Controlled Substances
Prescription Monitoring Program

Dean Wright, RPh
Arizona State Board of Pharmacy
Controlled Substances Prescription Monitoring Program

Purpose of the Controlled Substances Prescription Monitoring Program:

- Improve the State’s ability to identify controlled substance abusers or misusers and refer them for treatment
- Identify and stop diversion of prescription controlled substance drugs

Primary function of the Arizona State Board of Pharmacy:

- Provide a central repository of all prescriptions dispensed for Schedule II, III, and IV controlled substances in Arizona
A.R.S. § 36-2604 Use and release of confidential information

C. The board may release data collected by the program to the following:

- 1. A person who is authorized to prescribe or dispense a controlled substance to assist that person to provide medical or pharmaceutical care to a patient or to evaluate a patient.

- 2. An individual who requests the individual's own prescription monitoring information pursuant to section 12-2293.

- 3. A professional licensing board established pursuant to title 32, chapter 7, 11, 13, 14, 15, 16, 17, 18, 21, 25 or 29. Except as required pursuant to subsection B of this section, the board shall provide this information only if the requesting board states in writing that the information is necessary for an open investigation or complaint.

- 4. A local, state or federal law enforcement or criminal justice agency. Except as required pursuant to subsection B of this section, the board shall provide this information only if the requesting agency states in writing that the information is necessary for an open investigation or complaint.

- 5. The Arizona health care cost containment system administration regarding persons who are receiving services pursuant to chapter 29 of this title. Except as required pursuant to subsection B of this section, the board shall provide this information only if the administration states in writing that the information is necessary for an open investigation or complaint.

- 6. A person serving a lawful order of a court of competent jurisdiction.
Arizona State Board of Pharmacy

Controlled Substances Prescription Monitoring Program

• October 2008: Arizona began collecting data from resident and nonresident pharmacies. The first reports were due on or before Friday October 17, 2008 for the week ending October 11, 2008. Pharmacies were required to report their controlled substance data retroactively to April 1, 2008.

• October 2009: Began collecting data for dispensing practitioners.

• There are about 1681 resident and nonresident pharmacies reporting data and about 3800 dispensing practitioners reporting data.
Law Enforcement

Use of the Monitoring Program Database

- Patient’s Prescription Profile Reports (Solicited Reports)
  - Profile reports are only investigative tools
  - Profile reports are not evidence and may not be used as evidence. The reports provide investigators with the location of the filled prescription, which makes it easier to find the evidence.
  - Reports are based on prescription data collected from dispenser (pharmacies and dispensing practitioners). The Board cannot guarantee the accuracy of the data, it merely collects and compiles the data. It is the responsibility of the investigator to use the report to obtain the actual filled prescription evidence from the dispenser.
Law Enforcement Procedures for Requesting Access
Law Enforcement Procedures for Requesting Access

Our Mission

The Arizona State Board of Pharmacy protects the health, safety and welfare of the citizens of Arizona by regulating the practice of pharmacy and the distribution, sale and storage of prescription medications and devices and non-prescription medications.

The Board accomplishes its mission by:
- Issuing licenses to pharmacists, pharmacy interns and pharmacy technicians,
- Issuing permits to pharmacies, manufacturers, wholesalers and distributors,
- Conducting compliance inspections of permitted facilities and
- Investigating complaints & adjudicating violations of applicable state and federal laws and rules.

Promulgating and reviewing state rules and regulations.

View / Print your NAPLEX & MPJE scores online!

2012 Graduate Info

Click here for University of Arizona 2012 Graduating Intern Hours

PAYMENT POLICY UPDATE: As of 3/27/2012, all cash transactions must be provided in the exact amount.

Click here for Midwestern Intern Class of 2012 Info

Our office is now located at 1016 W Adams St., Suite 120 Phoenix, AZ 85007

Click here for map & parking info

Get a free hour of CE, compliments of the CDC!

Click here for details.
Summary

The Controlled Substances Prescription Monitoring Program (CSPMP) is a program developed to promote the public health and welfare by detecting diversion, abuse, and misuse of prescription medications classified as controlled substances under the Arizona Uniform Controlled Substances Act. To learn more about Arizona’s Controlled Substances Prescription Monitoring Program, click here.

Please direct all CSPMP questions to the Program Director, Dean Wright.

Contact Information

Dean Wright, Prescription Monitoring Program Director
Arizona State Board of Pharmacy

Physical Address:
1616 W. Adams, Suite 120
Phoenix, Arizona 85007

Mailing Address:
P.O. Box 18520
Phoenix, AZ 85011

Phone: (602) 771-2744
Fax: (602) 771-2740
E-mail: dwright@azpharmacy.gov
System Requirements

In order to access the controlled substances database you must have the following:

- Internet access with Internet Explorer (version 6.0 or above)
- Adobe Acrobat Reader (version 6.0 or above)
- A computer from which you can print
- A working e-mail address

Access

Under Arizona law only the following persons or entities are allowed access to the controlled substances database. Access is controlled by ASBP through careful identity and credential check.

- **MEDICAL PRACTITIONERS**: A licensed medical practitioner (MD, DO, DDS, DMD, DPM, NP, PA, OD, ND, NMD, and NMD) for information concerning a current or prospective patient.
- **PHARMACISTS**: A licensed pharmacist for information related to the patient or prescriber of a controlled substance prescription presented to be filled.
- **PATIENTS**: An individual requesting the individual's own prescription monitoring program information.
- **BOARDS**: Authorized representatives of the professional licensing boards for a complaint or investigation of a licensee as authorized under A.R.S. § 36-2604(C)(3).
- **LAW ENFORCEMENT**: Federal, State, and local law enforcement authorities for an individual complaint or investigation as authorized under A.R.S. § 36-2604(C)(4).
- **AHCCCS**: AHCCCS Administration authorities for a complaint or investigation of a persons receiving services under A.R.S. Title 36, Chapter 20 as authorized under A.R.S. § 36-2604(C)(5).

Penalty for Misuse of the Data System

Any person who knowingly discloses information received from the controlled substances prescription database in a manner inconsistent with a legitimate professional or regulatory purpose, a legitimate law enforcement purpose, the terms of a court order, or as otherwise expressly authorized by A.R.S. Title 36, Chapter 28 is guilty of a Class 6 felony.

The reports generated from the controlled substances database contain confidential information, including patient identifiers, and are not public records. The information should not be provided to any other persons or entity.
Law Enforcement Procedures for Requesting Access

The CSPMP database is an electronic tool that should provide law enforcement agencies with an efficient and effective alternative for gathering evidence for open complaints or investigations. The main program goal is to assist law enforcement agencies by reducing their investigatory time and effort as they gather information for building their cases.

To request access to the CSPMP Database an investigator must:

- Complete a [Law Enforcement Access Request form](#) and [Privacy Statement](#)
- Print the Law Enforcement Access Request and Privacy Statement forms
- Have the Law Enforcement Access Request form notarized
- Make a copy of your Agency ID card and Driver's License
  (Note: If the Access Request form is filled in by hand, block print must be used to increase legibility.)

Mail the following items to the Controlled Substances Prescription Monitoring Program:

1. Notarized Law Enforcement Access Request form
   (Note: ASBP will not process a faxed Access Request form)
2. Signed copy of the Privacy Statement form
3. Copy of current Agency ID card
4. Copy of current Driver's License

Arizona State Board of Pharmacy
Controlled Substances Prescription Monitoring Program
P.O. Box 18520
Phoenix, Arizona 85065
(602) 771-2744

Once the Access Request form is approved, ASBP's technical expert (Health Information Design) will notify the requestor via two separate e-mails. The first e-mail will contain a CSPMP system login ID and the second e-mail will include a secure password.

Note: ASBP will not process a faxed Access Request form. Supporting documents can be sent via fax or e-mail (derekh@azpharmacy.gov) however, CSPMP staff recommends that all documents be sent via mail. If you choose to send your supporting documents via fax or e-mail, please make sure all documents are legible.
ARIZONA STATE BOARD OF PHARMACY
P.O. Box 18529 Phoenix, AZ 85017
P 1-602-277-2727 F 1-602-277-2748
www.azpharmacy.gov

LAW ENFORCEMENT DATABASE ACCESS REQUEST FORM

In accordance with A.R.S. § 36-2604, "local, state, and federal law enforcement authorities...may have access to prescription information after making written request to the Board stating that the information is necessary for an open investigation or complaint."

All fields are required. Mail completed form to the address above.

