

State of Nebraska Prescription Drug Monitoring Program ASAP v5.0 Policy

Policy: State of Nebraska Health Information Technology Board PDMP Data Requests Policy	Accountability: CyncHealth Staff / Vendors:	
Effective Date: 06/20/2024	Review Date:	Referenced Procedures:
Intended Audience: All CyncHealth staff and vendors working on behalf of CyncHealth; All Nebraska pharmacies and other dispensers		
Approval: 06/20/2024	Approval:	
Title: HIT Board	Title:	

STATEMENT

In accordance with the standards set forth under the Health Insurance Portability and Accountability Act (“HIPAA”) as well as federal and state statutory and regulatory requirements (hereafter referred to as “Regulatory Requirements”), CyncHealth is committed to ensuring the confidentiality, integrity, and availability of protected health information and electronic protected health information (PHI/ePHI), as well as any sensitive and confidential data it creates, receives, maintains, and/or transmits. For the purposes of this policy, PHI, ePHI and sensitive and confidential data shall be referred to herein as “Covered Information.”

DEFINITIONS

- **American Society for Automation in Pharmacy (ASAP):** The organization responsible for development of the standard format used by all pharmacy and PDMP systems across the United States and its territories.
- **Electronic Protected Health Information (ePHI):** Information that is “individually identifiable health information” and is created, received, maintained, or transmitted in any electronic form or medium.
- **Health Information Technology Board (HIT Board):** A seventeen-member board of healthcare professionals appointed by the Governor of Nebraska to oversee the State of Nebraska Health Information Exchange and the State of Nebraska Prescription Drug Monitoring Program (PDMP).

- **Prescription Drug Monitoring Program (PDMP):** The system in Nebraska established as a standalone medication query platform that collects all prescriptions dispensed from pharmacies and other dispensers, established through Neb. Rev. Stat. § 71-2454.

PURPOSE

The purpose of this policy is to document the State of Nebraska HIT Board’s responsibilities to establish criteria for data collection by the Prescription Drug Monitoring Program and to establish the minimum administrative, physical, and technical safeguards necessary to protect the confidentiality, integrity, and availability of the prescription drug information as addressed in Neb. Rev. Stat. § 71-2454 (6). The objective is to determine which ASAP version and data elements are to be reported by pharmacies and other dispensers to the PDMP.

SCOPE AND APPLICABILITY

This policy covers the reporting of data to the Nebraska PDMP as overseen by the State of Nebraska HIT Board. The PDMP shall collect information from pharmacies, veterinarians, and other dispensers per Neb. Rev. Stat. § 71-2454 (3)(m) to report “Additional information as determined by the Health Information Technology Board and as published in the submitter guide for the prescription drug monitoring system.”

ROLES AND RESPONSIBILITIES

Per Neb. Rev. Stat. § 81-6,128(1), the Nebraska Health Information Technology Board has the statutory authority to “(a) Establish criteria for data collection and disbursement by the statewide health information exchange described in section [71-2455](#) and the prescription drug monitoring program created under section [71-2454](#) to improve the quality of information provided to clinicians” and “(b) Evaluate and ensure that the statewide health information exchange is meeting technological standards for reporting of data for the prescription drug monitoring program, including the data to be collected and reported and the frequency of data collection and disbursement”.

The State of Nebraska HIT Board with the support of CyncHealth Chief Legal Counsel will be responsible for the enforcement, interpretation, management, review, and education of this policy. Likewise, CyncHealth staff will be responsible for acknowledgement and adherence to this policy.

POLICY

Nebraska shall require all Nebraska-licensed pharmacies and other dispensers to report to the Prescription Drug Monitoring Program according to data elements and specifications in the Implementation Guide ASAP Standard for Prescription Drug Monitoring Programs version 5 as of the date of this policy adoption. Specific required data elements and specifications shall be found in the Nebraska Submitter Guide v2.2 or the latest published version publicly available, which is listed on Nebraska Department of Health and Human Services’ website here: <https://dhhs.ne.gov/Pages/Drug-Overdose-Prevention-PDMP-Reporting.aspx>. Additional data elements not identified as required are encouraged to be reported. These reporting requirements shall be effective September 1, 2024.

For any Nebraska-licensed pharmacy and/or dispenser who is unable to meet the September 1, 2024 deadline, the Nebraska PDMP will continue to accept files in the ASAP v4.2A format.

PDMP Recommendations

CyncHealth will ensure that the HIT Board has a reliable vehicle to provide suggestions and recommendations for changes and enhancements to the Nebraska PDMP.

COMPLIANCE

CyncHealth staff will be required to comply with all information security policies and procedures as a condition of employment or contract with CyncHealth. CyncHealth staff who fail to abide by the requirements outlined in the HIT Board PDMP Data Requests Policy and Procedures will be subject to disciplinary action up to and including termination of employment or contract.

ANNUAL REVIEW

Date:	Reviewed By:	Comments/Updates:
Date of implementations:		Date of updates: