

Division of Professional Regulation (DPR)



Controlled Substance Advisory Committee (CSAC)

JLOSC Presentation - April 10, 2025

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About the CSAC

- The CSAC was established by SB 59 w/SA 2 in the 147th General Assembly in 2013
 - This is the first JLOSC review
- The CSAC acts in an advisory capacity to the Secretary of State and other state agencies related to the Regulation of Manufacturing, Distribution and Dispensing of Controlled Substances
- Committee Composition
 - 9 members: one physician, one dentist, one podiatrist, one veterinarian, one nurse practitioner, two pharmacists, one physician assistant and one public member



CSAC Mission

The mission of the CSAC is to promote, preserve and protect public health, safety, and welfare by regulating and monitoring use and abuse of controlled substances.



CSAC Duties

- Issue and renew controlled substance registrations
 - Physicians, dentists, veterinarians, podiatrists, physician assistants, advanced practice registered nurses, and optometrists
- Make recommendations to the Secretary of State related to:
 - New or amended controlled substance regulations
 - Registration approval/denials
 - Disciplinary actions of registrants who violate the law; and
 - Emergency changes to schedule substances that present a public health risk



Accomplishments

- Regulation and Discipline of Practitioners
 - Currently 9,650 Active Controlled Substance Registrants
 - Recommended discipline for practitioners found in violation of law
 - Example: Patrick Titus, M.D., Revoked 2016
 - ultimately found guilty in federal court
 - 13 counts unlawful drug distribution
 - Provides ongoing monitoring for registrants placed on probation
 - Recommended to place limits on prescribing schedules or specific drugs as part of sanctions related to discipline



Accomplishments

- Regulation/Legislative Recommendations & Changes
 - Recommended regulation changes to decrease diversion and fraud related to prescription pick-ups by adding identification requirement for the receiver of the prescription
 - Required cameras in pharmacy drive-thru
 - Recommended the addition of Regulation 9 – Safe Prescribing of Analgesics
 - Recommended to prohibit non-pharmacy practitioners from dispensing controlled substances beyond a 72-hour emergency supply



Accomplishments

- Regulation/Legislative Recommendations & Changes
 - Recommendations for the emergency scheduling of drugs with high potential of abuse and public harm
 - Bath salts (2011)
 - Extended-release hydrocodone, Zohydro (2014)
 - “Pinky” or synthetic opioid U-47700 (2016)
 - Xylazine (2023)



CSAC Response to JLOSC Observation

Mandatory Education Requirements for Initial Registry and Renewal

- New applicants must complete a 1-hour course on the website
 - Course is outdated
 - CSAC will update regulations eliminate the course
 - Will add an attestation to application to confirm familiarity and compliance with all statutory and regulatory requirements
- Continuing Education
 - Two hours per licensure period
 - CSAC will accept the mandatory DEA course for the renewal period immediately following completion of the hours



CSAC Response to JLOSC Staff Findings and Recommendations

- Recommendation #1 - Continue
 - The CSAC agrees with the JLOSC staff recommendation to continue the CSAC



CSAC Response to JLOSC Findings and Recommendations

■ Recommendation #2 - Statute Revisions

- The CSAC would like to work with the JLOSC to draft a bill to update the statute
 - The CSAC recommends:
 - Eliminate the CSAC and officially establish the Office of Controlled Substances (OCS) as the licensing and regulatory entity
 - Under the Division of Professional Regulation
 - OCS have same authority as a licensing board
 - The bill will clarify the role of DPR and OCS and delineate the duties, staffing, authority, and reporting requirements
 - Secretary of State would retain the authority to schedule drugs on an emergency basis
 - Strike language related to the PMP Advisory Committee and make necessary updates to Section 4798



CSAC Response to JLOSC Findings and Recommendations

- Recommendation #3 - Release from Review
 - The CSAC agrees with the JLOSC staff recommendation to release the CSAC from review upon enactment of legislation in Recommendation #2



Thank you

The CSAC would like to thank the JLOSC and staff for the time and effort put forth in this review and looks forward to working with you to implement much needed updates.



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