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CHIEF LAW ENFORCEMENT OFFICER'S INFORMATION

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Signature: ____________________________ Date: ____________

Subscribed and sworn to before me in the County of __________, State of __________
this _____ day of __________, 20__

Notary Public Seal: ____________________________ My Commission expires: ____________

NOTARY PUBLIC

Pursuant to A.R.S. § 36-2610, a person who is granted access to information from the program and who knowingly discloses the information in a manner inconsistent with a legitimate professional or regulatory purpose, a legitimate law enforcement purpose, the terms of a court order or an otherwise expressly authorized by A.R.S. Title 36, Chapter 28 is guilty of a class 6 felony.

Mail the following items to the ASBP Controlled Substances Prescription Monitoring Program:

* Notarized Database Access Form
* Signed Copy of Oath or Statement
PRIVACY STATEMENT

Statutory Authority:
Section 2602 of Arizona Revised Statutes Title 36, Chapter 26, the Arizona Controlled Substances Prescription Monitoring Program Act, requires the Arizona State Board of Pharmacy (ASBP) to establish a computerized central database tracking system to track the prescribing, dispensing, and consumption of Schedule II, III, and IV controlled substances dispensed by a medical practitioner or by a pharmacy. The purpose of the program is to improve the State's ability to identity controlled substances abusers or misusers and refer them for treatment, and to identity and stop diversion of controlled substances in an efficient and cost effective manner that will not impede the appropriate medical utilization of listed controlled substances.

Access to Information:
A.R.S. § 36-2601 (C) (1) authorizes ASBP to release data from the Controlled Substances Prescription Monitoring Program (CSPMP) to persons authorized to prescribe or dispense controlled substances for the purpose of providing medical or pharmaceutical care to a patient or to evaluate a patient.

A.R.S. § 36-2601 (C) (3), (4), and (5) authorizes ASBP to release data from the CSPMP to a professional licensing board, a local, state, or federal law enforcement agency or criminal justice agency, and the Arizona Health Care Cost Containment System (AHCCCS) Administration, upon receiving a written request that states that the information is necessary for an open investigation or complaint.

Unlawful Disclosure:
Any person who is granted access to the information in the CSPMP database and who knowingly discloses the information in a manner inconsistent with a legitimate professional or regulatory purpose, a legitimate law enforcement purpose, the terms of a court order, or as otherwise expressly authorized by A.R.S. Title 36, Chapter 28 is guilty of a Class 6 felony.

I understand that inappropriate access or disclosure of this information is a violation of Arizona law and may result in disciplinary action by my licensing board and/or revocation of database access privileges.

Account Agreement:
By signing this agreement I hereby agree to follow the security and password policies of the Controlled Substances Prescription Monitoring Program. I agree to not disclose nor misrepresent any data or protected health information to any unauthorized person or party. I agree that I will not share my account information, login name, or password with anyone, even if they are authorized users of the program.

Signature: ___________________________ Date: ____________

Print Name: ___________________________
Access Notification

• Once your access request form is approved, ASBP’s technical expert, Health Information Designs, Inc. (HID) will notify you via two separate e-mails. The notifications will include the following information:

• The first e-mail will include the CSPMP system logon ID you will use to access the system and the database web link.
• The second e-mail will include the password you will use to access the system.

• * User login and password accounts are never to be shared.

• Before attempting to access the database, a requestor must have an affidavit available. Sample affidavits are available on the CSPMP web site and can be accessed by performing the following steps
Our Mission

The Arizona State Board of Pharmacy protects the health, safety and welfare of the citizens of Arizona by regulating the practice of pharmacy and the distribution, sale and storage of prescription medications and devices and non-prescription medications.

The Board accomplishes its mission by:

- Issuing licenses to pharmacists, pharmacy interns and pharmacy technicians,
- Issuing permits to pharmacies, manufacturers, wholesalers and distributors,
- Conducting compliance inspections of permitted facilities, and
- Investigating complaints & adjudicating violations of applicable state and federal laws and rules.
- Promulgating and reviewing state rules and regulations.

We will be closed for mandatory furlough days. Click here for more information...

Get your NAPLEX & MPJE scores online!
System Requirements

In order to access the controlled substances database you must have the following:

- Internet Explorer (version 6.0 or above)
- Windows 2000 or higher

You can print a sample affidavit form or submit online.

Following persons or entities are allowed access to the controlled substances database: Access is controlled by ASBP through careful identity and credential checks.

