

**MINUTES**  
**UTAH**  
**CONTROLLED SUBSTANCES ADVISORY COMMITTEE**  
**MEETING**

**February 25, 2013**

**Room 474, 4<sup>nd</sup> Floor – 4:00 P.M.**  
**Heber M. Wells Building**  
**Salt Lake City, UT 84111**

**CONVENED:** 4:03 p.m.

**ADJOURNED:** 5:20 p.m.

**Bureau Manager:**  
**Board Secretary:**

Debra Hobbins, DNP, APRN  
Shirlene Kimball

**Division Staff:**

Ray Walker, Division Enforcement Counsel

**Committee Members Present:**

David N. Sundwall, MD, Chairperson  
Major Jeff Carr  
Elizabeth Howell, MD  
David Young, Pharm.D  
Glen R. Hanson, DDS  
Kristen Ries, MD  
Scott Reed,  
J. Paul Clark, MD

**Committee Members Excused**

Jeffrey Wright, ND  
Elizabeth Howell, MD  
Darin M. Vercillo, MD  
Todd C. Grey, MD  
Blaine Winters, APRN

**Guests:**

Beth Johnson, Pharmacy  
Rich Burch, Pharmacy  
Phil Olsen, UPhA – Pharmacy  
Michael Wright, UPhA – Pharmacy  
Kye Nordfelt, SMART, Utah County Coalition  
Darrell Bingham, SMART, Utah County Coalition  
Dan Stapleton, SMART, Utah County Coalition  
Kurt H. Price, UPhA  
Jenni Buu, Pharmacy  
M. Bauer, Medicine  
Camille Hollifield, U of U PhD student  
Anna Dillingham, UT Assoc of Local Health Depts.  
Jennifer McNair, UT DPS – Crime lab  
Katie Carlson, U of U

Tyson Rakwell, U of U Pharmacy student  
Marty Malheiro, Utah Poison Control  
Ben Sperry

## **TOPICS FOR DISCUSSION**

### **ADMINISTRATIVE BUSINESS:**

Oath of Office administered to J. Paul Clark,  
MD:

January 24, 2013 Minutes:

Vote on the recommendation from the last meeting to add the new substances referenced by Ms. McNair to the Controlled Substances list:

Discussion regarding Tramadol:

## **DECISIONS AND RECOMMENDATIONS**

Dr. Hobbins administered the Oath of Office to J. Paul Clark. Committee members welcomed Dr. Clark.

A motion was made to approve the January 24, 2013 minutes as written. The motion was seconded. All Committee members voted in favor of the motion.

Dr. Sundwall reported Committee members discussed new substances last month and made a recommendation to add those substances to the list for Representative Ray's bill. However, a quorum was not present last month and Dr. Hobbins requested the Committee make a motion to add the substances to the list. A motion was made to add the analogs of those currently in the proposed bill: Spice 5F-AKB48; 1-(5-fluoropentyl)-N-tricyclo[3.3.1.1<sup>3,7</sup>]dec-1-yl-1H-indazole-3-carboxamide. Bath salts and Others: ethylphenidate 25B-NBOMe; 2-(4-bromo-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine 25C-NBOMe; 2-(4-Chloro-2,5-dimethoxyphenyl)-N-[(2-methoxyphenyl)methyl]ethanamine. The motion was seconded. All Committee members voted in favor of the motion.

Dr. Sundwall questioned Ms. McNair if there were any additional substances to add. Ms. McNair stated she does not have any new substances to add at this time.

Dr. Sundwall indicated this agenda item was at the request of Dr. Howell. However, Dr. Howell was unable to attend this meeting. There are a number of guests here for the discussion and Dr. Sundwall invited those guests to speak to the issue. Mr. Nordfelt, SMART, Utah County Coalition, indicated the SMART Coalition is the Substance Misuse and Abuse Reduction Team for Utah County. He indicated the coalition is working hard to implement

