Business Meeting – October 19, 2017
3-4:15 p.m.
Agenda

- Announcements
- Final Report of the Committee on Resolutions/Constitution and Bylaws
- Discuss and Vote on Resolutions
- Discuss and Vote on Bylaw Amendments
- Election of Executive Committee Officers and Members
- President’s Award
- Installation of Executive Committee Officers and Members
A Resolution Endorsing the Enactment of Legislation Entitled the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2017

WHEREAS, the U.S. (U.S.) Senate has introduced a Bill proposing to amend the Tariff Act of 1930 to ensure that merchandise arriving through the mail shall be subject to review by U.S. Customs and Border Protection and to require the provision of advance electronic information on shipments of mail to U.S. Customs and Border Protection and for other purposes (S. 372); and

WHEREAS, the U.S. House of Representatives has introduced a companion Bill also proposing to amend the Tariff Act of 1930 to ensure that merchandise arriving through the mail shall be subject to review by U.S. Customs and Border Protection and to require the provision of advance electronic information on shipments of mail to U.S. Customs and Border Protection and for other purposes (H.R. 1057); and

WHEREAS, the U.S. Senate Bill S. 372 and the U.S. House of Representatives Bill H.R. 1057 are also known as the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2017; and

WHEREAS, illicitly manufactured synthetic opioids, including fentanyl and carfentanil, are being smuggled into the U.S. from foreign countries through the mail system, among other methods, and pose a serious danger to public safety; and

WHEREAS, synthetic opioids, including fentanyl and carfentanil are potent analgesics and are controlled substances in Schedule II of the Controlled Substances Act of 1970; and

WHEREAS, synthetic opioids, particularly fentanyl and carfentanil, have been linked to a significant and increasing number of overdoses and deaths throughout the U.S.; and

WHEREAS, improper handling of fentanyl and carfentanil and other fentanyl-related compounds poses significant danger to citizens, first responders, as well as, to law enforcement personnel who are investigating and seizing these substances, and to medical, treatment and laboratory personnel; and

WHEREAS, fentanyl, carfentanil and other fentanyl-related compounds are illicitly manufactured in many forms, such as powder, blotter paper, tablets and spray, and drug traffickers are concealing these substances in the mail system; and

WHEREAS, the U.S. Postal System currently does not require electronic customs data for mail entering the U.S. which impacts the ability of U.S. authorities to detect and prevent these dangerous substances from entering the country;

BE IT FURTHER RESOLVED, that the National Association of State Controlled Substances Authorities (NASCSA) endorses the enactment of legislation entitled the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2017.
A Resolution Encouraging the United States Department of Defense to Submit Controlled Substance Dispensations to State Prescription Monitoring Programs

WHEREAS, use of Prescription Monitoring Program (PMP) information assists prescribers and dispensers to make informed treatment and dispensing decisions; and

WHEREAS, use of PMP information serves as a valuable tool to inform policy, investigate inappropriate prescribing, dispensing and obtaining by fraud or deceit, and evaluate prevention measures to combat prescription drug abuse; and

WHEREAS, PMPs are more effective healthcare tools when they include all available controlled substance dispensing information for all patients;

THEREFORE BE IT RESOLVED, that the National Association of State Controlled Substances Authorities (NASCSA) strongly encourages the United States Department of Defense (DoD) to submit prescription dispensation information on schedules II-V controlled substances filled in DoD facilities in the United States to the respective State PMP; and

BE IT FURTHER RESOLVED, that NASCSA encourages the passage of federal legislation if needed to authorize DoD to submit prescription dispensation information on controlled substances filled in DoD facilities in the United States to state PMP’s in which the DoD facility resides in accordance with state reporting requirements.
NASCSA Resolution 2017-03
October 2017
San Antonio, Texas

A RESOLUTION IN SUPPORT OF STATE PRESCRIPTION MONITORING PROGRAMS (PMPs) AND IN OPPOSITION TO ANY INITIATIVES TO DUPLICATE OR REPLACE PMPs

WHEREAS, the National Association of State Controlled Substances Authorities (NASCSA) has historically supported prescription monitoring programs by individual states; and

WHEREAS, forty-nine states, the District of Columbia, and the County of St Louis in the state of Missouri currently have an operating prescription monitoring program; and

WHEREAS, forty-two PMPs are actively transmitting data across state lines to identify patients at risk and assist in preventing doctor-shopping; and

WHEREAS, thirty-five PMPs require daily reporting to their prescription monitoring programs by dispensers, with another twelve requiring, at minimum, weekly reporting; and

