

## **Oklahoma Commission on Opioid Abuse 11.10 Minutes**

The Oklahoma Commission on Opioid Abuse held its meeting at 1:30PM on November 10 at the Oklahoma Attorney General's Office, 313 N.E. 21<sup>st</sup> St, Oklahoma City, OK. The agenda was posted on the Attorney General's website and outside the meeting room 24 hours in advance in accordance with 25 O.S. § 311. The meeting notice was sent to the office of the Oklahoma Secretary of State, also pursuant to 25 O.S. § 311, and was date-stamped by that office on November 22 at 3:47PM.

Members present: Samantha Guinn on behalf of Attorney General John O'Connor, Nichole Nash on behalf of Commissioner Glen Mulready, Shanda Lassiter, Dr. Scott Anthony, Dr. Ed Braley, Kevin Buchanan, Bob Howard.

### **Call to Order 1:36PM**

Deputy Attorney General Samantha Guinn called the meeting to order and welcomed the members.

### **Roll Call 1:37PM**

Director of Legislative Affairs Emma Sherry called roll. Deputy Attorney General Samantha Guinn recognized a quorum and noted that the meeting notice and agenda were posted in accordance with the applicable Oklahoma statute Open Meetings Act.

### **Approve Minutes from previous meeting 1:40**

Dr. Scott Anthony moved to approve the minutes from the Council's last meeting on March 11, 2021. Dr. Ed Braley seconded the motion. It was passed unanimously by the members.

### **Discussion on Annual Report 1:45PM**

Deputy Attorney General Samantha Guinn announced that the group will discuss the annual report in a Special Meeting to review and approve that to present to the Legislature and Governor.

### **Legislative Report 1:47PM**

Director of Legislative Affairs Emma Sherry provided a report on opioid legislation from the 2021 Legislative Session and moving into the upcoming session. There were bills included that got signed by the Governor and passed into law and others that were held over until the next session. The bills signed by the Governor were: HB 1567, HB 2676, SB 57, SB 58 and SB 94. She explained that there were also pieces of legislature that were held over until the upcoming 2022 Legislative session that include: SB 24, SB 605, SB 610 and SB 888. There was also one opioid bill vetoed by Governor Stitt that was HB 2510.

Ms. Sherry also gave an update on interim studies that were given by legislators this interim concerning opioid prescriptions. Representative Rick West held a study on Controlled Substances' Regulation. He held the study to determine potential regulatory updates for the

dispensing of controlled substances and Oklahoma. Representative John Talley also held an interim study that considered the unintended effects of forced tapering on opioid prescriptions. It was stated in the study that opioid addiction in the U.S. needs to be addressed but it should not be addressed at the expense of the individuals who need the medication to maintain a good quality of life.

Ms. Sherry announced that if any member has any questions, concerns or suggestion for the next legislative session to contact herself or Deputy Attorney General Samantha Guinn.

Mr. Bob Howard discussed the Pain Limit Law that the Commission supported. He mentioned the reason behind the bill and the unintended consequences behind it. He said for four years that the Senate has passed it but will not get heard by the House. He said part of the proposal was to get a higher degree of professionalism into the pain clinics. Mr. Howard mentioned there should be a certain set of qualifications, training and certification to treat pain management patients. Mr. Howard also brought up that he does not believe that PAs should have the authority to write controlled substance prescriptions. He stated that it would be allowing them too much access for what they should have.

### **Sector Announcements and Updates: 2:17PM**

A. Director Donnie Anderson, OBNDD

- Not present.

B. Commissioner Carrie Slatton-Hodges, DMHSAS

- Not present.

C. Scott Anthony, D.O.

- Dr. Anthony announced that the CDC has updated their 2016 guidelines that are presented as graphs. He mentioned that the FDA declared that there is a problem and cannot abruptly cut off opioids. It takes time to get a patient off opioids or to get them at a reduced amount. The CDC remained mostly the same and was similar to HB 1446 not turning acute pain into chronic pain. Recommendation to try non opioid medication first stayed the same. He said there needs to be data on different types of pain syndromes, studies on how people do on a dose of opioids with different syndromes.

D. Rep. Chris Kannady, HD91

- Not present.

E. Sen. Roger Thompson, Dist. 8

- Not present.

F. Kevin Taubman

- Not Present.

G. Commissioner Glen Mulready, Oklahoma Insurance Department.

- Nicole Nash, designee, informed the group on her specialty in insurance and her background at the State Health Department. She would like to provide assistance where it is needed.

H. District Attorney Kevin Buchanan

- DA Buchanan gave an understanding of what law enforcement on the street is dealing with. He informed the group that you cannot field test fentanyl because it is too dangerous. Until you get the test result back for a positive result, there can be no arrest. Within that period, that dealer has the time to get away and disappear. OBN has one mobile testing unit. With that unit, you can test on site, but there is only one unit in the state. There are field tests for cocaine, heroin, meth to test on the spot to finish the arrest and will be allowed in court. There must be a presumptive test that shows something is being tested positive for a drug.

I. Mr. Bob Howard

- Mr. Howard reported that his discussion has been addressed.

J. Jenny Schmitt, MS, CRNA, APRN

- Ms. Schmitt stated that she is willing to provide any resources that the group needs. She said that they support our state and businesses on both sides. She appreciated the work of the OBNDD and their reporting systems and believes that e-prescribing has helped although there are beginning to be hackers into the systems. Trying to adopt and regulate the hackers will be a new hurdle for Pharmacy.

K. Edmond Braley, D.D.S., FAACS

- Dr. Braley informed the group that as a representative as the Oklahoma College of Dentistry and the Dentistry Association they have begun a partnership with Oklahoma Primary Healthcare Treatment Center and the OU College of Medicine and ODMHSAS to take some CE teaching courses for physicians to modify to present to health community. His plan is to make the certification a part of the curriculum at OU Dentistry.

L. Shonda Lassiter

- Not present.

**Future Meeting Dates 3:01PM**

Deputy Attorney General Samantha Guinn recognized the group will have a special meeting to approve of the annual report. She opened discussion on the two options provided to the group. Mr. Taubman made a motion to approve of the December 8 meeting. Dr. Braley Seconded. Motion passed.

**Adjournment**

Deputy Attorney General Samantha Guinn announced that the next meeting is scheduled for 12/08/21 at 1:30pm at the Attorney General's Office. This meeting will be to review and approve of the annual report. Dr. Braley moved to adjourn the meeting. Dr. Anthony seconded. The meeting adjourned at 3:03PM.