

## Narcotic Prescribing for Ohio APN's



## Quiz Question

All controlled substance prescriptions must have the **quantity** of drug written in BOTH the alpha and numeric format ??

1. True
2. False



## Quiz Question

A prescriber may call in a verbal order for a Schedule 2 controlled substance for an emergency situation. Thereafter, the prescriber has \_\_\_\_ days to prepare and deliver the original prescription to the Pharmacy.

1. 3 days
2. 7 days
3. 15 days
4. 30 days



## Key Federal Statutes



**Controlled Substance Act**  
3719.01 to 3719.99

**DEA Practitioners Manual**  
[www.deadiversion.usdoj.gov/pubs/manuals/pract/pract\\_manual012508.pdf](http://www.deadiversion.usdoj.gov/pubs/manuals/pract/pract_manual012508.pdf)

## Basis in Ohio Laws & Rules

Scavenger Hunt

### Nursing Laws & Rules

ORC 4723.48  
ORC 4723.49  
ORC 4723.50  
OAC 4723-9-08  
OAC 4723-9-12

### Pharmacy Laws & Rules

ORC 4729.01

### Medical Laws & Rules

OAC 4730-11-08



## Ohio Nursing Licensure Requirements



## Continuing Education

CEU Quantity & Type

### ◆ Currently

- 24 hours every 2 years
- New Category A CE requirement (23 + 1 Hr Law)  
Part of the 24 hours - NOT in addition to !!
- **Advanced pharmacology CE requirement**

## Continuing Education

CTP Holder Requirements

- ◆ CTP is valid for and renewable every 2 years

### ◆ Currently need

- 24 Hrs every 2 years
- **PLUS**
- 12 Hrs Category D CE every 2 years
- \_\_\_\_\_
- **36 Hrs total for license renewal**

## Standard Care Agreement

### ◆ Contract Formation

Legally binding Agreement  
Must possess all required elements

Parties **(Ratios)**

1 APN - 1 MD  
>1 APN - 1 MD  
>1 APN - >1 MD

No OBN approval - **review upon request**

Executed by parties

Originals

Copies at **EACH** location

Termination



## Standard Care Agreement

### ◆ Off Label Prescribing

Must evaluate need/use in your practice

Discuss and **agree** on **each** product

Drug must meet specific criteria

FDA approved

Existing body of medical data

Attachment to SCA

Biggest Problem ???



## Standard Care Agreement

### ◆ Renewal issues

Don't let SCA **expire** - "tickler system"

Collaborating Physician

Scope of Practice - reflect activity ???

Changing physicians

Overlapping documents

Review & modify QA criteria

Update Off-label drugs

Retain previous versions of SCA

## Prescriptive Authority

Scope of Prescribing

- ◆ Limited to prescribing within **MD scope**
- ◆ Only drugs allowed by **Formulary**
- ◆ Any **form** and **route of administration**
- ◆ Returned Rx's from pharmacies ???



## Prescriptive Authority

### Loss of Prescriptive Authority

- ♦ Fail to renew license as RN
- ♦ Fails to maintain Certification
- ♦ Termination of SCA by MD or RN
- ♦ Disciplinary action by OBN or Medical Board
- ♦ Prescribing outside scope
- ♦ Not practice in accordance with State or National guidelines



## Standard Care Agreement

### ♦ Quality Assurance Requirement

Reasoning  
Statement in SCA  
Interval - regularly ???  
Criteria to follow - not specified !!!  
Quantity - 10 20 30 ???  
Who reviews - RN MD RPh others ???  
Documentation  
Deficiencies & Corrective actions



## Prescription Preparation

### Controlled Substances



## Prescription Requirements

### Controlled Substances

### MUST include

Patient Name & Address  
Drug Name  
Strength  
Dosage Form  
Quantity  
Directions for Use  
# of Refills  
Practitioner Signature  
Date Issued  
DEA #



## Prescription Requirements

### Controlled Substances

### Time limit to Fill a C2

No time limit to fill per Federal Law.  
Must be filled within 6 months of issuance per Ohio Law.