WHEREAS, the PMPs provide prescription information to an authorized healthcare professional who is treating a patient; and

WHEREAS, thirty-five PMPs have begun to require prescribers and pharmacists to use their state prescription monitoring program in many situations; and

WHEREAS, forty-seven PMPs provide prescription data when a law enforcement agency is investigating an individual who may be violating drug laws via a prescription; and

WHEREAS, most PMPs actively work with law enforcement agencies to detect prescribers or dispensers who may be trafficking via the prescriptions; and

WHEREAS, many PMPs actively work with law enforcement agencies to identify and prosecute fraud, waste, and abuse by providers and recipients of health care; and

WHEREAS, all PMPs have established security measures to protect patients’ privacy; and

WHEREAS, all PMPs collect the data for all covered prescriptions regardless of payer type and twenty-six states specifically identify those prescriptions for which cash is the primary or only payment type;

THEREFORE BE IT RESOLVED, that NASCSA support the continued implementation, utilization, collaboration, and enhancement of state prescription monitoring programs; and

BE IT FURTHER RESOLVED, that NASCSA rescinds resolution 2012-05 and replace it with this most current resolution; and

BE IT FURTHER RESOLVED, the executive committee is directed to seek opportunities to support the states’ prescription monitoring programs by participating in meetings, collaborating with interested parties, and writing letters to further support the states’ programs; and

BE IT FURTHER RESOLVED, that NASCSA oppose any initiative or program that duplicates or replaces individual state prescription monitoring programs.
WHEREAS, the purpose of The National Association of State Controlled Substances Authorities (NASCSA) is to provide a continuing mechanism through which states, federal agencies and others can work to increase the effectiveness and efficiency of state and national efforts to prevent prescription drug abuse; and

WHEREAS, Lisa Adams during her distinguished career at the Nevada Board of Pharmacy devoted many years of public service where she was instrumental in initiating many positive enhancements to the state’s Prescription Drug Monitoring Program and worked on various regulations aimed at reducing prescription drug abuse and diversion; and

WHEREAS, Lisa Adams was extremely active in both the Alliance of States With Prescription Drug Monitoring Programs as well as NASCSA, serving in leadership roles during her tenure, and provided ongoing support and assistance to NASCSA in meeting its goals;

THEREFORE BE IT RESOLVED, that NASCSA during its 33rd annual meeting hereby expresses its appreciation to Lisa Adams for her efforts; and

BE IT FURTHER RESOLVED, that Lisa Adams be made an honorary member of NASCSA; and

BE IT FURTHER RESOLVED, that this resolution be included in the official minutes of NASCSA and a copy presented to Lisa Adams.
WHEREAS, the purpose of The National Association of State Controlled Substances Authorities (NASCSA) is to provide a continuing mechanism through which states, federal agencies and others can work to increase the effectiveness and efficiency of state and national efforts to prevent prescription drug abuse; and

WHEREAS, David Dryden during his distinguished career at the Delaware Board of Pharmacy devoted many years of public service where he was instrumental in initiating many positive enhancements to the state’s Prescription Drug Monitoring Program and worked on various regulations aimed at reducing prescription drug abuse and diversion; and

WHEREAS, David Dryden was extremely active in both the Alliance of States With Prescription Drug Monitoring Programs as well as NASCSA, serving in leadership roles during his tenure, and provided ongoing support and assistance to NASCSA in meeting its goals;

THEREFORE BE IT RESOLVED, that NASCSA during its 33rd annual meeting hereby expresses its appreciation to David Dryden for his efforts; and

BE IT FURTHER RESOLVED, that David Dryden be made an honorary member of NASCSA; and

BE IT FURTHER RESOLVED, that this resolution be included in the official minutes of NASCSA and a copy presented to David Dryden.
NASCSA Resolution 2017-06
October 2017
San Antonio, Texas

A Resolution Recognizing Peg Clifford

WHEREAS, the purpose of The National Association of State Controlled Substances Authorities (NASCSA) is to provide a continuing mechanism through which states, federal agencies and others can work to increase the effectiveness and efficiency of state and national efforts to prevent prescription drug abuse; and

WHEREAS, Peg Clifford during her distinguished career at the New Hampshire Board of Pharmacy devoted many years of public service where she was instrumental in initiating many positive enhancements to the state’s Prescription Drug Monitoring Program and worked on various regulations aimed at reducing prescription drug abuse and diversion; and

