


PMDA Public Policy Committee Report 2008-2009


Thomas Lawrence, MD
David A. Nace, MD, MPH

Co-Chairs, PMDA Public Policy Committee
tomlawrence@comcast.net
naceda@upmc.edu





Objectives

- The Controlled Substance Act of 1970: Old Law, New Tricks
 - What recent DEA actions mean for your practice
- Making Advance Directions Actionable: *POLST In PA*
- Everything You Always Wanted to Know... and Did Ask
 - Common questions from the PMDA List Serve
- How to Add the Facility Message Board to Your Arsenal of Facts
- Federal Infection Control Guidance Update
- News from the Flu Front



The Controlled Substance Act of 1970

- The DEA only allows **C II narcotics** to be filled when there is a **written, valid prescription**. To be considered valid, the prescription must have:
 - 1) Full name & address of the patient
 - 2) Drug name, strength, dosage, quantity & directions
 - 3) Providers name, address & DEA number
 - 4) Providers original signature
 - 5) Actual date on which the medication is to be issued



C II Prescriptions

Is The Facility Order Sheet a Valid Rx?

A: No

The facility order sheet does not contain the information required by the DEA.

Can The Physician Give A Verbal Order For C II Drugs to the Facility Nurse?

A: No

In LTC settings, the physician may only give a verbal order directly to the pharmacist.

The facility nurse is not able to relay a CII verbal order to a pharmacist (*the nurse is not an "agent of the physician"*)

Under What Circumstances Can A Physician Give a Verbal Order for a CII Drug?

The physician may only give a verbal order in emergencies.

The emergency verbal order is only good for a 72 hour supply.

The physician must submit separate prescriptions for the emergency order & any ongoing supply

Can The Physician Use Electronic Prescribing for CII Drugs?

A: No

The DEA does not allow electronic prescribing.

Can The Facility Just Take CII Meds From the EBox?

A: No

CII drugs in the Ebox must be dispensed in the same manner as those dispensed by the pharmacy.

Ebox CII meds require an emergency prescription

The Ebox should never be used for routine medication use.

What About CIII-V Drugs?

- The physician must either:
 - Provide a valid, written prescription
 - Fax a valid, written prescription
 - Give a verbal order directly to a pharmacist

What Is AMDA / ASCP Doing?

- AMDA / ASCP have joined to address
 - Met with the DEA July 2009
 - Sent a joint letter to the DEA August
 - Initiated meetings with representatives
- ASCP
 - Met with Senate Special Aging & Judiciary Cmt this week
 - Proposed legislative amendment allowing facility order sheets & nurse to act as agent.

POLST: Physician Orders for Life Sustaining Treatments

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Act 169 of 2006

- PA required to establish a task force to explore adoption of the POLST concept
 - POLST originated in Oregon
 - Used successfully to make advance care wishes actionable
- PA POLST form submitted for comments spring 2009
 - No action since then

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POLST in PA

- Western PA adopted POLST in late 1990's
- SE PA beginning to explore usage
- PMDA Position and Actions
 - PMDA fully supports immediate adoption of the POLST paradigm
 - PMDA met with Hospital and Health System Association of PA to plan expansion of POLST
 - PMDA continues providing support & education

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Policies Questions From the PMDA List serve

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Can CRNPs Give Verbal Orders In PA?

A: Yes

Act 48 of 2007 clarified scope of practice issues for CRNPs

Department of Health issued a clarification letter 9/18/2007 for Nursing Facilities

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Does the Physician Need to Sign CRNP / PA Orders and Notes

A: Yes

Physicians must sign all CRNP orders within 7 days


Physicians must sign all CRNP notes within 7 days

PA NF Licensure Regulations (PA Code 211.7)

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Are Standing Orders Allowed in Nursing Facilities?

- Influenza and Pneumococcal Vaccinations - **Yes**
 – Do Not require a physician order
- Other standing orders - **No**
- Guidelines / protocols may be implemented
 – Would require a physician order


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Are Annual PPD Tests / CXR Required in PA?