strategies that target the causes of prescription and alcohol abuse in Utah County. He indicated coalition members would like to recommend Tramadol be added to the controlled substances list. He reported there are currently eight states that schedule Tramadol as a Schedule III or IV drug. Dr. Clark stated according to his research, there are thirteen states that have added Tramadol as a controlled substance. Mr. Bingham, SMART Coalition, indicated it would be helpful to law enforcement if Tramadol were a scheduled drug, even if it was a Schedule V. The scheduling of a drug could mean the difference of a misdemeanor or felony. The drug could then be tracked through the Controlled Substance Database. Mr. Nordfelt stated he would prefer Tramadol be a Schedule III or IV. Another guest stated she works in a treatment center. She reported they are finding patients with a dependence on Tramadol. A few patients will go through withdrawal from the drug. Dr. Hansen stated there are a number of physicians who prescribe Tramadol and he has not heard of any problems being reported. Dr. Hansen stated he would like to see the hard-core data regarding Tramadol abuse. Dr. Sundwall stated he prescribes Tramadol and has had no problems, however, he stated he understands the need for a tool for law enforcement. Mr. Bingham stated if Tramadol were a scheduled drug, it would give law enforcement an ability to prosecute the illegal use. Dr. Young stated that if Tramadol becomes a Schedule V, the pharmacy would have to report it to the Controlled Substance Database; but not much would change for the prescriber. A Schedule V means the practitioner can write a prescription for one year (with refills) like any other drug. The prescriber would need to have a DEA number. Dr. Ries stated she does not feel Tramadol is a good drug and it would be helpful to find out how much it is actually used. Dr. Sundwall stated he disagrees and indicated it has an opioid type affect. Dr. Hansen stated he would like to see if abuse is escalating and why the federal government has not scheduled it yet. He indicated he would like to see specific evidence regarding the use or abuse of Tramadol. Dr. Clark stated he feels it is a dangerous drug because of the abuse. Pharmacist guest stated that Tramadol is one of the top drugs his pharmacy

dispenses. A second pharmacist guest stated that at the pharmacy where he is employed, Tramadol is treated like a controlled substance. It was also reported the Utah Department of Health lists Tramadol as the fifth highest cause of death. Dr. Hansen stated that many times forensics only identifies one drug and uses that as the cause of death.

Dr. Ries made a motion to add Tramadol as a Schedule V controlled substance in Utah. Dr. Clark seconded the motion. Mr. Reed abstained. All other Committee members voted in favor of the motion. Mr. Reed stated he does not feel making Tramadol a Schedule V will provide that much help. Dr. Hansen suggested putting in a stipulation to make Tramadol a Schedule V and track the data for one year to determine if it should remain a scheduled drug and which schedule it should be listed under. Dr. Ries made a motion to amend her original motion to add Tramadol as a Schedule V controlled substance for one year and gather data for review to determine if Tramadol should remain a Schedule V, or moved to a Schedule III or IV. Dr. Clark seconded the amended motion. All Committee members voted in favor of the amended motion. Dr. Hobbins indicated she would speak with Senator Vickers to see if he can add the recommendation to a draft bill.

Dr. Sundwall also recommended adding this language to the letter sent to Representative Ray. All Committee members voted in favor of the recommendation. Dr. Sundwall will speak to Representative Ray to see if these additional substances can be added to his bill.

Discussion regarding Hydrocodone:

Committee members discussed the FDA recommendation to reschedule pain medication's that contain hydrocodone as Schedule II Controlled Substances. Hydrocodone is currently a Schedule III. Dr. Young reported the DEA has not made a decision regarding the recommendation. This discussion will be placed on a back burner to see what happens with the DEA.

Updates:

Law Enforcement: Major Carr reported the Drug Free America Foundation is sponsoring a webinar regarding synthetic/designer drugs on May 23, 2013.

Major Carr stated he did not have anything new to report.

Utah Crime Lab: Ms. McNair reported all crime lab reports now have to include the law word for word. The report must also provide the chemical structure of the drug and cannot just state the drug is an analog. Ms. McNair also reported the canine officers program received funding to train dogs to identify spice drugs. She stated she has no new substances to recommend today.

Poison Control: Marty Malheiro, Utah Poison Control, reported there are only 3 new substances to report, one bath salt, 1 "food coloring" and 1 ecstasy. Dr. Crouch had provided Committee members with web sites to review videos regarding "food coloring". Ms. Malheiro reported in addition to the "food coloring," they are finding "liquid spice" which is a third generation of spice.

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

September 9, 2013  
Date Approved

(ss) David N. Sundwall, MD  
David N. Sundwall, Chairperson, Controlled  
Substances Advisory Committee

9/9/13  
Date Approved

(ss) Debra Hobbs  
Debra Hobbs, Bureau Manager, Division of  
Occupational & Professional Licensing