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3 **Title:** Remove Requirement of Written Prescriptions for Schedule II-V
4 **Controlled Substances at Extended Care Facilities**
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6 **Introduced by:** Michael L. Gambel, MD, for the International Medical Graduate
7 **Section**
8
9 **Original Author:** Ponon Dileep Kumar, MD
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11 **Referred to:** Reference Committee B
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13 **House Action:** Referred to the Board for Study
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16 **Whereas, substance abuse problems and drug diversions are a growing**
17 **menace, and**
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19 **Whereas, current federal and state laws mandate that any patient admitted to**
20 **an extended care facility (ECF), even for a short period of time, requires written**
21 **prescriptions for Schedule II-V controlled substances¹, and**
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23 **Whereas, currently several safeguards are in place regarding the usage of**
24 **Schedule II-V controlled substances in various facilities, and**
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26 **Whereas, ECF activity and quality is being monitored by various**
27 **accreditation agencies, and**
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29 **Whereas, current regulations can result in delay in the treatment of pain in**
30 **patients in the ECF, and**
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32 **Whereas, some physicians might decide to limit writing such prescriptions or**
33 **even decide to forgo privileges in ECF, resulting in serious deficiencies of access**
34 **to care in a vulnerable population; therefore be it**
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36 **RESOLVED: That MSMS work with the state legislature and the attorney**
37 **general to come up with a system where patients admitted to extended care**
38 **facilities in Michigan can be given Schedule II-V controlled substances on the basis**
39 **of a written order from physicians with a valid Drug Enforcement Administration**
40 **license; and be it further**
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42 **RESOLVED: That the Michigan Delegation to the AMA ask the AMA to work**
43 **with the federal government and Drug Enforcement Administration (DEA) to**
44 **legitimize prescriptions of Schedule II-V controlled substances to patients admitted**
45 **in extended care facilities on the basis of written orders by physicians with a valid**
46 **DEA license.**
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48 **WAYS AND MEANS COMMITTEE FISCAL NOTE: NONE**
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¹ Claudia Schlosberg, The American Society of Consultant Pharmacists. Long-Term Care Pharmacies and the Drug Enforcement Administration (DEA). April 8, 2009
http://www.hfam.org/docs/whatsnew/newlinks050509/DEA_LTC_Regulations_FAQ41809.pdf Accessed on March 3, 2010.