WHEREAS, Peg Clifford was extremely active in both the Alliance of States With Prescription Drug Monitoring Programs as well as NASCSA, serving in leadership roles during her tenure, and provided ongoing support and assistance to NASCSA in meeting its goals;

THEREFORE BE IT RESOLVED, that NASCSA during its 33rd annual meeting hereby expresses its appreciation to Peg Clifford for her efforts; and

BE IT FURTHER RESOLVED, that Peg Clifford be made an honorary member of NASCSA; and

BE IT FURTHER RESOLVED, that this resolution be included in the official minutes of NASCSA and a copy presented to Peg Clifford.
WHEREAS, the purpose of The National Association of State Controlled Substances Authorities (NASCSA) is to provide a continuing mechanism through which states, federal agencies and others can work to increase the effectiveness and efficiency of state and national efforts to prevent prescription drug abuse; and

WHEREAS, Chad Zadrazil during his distinguished career at the Wisconsin Department of Safety and Professional Services, Prescription Drug Monitoring Program devoted several years of public service where he was instrumental in initiating many positive enhancements to the state’s Prescription Drug Monitoring Program and worked on various regulations aimed at reducing prescription drug abuse and diversion; and

WHEREAS, Chad Zadrazil was active in NASCSA, serving in leadership roles during his tenure, and provided ongoing support and assistance to NASCSA in meeting its goals;

THEREFORE BE IT RESOLVED, that NASCSA during its 33rd annual meeting hereby expresses its appreciation to Chad Zadrazil for his efforts; and

BE IT FURTHER RESOLVED, that Chad Zadrazil be made an honorary member of NASCSA; and

BE IT FURTHER RESOLVED, that this resolution be included in the official minutes of NASCSA and a copy presented to Chad Zadrazil.
ARTICLE II
Membership

(1) Regular Membership - The agency or agencies for each state, commonwealth, district or territory of the United States of America with controlled substance responsibilities, including but not limited to, prescription monitoring programs, shall be eligible for regular membership. The membership year shall run from July 1st of each year to June 30th. Only regular member agencies shall be eligible to vote on Association matters and only representatives of regular member agencies shall be eligible to hold office in the Association except as chair of the Executive Committee as authorized in Article VI(5).

(2) Associate Membership - Any government agency or organization with a stated interest in controlled substances, which agency is not eligible for regular membership as set out above, may become an associate member upon payment of the same fee as is set for regular membership in the Association. An associate member shall not be eligible to vote on Association matters or to hold office in the Association except as chair of the Executive Committee as
ARTICLE V
Annual Conference

The annual conference of the Association shall be held at a time and place determined by the Executive Committee. A notice setting out the time and place of the annual conference shall be sent to each member of the Association at least 90120 days prior to the conference. The Executive Committee shall set the agenda and fees for the annual conference. The annual conference is open to all members in good standing.
Bylaws – Article VI

ARTICLE VI
Officers

(1) The officers of the Association shall consist of a President, a Vice-President, and a Secretary-Treasurer, and the immediate Past President. Only representatives of NASCA regular members agencies shall be eligible to be officers.

(2) The President shall preside at all meetings of the Association and shall carry out the instructions of the Executive Committee with regard to the affairs of the Association. The President shall sign all certificates and other instruments for the Association, except that he/she may delegate the signing of financial instruments to the Secretary-Treasurer and/or Executive Director.

(3) The Vice-President shall perform such duties as may be assigned to him or her by the President or Executive Committee, and shall serve as chair of the Resolutions/Bylaws Committee. The Vice-President shall, in case of resignation, death, disability, or the absence of the President, perform and be vested with all of the President’s duties and authority.

(4) The Secretary-Treasurer shall keep account of all monies of the Association received or disbursed and shall keep a deposit thereof in such bank or depository as approved by the Executive Committee. The Secretary-Treasurer shall have the responsibility for keeping the minutes of all meetings and for maintaining other records deemed necessary by the Executive Committee. The Secretary-Treasurer may delegate duties and responsibilities to the Executive Director, as approved by the Executive Committee. The Secretary-Treasurer shall, in case of resignation, death, disability, or the absence of the Vice President, perform and be vested with all of the Vice President’s duties and authority.

(5) The Immediate Past President shall serve as chair of the Executive Committee. In the event that the Immediate Past President no longer represents a member agency or is otherwise
ARTICLE VII

Executive Committee

(1) The Executive Committee shall be composed of the four officers and four Members at Large, and the Chair. The Chair of the Executive Committee shall have no vote on Executive Committee matters except in the case of a tie.

