

**Senator Patricia W. Jones** proposes the following substitute bill:

**1 EDUCATION FOR PRESCRIBING CONTROLLED SUBSTANCES**

2 2011 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Patricia W. Jones**

5 House Sponsor: Bradley M. Daw

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6  
7 **LONG TITLE**

8 **General Description:**

9 This bill amends provisions of the Utah Controlled Substances Act.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ requires a prescriber applying for a new or renewed controlled substance license to  
13 take four hours of controlled substance prescribing classes each licensing period;

14 ▶ requires the Division of Occupations and Professional Licensing, in consultation  
15 with the Utah Medical Association and other medical licensing boards, to establish  
16 educational content of controlled substance prescribing classes to help establish safe  
17 and effective practices for prescribing controlled substances, which may include  
18 opioid narcotics, hypnotic depressants, and psychostimulants;

19 ▶ provides that any controlled substance prescribing class required under this bill does  
20 not increase the total continuing professional education requirements for prescriber  
21 licensing; and

22 ▶ allows the division to establish rules.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**



26 None

27 **Utah Code Sections Affected:**

28 ENACTS:

29 **58-37-6.5**, Utah Code Annotated 1953



31 *Be it enacted by the Legislature of the state of Utah:*

32 Section 1. Section **58-37-6.5** is enacted to read:

33 **58-37-6.5. Continuing professional education for controlled substance prescribers.**

34 (1) (a) Beginning on July 1, 2012, each individual, other than a veterinarian, who has a  
35 license to prescribe a controlled substance under Title 58, Chapter 37, Utah Controlled  
36 Substances Act, shall complete at least four continuing professional education hours in  
37 approved controlled substance prescribing classes per licensing period.

38 (b) Any controlled substance prescribing class under this section shall:

39 (i) qualify for the AMA PRA Category 1 Credit;

40 (ii) be presented by an organization accredited to provide continuing medical  
41 education, including:

42 (A) the Accreditation Council for Continuing Medical Education;

43 (B) the Utah Medical Association; or

44 (C) another recognized state continuing medical education accrediting body; and

45 (iii) be approved by:

46 (A) the recognized state continuing medical education accrediting body; and

47 (B) the division.

48 (2) The division, by rule and in consultation with the applicable practitioner licensing  
49 board and the recognized state continuing medical education accrediting body, shall establish  
50 educational content for any controlled substance prescribing class under this section. The  
51 content shall include materials such as:

52 (a) use of the state controlled substance database;

53 (b) specific pharmacology;

54 (c) abuse, dependence, and addictive properties and toxicity of certain controlled  
55 substances, which may include opioid narcotics, hypnotic depressants, and psychostimulants;

56 and

- 57           (d) other applicable content as determined by the division and established by rule.  
58           (3) A controlled substance prescribing class required under this section:  
59           (a) may be held:  
60           (i) in conjunction with other continuing professional education programs; and  
61           (ii) online;  
62           (b) does not increase the total number of state-required continuing professional  
63 education hours required for prescriber licensing; and  
64           (c) shall be reported by an individual as part of the continuing professional education  
65 required for licensing.  
66           (4) The division may establish rules, in accordance with Title 63G, Chapter 3, Utah  
67 Administrative Rulemaking Act, to implement this section.

# FISCAL NOTE

S.B. 61 2nd Sub. (Salmon)

SHORT TITLE: Education for Prescribing Controlled Substances

SPONSOR: Jones, P.

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.