

HOUSE RESEARCH

Bill Summary

FILE NUMBER: H.F. 1652
Version: Second engrossment

DATE: March 23, 2015

Authors: Baker and others

Subject: Prescription Monitoring Program

Analyst: Randall Chun

This publication can be made available in alternative formats upon request. Please call 651-296-6753 (voice); or the Minnesota State Relay Service at 1-800-627-3529 (TTY) for assistance. Summaries are also available on our website at: www.house.mn/hrd/.

Overview

This bill provides for expanded use of prescription monitoring program data, requires prescribers and pharmacists to register and maintain a user account with the program, and makes other changes related to the prescription monitoring program.

Section

- 1 **Definitions.** Amends § 152.126, subd. 1. Adds gabapentin and removes tramadol from the list of controlled substances and other drugs subject to the prescription monitoring program.
- 2 **Prescription monitoring program advisory task force.** Amends § 152.126, subd. 3. Provides that the advisory task force shall not expire, notwithstanding any other law to the contrary.
- 3 **Use of data by board.** Amends § 152.126, subd. 5. Removes language prohibiting personnel of a state or federal occupational licensing board or agency from accessing the prescription monitoring program data base to substantiate a disciplinary action against a prescriber. Eliminates the requirement that data retained beyond 24 months be de-identified.
- 4 **Access to reporting system data.** Amends § 152.126, subd. 6. Makes the following changes related to permissible users of the data base:
 - ▶ allows licensed pharmacists providing pharmaceutical care to access the data when consulted by a prescriber

Section

- ▶ allows personnel or designees of a health-related licensing board access to investigate complaints that a specific licensee has sold or possessed certain controlled substances or has improperly obtained controlled substances (under current law, this provision restricts use to investigations of licensees of the board of pharmacy)
- ▶ allows personnel or designees of a health-related licensing board access to investigate complaints that a licensee in inappropriately prescribing controlled substances
- ▶ further clarifies an existing restriction on direct electronic access to the data

5 **Repealer.** Repeals Laws 2014, chapter 286, article 7, section 4 (the repealed section provides that the prescription electronic reporting advisory committee expires June 30, 2018).