(2) The Immediate Past President shall serve as chair of the Executive Committee and is responsible to set the agenda and act as the presider during meetings of the Executive Committee. In the event that the Immediate Past President no longer represents a regular member or is otherwise unable to serve, the Executive Committee shall select a person who has previously served as a member of the Executive Committee to serve as Chair.

(3) Four persons shall serve as Members at Large of the Executive Committee. Two members shall be elected at each annual conference for a term of two years, or until the next election is held. Executive Committee members may serve no more than two successive terms in the same position on the Executive Committee.

(4) The terms of all Executive Committee members shall commence upon their installation and they shall hold office until their successors are elected and have been installed. The officers shall be installed before the conclusion of the annual conference at which they are elected.

(5) No regular member shall have more than one representative on the Executive Committee at any time. No person shall serve more than two consecutive terms in the same position on the Executive Committee.

(6) The Executive Committee shall manage the business, assets, and affairs of the Association, exercise all the authority that may be exercised by the Association under its By-Laws, implement resolutions approved by the membership and approve the collection and expenditure of funds.

(7) The Executive Committee shall have full power to act on behalf of the Association and shall have general charge of its affairs in the intervals between meetings of the Association, provided that the acts of such Committee do not contravene the instructions of the Association. The Committee shall meet annually at the place of the annual conference of the Association or at such other times and places as may be determined by the Committee.

(8) The Executive Committee shall have the authority to employ and terminate from employment an Executive Director and other persons who are deemed by the Executive Committee to be appropriate staff of the Association.
Bylaws – Article VII (continued)

(e9) The Executive Committee shall hold its meetings upon call of the President or upon call by four members of the Executive Committee at such time and place as the President or the Executive Committee members shall designate.

(g10) The meeting dates and times of the Executive Committee and all subcommittees shall be published at least 5 days in advance of a meeting except in case of an emergency meeting.

(f11) In the interim between Executive Committee meetings, action may be taken by electronic mail without the necessity of seconds for motions for the purposes of conducting general business operations of the Association, with the exception of changes to the policies of the executive committee or anywhere else where a vote is required in the bylaws, provided such actions are approved by a majority of the Executive Committee. In no case will expenditures of funds be approved via electronic mail, except as explicitly outlined in written policies and procedures of the Executive Committee. In all cases, a written record of such electronic vote shall be recorded by the Secretary/Treasurer as part of the official minutes of the organization.

(f12) All meetings of the Executive Committee are open to all members as non-voting participants. The Executive Committee may meet in executive session for the purposes of, but not limited to, discussing personnel matters, conferring with an attorney representing the Association or to discuss the removal of an officer or member of the Executive Committee.

(f13) A majority of the members of the Executive Committee, exclusive of the chair shall constitute a quorum necessary to conduct business, and unless otherwise provided in the Bylaws of the Association, a majority of said quorum shall prevail in all matters before the Committee.

(f14) Any officer or member of the Executive Committee may be removed for cause deemed sufficient by an affirmative vote of two-thirds (2/3) of the total members of the Executive Committee entitled to vote. Any officer or member of the Executive Committee being considered for possible removal shall be notified in writing by the Executive Director of the reason or reasons in summary form for the consideration of said removal at least fifteen (15) days prior to the meeting during which the removal is to be considered.
ARTICLE VIII
Committees

(1) The President may appoint committees deemed necessary to carry out the business of the Association.

(2) The President shall appoint a Nominating Committee that will be responsible for presenting a slate of nominees at the annual conference. The Immediate Past President, if present at the conference Chair of the Executive Committee, shall chair the Nominating Committee.

(3) The President shall appoint a Resolutions/Bylaws Committee, which will be responsible for presenting proposed bylaw changes and/or resolutions to the membership during the business meeting of the Association. The Vice President, if present at the conference, shall chair the Resolutions/Bylaws Committee.

(4) The President shall appoint a Finance Committee, which will be responsible for reviewing the financial instruments and records of the Association at least annually and reporting its findings at the annual conference. The Secretary/Treasurer, if present at the conference, shall chair the Finance Committee.

(5) The President shall appoint a Prescription Monitoring Program Committee (PMP) that will serve as a resource to the Executive Committee and the entire membership. The PMP committee shall be responsible for providing both the expertise and support in providing guidance and recommendations in the development of programmatic needs and development of policy statements as needed that further the establishment, enhancement and operation of Prescription Monitoring Programs (PMPs). The President shall appoint a chair each year who shall be a state PMP administrator.