- PA Code 201.22 - A baseline TB status shall be obtained on all residents & employees in the facility.
 - Intra-dermal two step tuberculin skin test
- Decision on re-testing relates to community risk
- Annual CXR in absence of symptoms not recommended
 - No indication
 - Unnecessary radiation exposure

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How Do I Access the Facility Message Board?

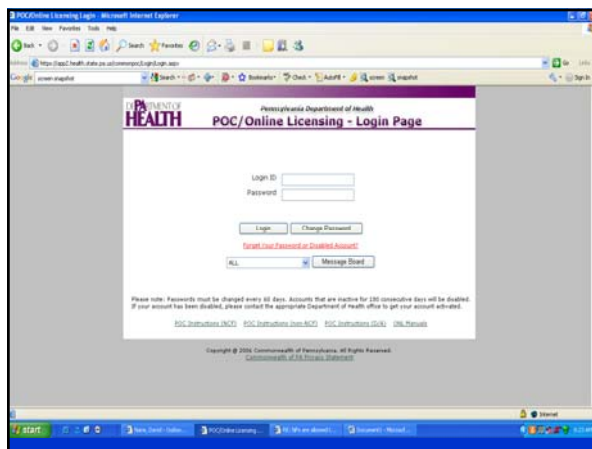
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<https://app2.health.state.pa.us/commonpoc/>

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The screenshot shows a web browser window displaying the 'Facility ADD Response' page. The page title is 'Pennsylvania Department of Health Health Care Facilities'. The main heading is 'Facility ADD Response'. Below the heading, there is a 'Click here to login' link. A green message states: 'You have properly connected to the facility database. You may proceed to log in.' There is also a small red error message: 'Technical Note: This program is being designed and tested using MS Internet Explorer on the work browser. Other browsers may or may not work well with this site. You may obtain Internet Explorer by clicking on the button below.'



The screenshot shows a web browser window displaying the 'POC/Online Licensing - Login Page'. The page title is 'Pennsylvania Department of Health POC/Online Licensing - Login Page'. The page contains a login form with fields for 'Login ID' and 'Password'. Below the fields are 'Login' and 'Change Password' buttons. There is also a link for 'Forgot Your Password or Disabled Account?'. At the bottom, there are links for 'PAC Instructions (NAC)', 'PAC Instructions (non-NAC)', 'PAC Instructions (LTC)', and 'FAQs'. A footer note states: 'Please note: Passwords must be changed every 90 days. Accounts that are inactive for 180 consecutive days will be disabled. If your account has been disabled, please contact the appropriate Department of Health office to get your account activated.' The copyright notice at the bottom reads: 'Copyright © 2008 Commonwealth of Pennsylvania. All Rights Reserved. Commonwealth of PA, DOH, DHEM, DHEM/PAH'.

11/12/2007	Revised F441-445 - "Hand Washing" for approved	2
11/09/2007	Infection Control Plan Submission Instructions	1
11/09/2007	Address for Infection Control Plan	0
11/16/2007	National Focus Facility Infection Assessments	2
11/12/2007	Update Letterhead for Biomedical and Ambulatory Patient Centers	2
11/02/2007	FCIA Evaluation Final	0
11/17/2007	FCIA Evaluation Final	0
11/02/2007	Consent Evaluation Check Backlist - November 2007	2
10/19/2007	MCQ References Breaker Information	0
10/02/2007	October 2007 Shared Audit Program Information	6
09/04/2007	Read Audit Back Safety	0
09/12/2007	October MCQ References Information	3
09/02/2007	2008 On-site Compliance Assessments	0
09/18/2007	Compliance of Standards from 2006 Survey	2
09/18/2007	Inspected Updates to CRIPD Scope of Practice	1
09/12/2007	Links to Medicare Home Evaluation	0
09/12/2007	State Audit Exemption Access Point	1
09/12/2007	Learn More About OIG Letters I/DMA Treatment Promotes Use of SCA Assessments as a Basis for Penalties (Client Performance Review)	1
09/12/2007	Revised Form for Federal Clinical Evaluation Checks	0
09/12/2007	Consent for Survey Provider Letter	1
02/12/2007	RAI Facility, Volume 2, Issue 1	1
10/09/2007	Background Assessment Backlist for Accredited Address	1
10/16/2007	MCQ References Breaker Information	0

Facility Message Board Details

Date Posted: 9/19/2007 Subject: Important Updates to CRIPD Scope of Practice

Please review the attached letter from the Director of the Division of Nursing Care Facilities regarding important updates to the scope of practice of CRIPDs.

