Pharmaceutical Crime Investigation and Prosecution Training Program

St. Petersburg College
CENTER FOR PUBLIC SAFETY INNOVATION
Mission

• Develop and deliver high quality basic and advanced/specialized continuing education for law enforcement, first responders, military personnel.

• Training focuses on public safety, the disaster preparedness cycle, illegal drug interdiction, and community engagement.
CPSI Responds to:

- Local, state, and national training needs.
- Long-time partners
  - US Department of Justice,
  - Department of Homeland Security,
  - Department of Defense,
  - Department of State, and others.
- Training delivered throughout the United States (including Puerto Rico) and Central America.
Pharmaceutical Crime Investigation and Prosecution Training Program

3 items

Grant Overview
Grant Strategy
Grant Progress
Grant

- Funding through BJA Award

Requirements

- **Design, develop, and implement** a **national training program** that supports effective investigative and prosecutorial techniques for cases related to **prescription drug diversion**.
Overall goal

- Pharmaceutical Crime Training Program (PCTP)
  - Provide training,
  - Technical assistance,
  - Resources for law enforcement and prosecutorial agencies to increase successful identification, investigation, and prosecution of drug diversion crimes.
Pharmaceutical Crime Training Program

• Support Pharmaceutical Crime Investigators within their agencies.

• Promote the establishment of multi-dimensional Pharmaceutical Crime Task Forces combining law enforcement investigators from multiple agencies with local, statewide, and federal prosecutors.

• Assist medical and pharmaceutical professionals to effectively combat the many unique aspects of pharmaceutical drug diversion.
Interactive website

- Web-based clearinghouse for online resources regarding pharmaceutical drug diversion investigations and prosecution.

- **Research, education and training materials** will be available via the website in the form of online courses, articles, Power Point presentations, model policies and procedures, best practices, and recommendations.

- The website will also contain **webinars, podcasts, and downloadable toolkits** for prosecutors and investigators.
Strategy

Technical Assistance

- Provided to assist regions in implementing the task force model within their own communities.

- Comprehensive Speakers Bureau to provide a cadre of subject matter experts to present at conferences to disseminate information.
Steering Committee

- May 14 - 15, 2014,
- Sixteen subject matter experts from throughout the United States, and
- Discussed and brainstorm ideas for how to develop the grant deliverables to best meet the needs of investigators and prosecutors with the primary components.

- Three deliverables identified
  - Interactive website,
  - Tool kit for prosecutors, and
  - Educational / training sessions.
Steering Committee

**Barry Abramowitz**, retired Captain Clay County Sheriff’s Office, Jacksonville, FL

**Lorrina Abramowitz**, retired law enforcement pharmaceutical diversion investigator, Jacksonville, FL

**Scott Burns**, retired Executive Director of NDAA, former Deputy Director ONDCP, UT

**Charlie Cichon**, Executive Director of NADDI, MD

**Jim Giglio**, Director, PDMP Training and Technical Assistance Center, Brandeis University

**Shauna Hale**, prosecutor, US Attorney’s Office, Tampa, FL

**Lisa Hodgson**, Director of the Department of Health Professions and Facilities, WA

**Peter Kreiner**, PDMP Brandeis University, MA

**John McGuire**, retired law enforcement, Manager of Cabinet for Health & Family Services, KY

**John Niedermann**, Deputy District Attorney, Major Narcotics Division, Los Angeles, CA

**Robert O’Neill**, retired US Attorney, FL

**David Rausch**, Chief of Police, Knoxville, TN

**Don Vogt**, PDMP Manager, Bureau of Narcotics, OK

**Brian Zeeb**, SD State Division of Criminal Investigation, Attorney General’s Office

**Larry Zwieg**, Metro Bureau of Investigations, Orlando, FL

**Tara Kunkel**, BJA Fellowship

Center for Public Safety Innovation
Tool Kit Description

- **One stop online shop for investigators and prosecutors** to collaborate and direct investigations of all facets of pharmaceutical drug diversions.

- **Manuals/ Online Materials**
  - Database of Drug Laws by State
  - Database of Case Law Updates
  - Sample Pleadings
  - List of potential charges by State
  - Definitions of the Juris “Standard of Care”
  - Case Studies
  - Department of Health Requirements for License Suspensions
  - Investigatory Check List
  - Common Defenses and How to Combat Them
  - “Go By’s” – Guidelines Search Warrants
  - State PDMP Contact Information
  - Expert Database for Medical, Pharmaceutical, Toxicologist, Medical Examiner, etc.
  - Different Sections
    - How to…..
    - Who to contact…. 
    - Where to find…..
  - Reference Chart
    - List of Drugs…..
    - Weights…..
    - Active Ingredients…..
Tool Kit Description (continued)

- Lecture topics and recorded discussions:
  - Common Defenses,
  - Standard of Care - Criminal v. Civil,
  - Medical Board’s non-criminal options,
  - Coordinating investigations,
  - Medical Boards, Administration Boards, Law Enforcement and Prosecutors,
  - Advantages of Search Warrants or Subpoenas - home, office, HIPPA concerns, experts and
  - Red flags, Medical Record Analysis, and language (lexicon).

- Webinar on Financial Investigations and Asset Forfeiture
Educational / Training Sessions:
4 hour training sessions or combined into multi-day trainings

- **Understanding Psychopharmacology**
  - Addiction
  - Treatment
  - Resources

- **Use of P.D.M.P.**
  - Laws
  - Analysis
  - Use in investigation
  - Out of state use?

- **Non-Criminal Disciplinary Options - Understanding Laws and Administrative Regulations**
  - HIPPA/ 42 CFR
  - Prescribing Guidelines
  - Recordkeeping
  - State Statutes
  - Federal Code
Understanding Pharmaceutical Crimes
- Pharmacological Classification 893.01
- Criminal Laws
- Administrative Regulations/Laws
- Drug Schedules
- Trafficking Levels
- Fraud and Organized Crime

Investigative Techniques for Pharmaceutical Diversion Cases
- Proactive/Reactive
- Covert
- Historical
- Evidence handling/gathering
- Case examples
- Various types of investigations (pharmacist, pill mill, pain clinic, doctor, etc.)
- Coordination and collaboration with other agencies
How to Win or Lose the Prescription Drug Case

- Case Studies
- Common Defenses and How to Combat Them
- Sample cases for “go bys”
- Resources

Trends

- Blog for Trends
- Research application in developing systems to identify trends in prescription drugs
Webinars Topics:
- “Patient’s Day at the Doctor’s Office” – using scenarios to identify patient red flags,
- “Financial Investigations and Asset Forfeiture”, and
- “The Doctor is a Drug Dealer” – a look at the basic elements of prosecuting a doctor on a prescription drug case.

Podcasts Topics:
- “You Need Expert Witnesses” – why and where to find one,
- “Overview of the Prosecutor’s Tool Kit” – what to expect when completing all the podcasts/courses, highlights of topics and information available, and
- “Diversion Investigator Checklist” – guidelines to prove criminal intent.
Target Audience

- Law Enforcement,
- Judiciary: Prosecutors and Judges,
- Department of Corrections,
- Regulatory Agencies, and
- Community and Community Service Providers.
For more information about training with CPSI, call 727-344-8020
http://cpsi.spccollege.edu