



**Medical Services Review Board
July 20, 2006
Minutes**

Members Present:

Beth Baker, M.D.
Barbara Baum, MS PT
Sharon Ellis, R.N.
Michael Goertz, M.D.
Rose Hatmaker
Charles Hipp, M.D.
Elizabeth Mangold
William Martin, Esq.
Reed Pollack
Andrew Schmidt, M.D.
Jon Talsness, M.D.
Andrea Trimble Hart

Members Excused:

Philip Bachman, M.D.
Robin Peterson, PT
Elizabeth Shrogren

Members Absent:

Jeffrey Bonsell, D.C.
Gregory J. Hynan, D.C.

Staff:

Kate Berger
Debbie Caswell
William Lohman, M.D.
Julie Marquardt
Philip Moosbrugger
Patricia Todd

Visitors:

Natalie Haefner, WCRA

1) Call to Order, Introductions and Announcements

Chairperson Beth Baker called the meeting to order at 4:12 p.m. A quorum was present. Members and visitors introduced themselves.

2) Approval of the April 20, 2006, Minutes

Barbara Baum made a motion to approve the April 20, 2006, minutes as presented. Jon Talsness seconded the motion. All voted in favor of the motion and it passed.

3) Proposed Chronic Narcotic Rules

Lohman pointed out copies of a draft of Minnesota Rules, Part 5221.6600, about Chronic Management and noted that the Medical Services Review Board (MSRB) worked on these rules about five years ago. At that time the Department of Labor and Industry (DLI) stopped all rulemaking. Baker recalled that the MSRB did a lot of work on those rules at previous meetings and they were almost finished at that time and that the rules dovetail with current work the MSRB is doing on prescription medications. She raised the possibility of having these rules reconsidered by DLI and the MSRB. Baker

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went to the Washington State Website and pulled out some of their rules. She distributed copies of their rules from 2004 and 2005 at the meeting to use to reconsider chronic management. Some points were reasonable such as a suggestion that the patient sign a narcotic pain contract and make sure they are getting all of their prescriptions from one doctor who can keep track of what they are getting.

Minnesota Draft Rules, 5221.6600, Subp. 3., A. about the criteria that must be met for patients to be considered for the chronic use of narcotic medication was discussed. The discussion centered on the minimum time for the utilization of prescription narcotics and whether the determination can be made at three or six months:

- If someone is treated for the first three months continuously with narcotics, those issues must be addressed.
- If there is pain for more than six months and you want to initiate chronic narcotics you must address that issue.

The board agreed on a definition of the word "chronic" and suggested a change to the prescription of narcotics for the treatment of chronic pain to differentiate it from the prescription of narcotics for the treatment of acute pain which the MSRB may be dealing with in another set of parameters. Baker suggested Lohman ask the current president of the Pain Society for comments. Lohman agreed to do that on behalf of the Board and asked for a list of any other individuals or organizations the MSRB would like the draft submitted to prior to taking final action.

Minnesota Rules 5221.6600, Subp. 3, B.

The MSRB had no modifications.

Minnesota Rules 5221.6600, Subp. 3, C.

- A contract would not be written into the rules but the department would put some sample contracts or links on its web site.
- "C. (2) The least addictive medication and dosage is used that meets the treatment goals" will be eliminated.
- An addition will be made to C. (10) that states that the treating physician will consider the impact of any changes in dosage on the patient's ability to do their job and write appropriate restrictions. They will add a provision that the onus is on the doctor to talk to the employer. Lohman will put this in writing and bring a draft back to the MSRB.

Minnesota Rules 5221.6600, Subparts 3, D. and E.

- Items D. and E. in the draft rules were approved as presented.

Lohman will seek comments for the Twin City Pain Management Association, and the MMA. Lohman will send out revised drafts to the MSRB members as they are available.

4) Draft Report on Narcotic Analgesics

Lohman noted he sent the draft report on narcotic analgesics out before it was completed so that members would have more time to review it and some articles were not included. The methodology is as written and a few more articles will be written into the review as suggested by Baker. A conclusion from additional articles will be added and he will add quality scores for all the articles

Discussion followed about equipotence and conversions.

With no other objections to the report as written, Lohman said he would add the articles and quality reviews and send it out electronically for comment. Tallness and Hipp suggested that the use of meperidine be prohibited.

6) New Business

Lohman sought input from the MSRB members on how the rules and reports could be approved by the Board either electronically or at an extra meeting.

Talsness made a motion to send the rules and reports electronically instead of holding extra meetings. Hipp seconded the motion. All voted in favor of the motion.

Lohman confirmed the topics for discussion next year as listed in the April 20, 2006, minutes and will address them in that order.

Talsness made a motion to adjourn at 6:03 p.m. Hatmaker seconded the motion. All voted in favor of the motion and it passed.

Respectfully submitted,



Debbie Caswell
Executive Secretary

dc/s