### Quantity Limit for C2's

None per Federal Law.  
None per Ohio Law.

### Refills for C2's

None & never.  
Obtain entire quantity or forfeit remaining quantity



## Prescription Requirements

### Controlled Substances

### Quantity

Include both numeric and spelling of the quantity

### # CS's per Prescription

C2's - one (1) drug per prescription  
C3-5 - one (1) drug per prescription

### # Drugs per Prescription

Maximum of three (3) drug per prescription  
ALL non-controlled.



## Change or Clarify Prescription ??



### Rx Elements that can **NEVER** be **changed**

Patient Name      Physician Signature  
Drug Name

### Rx Elements that **CAN** be **added or changed**

Quantity\*      DOB+  
Directions\*      Address+  
Strength\*      Date of Issuance\*  
Dosage form\*

+ Require verification    \* Require prescriber contact

## Prescription Life Cycle

### Timing

Legend Drug



1 year from issuance  
**First fill w/i 6 mo after issue**  
6 months from issuance

Controlled Subs

### Refills

Controlled Substance  
Sch 2  
Sch 3, 4, 5

None  
5 (original + 5 = 6)



OAC 4729-5-13

## Definition of a Controlled Substance



## Controlled Substance Schedules

### Definitions

- C1 High abuse potential & **no accepted medical use**
- C2 **High** abuse potential & **severe** psychological or physical dependence
- C3 **Moderate** abuse potential & **high** psychological or physical dependence
- C4 **Lower** abuse potential & **limited** psychological or physical dependence
- C5 Lowest abuse potential & limited psychological or physical dependence



## Controlled Substances

### Examples

- C1 Heroin, LSD, marijuana, ecstasy, methaqualone
- C2 **Narcotics** Morphine, Hydromorphone, Oxycodone, Codeine, Methadone, Demerol, Fentanyl  
**Stimulants** Amphetamine, Methylphenidate
- C3 Hydrocodone, Codeine combos, Marinol, Ketamine
- C4 Benzodiazepines, Soma
- C5 Antitussives & Antidiarrheals



## Quiz Question

### Identify the correct drug Schedule

- \_\_\_ Carisoprodil      \_\_\_ Zolpidem
- \_\_\_ Marinol      \_\_\_ Oxycontin
- \_\_\_ Codeine      \_\_\_ Xanax
- \_\_\_ Morphine      \_\_\_ Cocaine
- \_\_\_ Ambien      \_\_\_ Phenobarbital
- \_\_\_ Robitussin AC      \_\_\_ Vicodin



## Controlled Substance Situations



## Verbal C2 Prescription



### Requirements

- \* Quantity prescribed & dispensed is enough for only the **emergency period** (NOT a 72 hr maximum).
- \* Must receive written prescription within 7 days from prescriber. In person or via mail.
- \* On Written Rx the statement "Authorization for Emergency Dispensing" must be present.
- \* Must contact DEA Office if not received within 7 days.

## QUIZ QUESTION



On Friday night of Memorial Day weekend, Dr. Richards calls your community pharmacy. His patient, Lisa Marie, had a procedure done several days ago and she is out of Oxycodone 5mg IR. He is about to leave town on vacation and would like to call in a verbal order for

Oxycodone 5mg IR # 50 1 tab PO Q4h prn pain

Can Dr. Richards call in an emergency supply of C2's ??  
What is the maximum amount of drug he can request ??  
Eight (8) days later you have not received the Rx.

Next steps ?

## Multiple C2 Prescriptions

"Do Not Fill Until Rule"

### New Guidelines

as of Dec 2007

- \* Must be separate prescriptions.
- \* Possess date Rx's were actually written.  
Do not post-date Rx's.
- \* Written instr. indicating earliest date to fill.  
Do Not Fill until Feb 1, March 1, etc
- \* May NOT fill before date indicated.
- \* Max of a 90 day supply (3 or more Rx's).  
3 x 1month; 6 x 2weeks; 12 x 1week
- \* Doesn't create risk of diversion or abuse.
- \* Legitimate medical purpose.
- \* Permissible under Ohio Law.



## Multiple C2 Prescriptions

"Do Not Fill Until Rule"

### Practitioner Manual reference

<http://www.dea diversion.usdoj.gov/pubs/manuals/pract/section5.htm>



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## Prescription Issues DAW

### Guidelines

- \* Must be handwritten in prescribers handwriting.
- \* Preprinted DAW on RX means can dispense generic
- \* DAW is typed on Rx means can dispense generic
- \* Nurse writes DAW and MD sign Rx  
May dispense generic
- \* MD provides oral "DAW" - recognized in OH
- \* Label ----- "Generic Substitution Made"
- \* Patient may refuse !!!!!!!!!



## Recent Nursing Rule Updates Schedule 2 Prescribing



## Prescriber ORC 4723.481

### WHO

#### Advanced Practice Nurses

- Clinical nurse specialist (CNS)
- Certified nurse-midwife (CNM)
- Certified nurse practitioner (CNP)



## Prescriber ORC 4723.481

### Nursing Schedule 2 Prescribing

#### Hospice Carve Out

- Patient with a terminal condition
- Collaborating physician has already started the drug
- Amount not to exceed a 24-hour period
- What about ???
  - A new or second C2 product ???
  - Dosage change ???
  - Multiple prescriptions ???



## Prescriber Location ORC 4723.481

### No restrictions if work in

- Hospital or entity owned or controlled by a hospital
- Nursing home
- Hospice program
- Ambulatory surgery facility
- Freestanding birthing center
- Medical practice with 1 or more physicians



## Prescriber Location ORC 4723.481

### No restrictions if work in

- Health care facility operated by Dept of Mental Health
- County or district home
- Federally Qualified Health Center
- Health care facility operated by a Board of Health





## Prescriber Location

ORC 4723.481

### Prohibited for Schedule 2 drugs

#### Convenience Care Clinic

Episodic care for a limited range of services

#### Providing controlled substance **samples**

#### Telephone or verbal orders



## Prescriber Requirements

ORC 4723.482

### Schedule 2 Educational Training

Indications for use of schedule 2 drugs

Guidelines for pain management therapies

Fiscal & ethical implications of schedule 2 prescribing

State & Federal laws related to schedule 2 prescribing

Prevention of abuse & diversion

#### 6 contact hours of CE



## OARxRS System

### Background

- ◆ BoP to maintain database to monitor the use, misuse and diversion of CS's + Carisoprodol + Tramadol .
- ◆ Currently operational in 31 states.
- ◆ Requires electronic submission of Rx data to BoP.
- ◆ Info available to Prescribers, RPh and law enforcement.
- ◆ Program started August 2006.
- ◆ OAC 4729-37-(1-10)
- ◆ OAC 4723-9-12



## OARxRS System

### What Products



All Schedule 2, 3 & 4 controlled substances

All Schedule 5 CS's from a prescription

Carisoprodol (Soma) & Tramadol (Ultram)

## OARxRS System

### Common Questions & Issues

- ◆ HIPAA Compliant
- ◆ Record retention for up to 2 years
- ◆ Limited supplies ( ≤ 24 hr ) are not reported
- ◆ May request an **Exemption**
- ◆ Penalties for non-compliance



## Physician Prescribing for Family Members

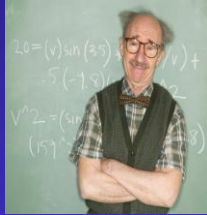
### Controlled Substances

### Guidelines (Ohio Medical Board Rule)

- \* Physician must maintain detached professional judgment
- \* Physician can not write Rx for CS for family member
- \* Includes prescription C2-5, not CV OTC's
- \* Family = spouse, parent, child, sibling or other individual
- \* Only in emergency situation & shall be documented

ORC 4731-11-08

## Questions



## Contact Information

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