- **MEDICAL PRACTITIONERS**: A licensed medical practitioner (MD, DO, DDS, DMD, DPM, NP, PA, OD, ND, NMD, and HMD) for information concerning a current or prospective patient.
- **PHARMACISTS**: A licensed pharmacist for information related to the patient or prescriber of a controlled substance prescription presented to be filled.
- **PATIENTS**: An individual requesting the individual’s own prescription monitoring program information.
- **BOARDS**: Authorized representatives of the professional licensing boards for a complaint or investigation of a licensee as authorized under A.R.S. § 36-2604(C)(3).
- **LAW ENFORCEMENT**: Federal, State, and local law enforcement authorities for an individual complaint or investigation as authorized under A.R.S. § 36-2604(C)(4).
- **AHCCCS**: AHCCCS Administration authorities for a complaint or investigation of a persons receiving services under A.R.S. Title 36, Chapter 29 as authorized under A.R.S. § 36-2604(C)(5).

Penalty for Misuse of the Data System

Any person who knowingly discloses information received from the controlled substances prescription database in a manner inconsistent with a legitimate professional or regulatory purpose, a legitimate law enforcement purpose, the terms of a court order, or as otherwise expressly authorized by A.R.S. Title 36, Chapter 28 is guilty of a Class 5 felony.

The reports generated from the controlled substances database contain confidential information, including patient identifiers, and are not public records. The information should not be provided to any other persons or entity.
Affidavit Submission Requirements

When requesting database access, a professional licensing Board, local, state, or federal law enforcement, or AHCCCS Administration investigator who has a user name and password must complete an affidavit verifying authority, purpose, and subject of the data requested. The notarized affidavit must be faxed to 602-771-2748 or mailed to ASBP at 1700 W Washington Street, Suite 250, Phoenix, AZ 85007 within two days of a web query for data.

The affidavit must include all six minimum requirements that include:

1. The state and county in which affidavit is executed.

2. The name of the individual requesting the information as well as the individual’s job description and the law enforcement agency represented. The affiant must also state that the affiant is over the age of 19 years.

3. A reference to the primary name and social security number and/or driver’s license number of subject being investigated.

4. A statement that the information requested is pursuant to an open complaint or investigation. (Required by Arizona Administrative Code § 36-2604(C)(3), (4), or (5)).

5. A statement that the names, addresses and other identifying information presented in the request relate to the subject being investigated.

6. Signature of affiant and notarization.

Sample Affidavits are available at www.azpharmacy.gov by clicking on CS-Rx Monitoring Program in the Find by Category of the window.
State of Arizona
(Name of County)

(Request Number: ____________)

1. I, (Name), am a (Title) with the (Name of Agency). I am over the age of eighteen.

2. The (Name of Agency) is conducting an investigation involving (Name/s of Suspect), (SSN: ________________________) or Arizona DL# is (______________________).

3. In accordance with Arizona Revised Statute § 36-2604(C)(4) and Arizona Administrative Rules R4-23-503(C)(4), the information requested is pursuant to an open complaint or investigation.

4. All information, including names, addresses, and other identifying information, presented in the request only relate to the subject being investigated.

__________________________________________
(Printed Name)

________________________
(Signature)

(Title)

(Agency Name)

Subscribed and sworn to before me in the County of _______________________, State of ________, this ___ day of ____________________, 20___.

________________________
Notary Public Seal

My Commission expires:
Arizona State Board of Pharmacy
Controlled Substances Prescription Monitoring Program

• Database access as of September 14, 2012:
  ▪ Practitioners: 3981 (16.4%)
  ▪ Pharmacists: 1337 (21.6%)
  ▪ Law Enforcement Investigators: 252
  ▪ Board Investigators: 42

• Practitioners, pharmacists, and law enforcement and board investigators from another state may also request access.
Who is using the database?

Practitioners make 92.5% of the queries
Pharmacists make 7.3% of the queries
Law Enforcement make 0.14% of the queries
Healthcare Boards make 0.06% of the queries
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Arizona State Board of Pharmacy
Controlled Substances Prescription Monitoring Program

Queries - By Quarter for 2010

Queries – By Quarter for 2011

Queries – By Quarter for 2012
How often is the database being used?

Practitioners average 2581 queries per day.
Pharmacists average 228 queries per day.
Law enforcement agents average 2 queries per day.
Healthcare Boards average 0.9 queries per day.
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QUESTIONS?

Arizona State Board of Pharmacy
Web page: www.azpharmacy.gov

Dean Wright, CSPMP Director
Arizona State Board of Pharmacy
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Phoenix, AZ 85007
602-771-2744
Fax: 602-771-2748

dwright@azpharmacy.gov