Message: 234 of 236

Attachments: [NDA Evaluation of CRIPD Audit Case 2007.doc](#)

Download Word Version | Download Adobe Acrobat

F 441-445
Federal Nursing Facility Licensure
Regulations:
Infection Control

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F 441-445

- January 2007 began revision of F 441-445
 - F 441 - Infection Control & Infection Control Program (483.65 & 483.65a)
 - F 442 – Preventing Spread of Infection (483.65b)
 - F 443 – Staff with Communicable Diseases (483.65(b)(2))
 - F 444 – “Hand Washing” (483.52 (b)(3))
 - F 445 – Linen Handling (483.65(c))

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F 441-445

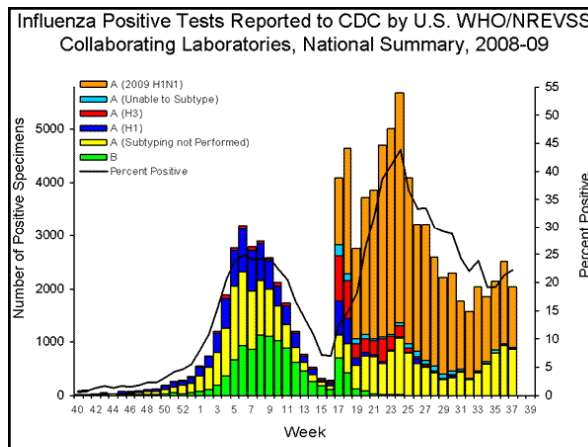
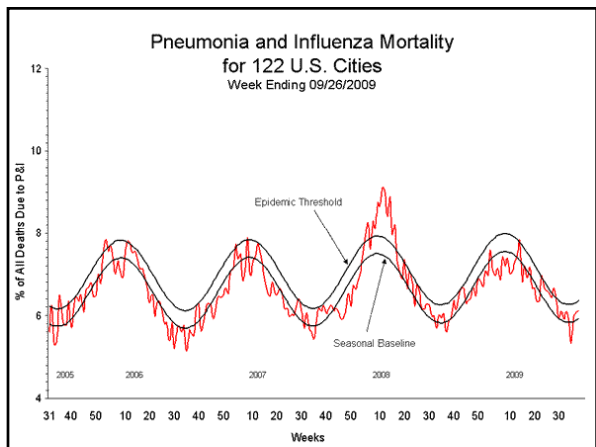
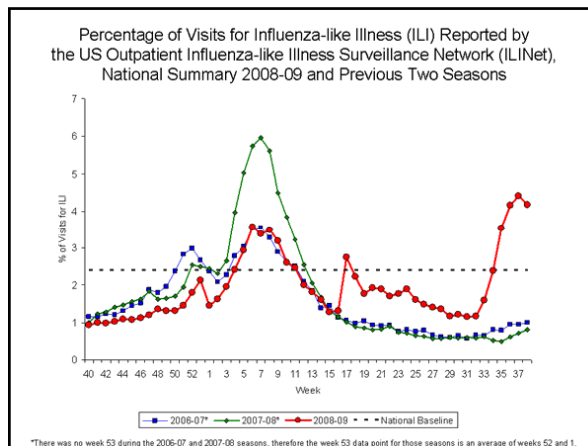
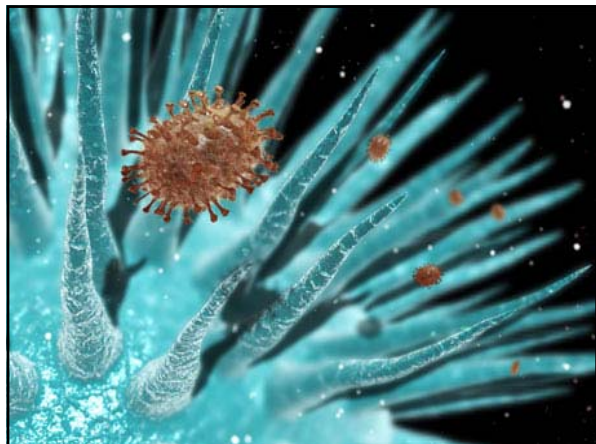
- September 2008 final revised guidelines back to CMS
 - Collapsed all tags into two
 - F 441 “Infection Control”
 - F 444 “Hand Washing”
- Release for Stakeholder comment September 17, 2008
 - Due back October 31, 2008