(6) The President, in consultation with any Committee chairperson may remove a nonparticipating and/or non-attending committee member.
ARTICLE IX
Quorum

A quorum at any business meeting shall consist of a simple majority of the regular membership. The quorum shall be established by a roll call of the regular membership at the beginning of each business meeting.

ARTICLE X
Vacancies

(1) A member of the Executive Committee who leaves his or her position with a regular member agency shall continue in office until the end of the next Executive Committee meeting, close of the next business meeting of the Association unless the Executive Committee determines there is a conflict of interest with his or her new status and continued service on the Executive Committee.

(2) In case of death, disability or resignation of any of the members of the Executive Committee, other than the President and Vice President as provided in Article VI(3&4), the remaining members of the Executive Committee may select a person to fill the vacancy for the unexpired term.
ARTICLE XI
Voting

(1) Each state, commonwealth, district, or territory with a regular membership may cast only one (1) vote, regardless of the number of regular members in each jurisdiction.

(2) An affirmative vote by the majority of the states, commonwealths, districts, or territories present and voting, a quorum having been established in accordance with Article VIII, is required for the passage of any motion.

(3) A two-thirds (2/3) vote of the states, commonwealths, districts, or territories present and voting shall be required to amend the By-Laws. Proposed changes to the Bylaws must be submitted to the chair of the Bylaws and Resolutions committee not less than 90 days prior to any business meeting as called by the Executive Committee at which the amendments will be considered. A written notice of any proposed changes to the By-Laws shall be sent to the members at least 60 days prior to any business meeting as called by the Executive Committee at which the amendments will be considered.

(4) In accordance with Article XI, a two-thirds (2/3) vote of the states, commonwealths, districts, or territories present and voting shall be required to consider a resolution that is submitted to the Executive Committee less than 45 days prior to a meeting.

(5) An affirmative vote by the majority of the states, commonwealths, districts, or territories present and voting shall be required for the passage of a resolution.

(6) In the event that a quorum is not established in accordance with Article VIII, the Executive Committee may employ alternate methods for the sole purposes of conducting voting on a motion to change the bylaws or elect an officer or Executive Committee member. An affirmative vote by the majority of regular members shall be required for election of officers and Executive Committee members and a two thirds (2/3) affirmative vote of regular members shall be required for the passage of a change to the bylaws.
ARTICLE XII
Resolutions

(1) Any member may propose a resolution to be considered by the regular membership at any business meeting of the Association. The resolution must be submitted in writing to the Executive Committee not less than 45 days prior to the meeting at which it will be considered. Voting shall be in accordance with Article XI, requiring a simple majority for passage.

(2) If a resolution is received by the Executive Committee less than 45 days prior to any business meeting of the Association at which it would be considered, it may be considered if two-thirds (2/3) of the regular membership present and voting approve its consideration. If approved for consideration, the resolution shall require an affirmative majority vote, in accordance with Article XI.

(3) A resolution approved by the members at the meeting shall be sent to all members within 90 days following a vote at a business meeting of the Association and forwarded to the Executive Committee for implementation as required.

(4) A resolution requiring an expenditure in excess of $100 must include a provision for a maximum expenditure not to exceed the Association’s existing balance in order to be implemented.
Bylaws – Article XVI

**ARTICLE XVI**

*Rules of Procedure*

**ARTICLE XVI**

*Rules of Procedures*

When not otherwise provided by the Bylaws, the business of NASCSA shall be conducted in accordance with the most recent edition of *Roberts Rules of Order*. 
2017-2018 Election Slate

Officers

- President (1 yr)
  - Barbara Carter (Minnesota)
- Vice President (1 yr)
  - Joe Fontenot (Louisiana)
- Secretary/Treasurer (1 yr)
  - Larry Pinson (Nevada)

*Chair of the Executive Committee Position held by Ralph Orr

Executive Committee – 2 Open (2yr term)

- Members at Large
  - Eric Griffin (Ohio)
  - Alan McGill (Pennsylvania)
PRESENTED BY DAVID DRYDEN, PRESIDENT
Election Results
2017-2018 NASCSA Executive Board

Officers (1 year terms)

- President
  - Barbara Carter (Minnesota)
- Vice President
  - Joe Fontenot (Louisiana)
- Secretary/Treasurer
  - Larry Pinson (Nevada)

Chair

  Ralph Orr (Virginia)

Members at Large

- Eric Griffin (Ohio) exp’19
- Alan McGill (Pennsylvania) exp’19
- Christie Frick (South Carolina) exp’18
- Joshua Vinciguerra (New York) exp’18