Compliance Issues Related to Controlled Substances



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Scope of the Problem

- "We're one of the lucky organizations"
- "That wouldn't happen here. We're a small facility."
- Look at:
 - Number of cases per year
 - How they are identified
- Mitigate risk with a formal program, transparency, and development of a culture of accountability

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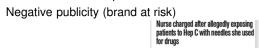
The Potential for Harm is Very Real

- Care delivered by an impaired provider
- Withholding medications from patients in need
- Transmission of bloodborne pathogens

- · Overdose, death
- · Driving impaired

The Potential for Harm is Very Real

- **HIPAA** violations •
- Liability-civil, regulatory •
- 340B and GPO compliance •
- •





Goals

- · Prevent, detect and respond
- · Culture of ongoing awareness and accountability



What is Needed System-Wide?

- · Uniform processes
- · Consistent objectives where uniformity isn't feasible
- · Simplicity
- · Communication across the system

Program Operations and Oversight

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- · Daily operations-surveillance
- Database
- Educator

Other Key Functions

- · Education
- Institutional resource
- Diversion risk rounds
- Community, LE and regulatory liaison

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Program Operations and Oversight

^a Diversion Response Team

- Multidisciplinary
- Input from manager of suspected staff member
- \cdot Short notice and after normal business hours

Diversion Oversight Committee –

- · High level
- · Ensures support and direction for program
- · Data tracking over time

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Diversion Committee Membership

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Anesthesia
Nursing
Pharmacy
Security
Risk Management
Quality/Safety
Accreditation
Chief Medical Officer or

designee •Compliance Infection prevention
Human Resources
Occupational Health
Research
Counsel

Ad hoc

Important Elements

- 10 Policies to prevent, detect and properly respond to diversion
- Shared responsibilities between key departments
- Method of auditing *for all areas* Prompt attention to suspicious data •
- •
- Collaborative relationship with external agencies •
- Education for all staff- transparency is essential •
- Regular diversion risk rounding •

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Final Thoughts

A formal diversion program is essential for:

- Compliance
- Risk reduction
- · Protection of staff, associates and the community

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