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F 441-445


- Federal surveyor training planned October 26-29, 2009
 - F441-445
 - F334 (Immunization Guidance)

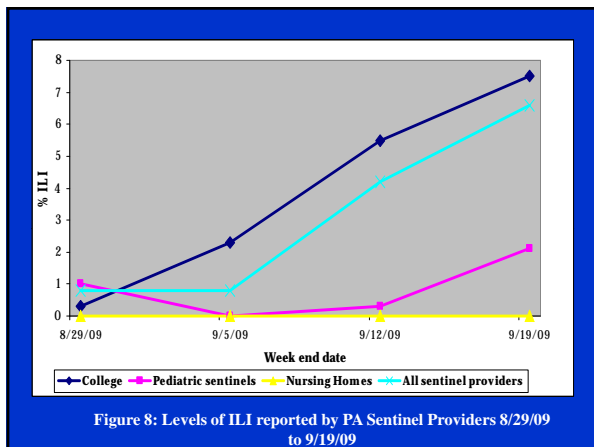
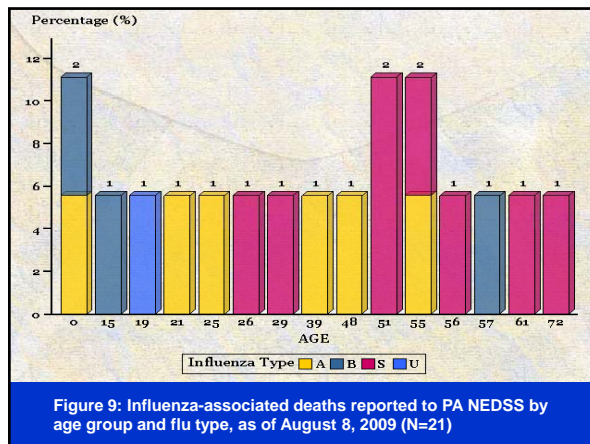
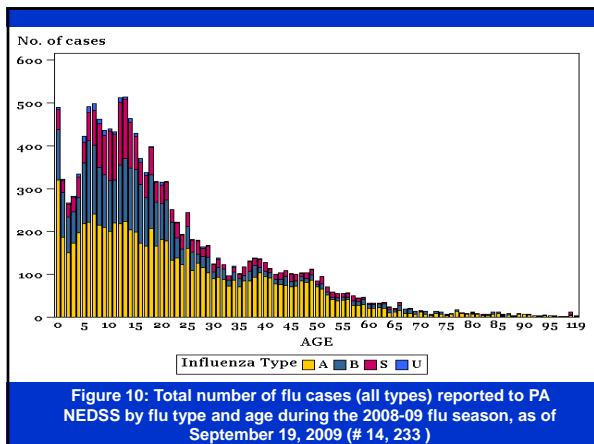
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Pandemic Vaccine – Who?

- Pregnant women
- Household contacts of children under 6 months
- Persons 6 months to 24 years
- Adults under 65 with medical conditions
- Healthcare workers & EMS personnel


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"Is the 2009 H1N1 Vaccine Safe?"


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Safety and 2009 H1N1 Vaccine


- Not really a new vaccine
- We change the flu vaccine every year to match what is going around.
- The pandemic vaccine is made in the same way that the regular flu shot is made
 - Same way for the past 20 years
 - 2009 H1N1 will likely be in the regular flu vaccine next year


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PMDA Position

Healthcare Worker Influenza Immunization

- PMDA recommends all healthcare workers be immunized against influenza
 - Seasonal
 - 2009 H1N1
- PMDA recommends that facilities include the use of a declination form in the HCW immunization programs


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Contact Information

- naceda@upmc.edu
- www.aging.pitt.edu

