser, prescriber, and the drug (i.e., name, quantity, days supplied, and refill information). In the fourth quarter of 2018, 17,141 prescribers wrote prescriptions for controlled substances, about which there were 449,165 queries in the PDMP.

In Oregon, pharmacies are required to report to the PDMP no more than 72 hours after dispensing a controlled substance, with most large chain pharmacies reporting daily. The PDMP only collects data from retail and mail-order pharmacy locations and does not collect data from inpatient care settings including hospitals, rehabilitation centers, and skilled nursing facilities. Data collected in the PDMP is stored for three years from the date of dispensing. Health care professionals authorized to access the PDMP include: prescribing health care practitioners; medical and pharmacy directors in supervisory positions with clinics, facilities, and hospitals; licensed pharmacists; individuals designated by prescribers, pharmacists, and medical and pharmacy directors; and the State Medical Examiner and designees.

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In 2018, House Bill 4143 passed requiring health care professionals licensed to prescribe opioids and opiates to register with Oregon's Prescription Drug Monitoring Program. House Bill 2609-A allows dental directors, except the OHA dental director, to access the Prescription Drug Monitoring Program.