

State of California

Department of Consumer Affairs
Medical Board of California**MEMORANDUM****To:** Medical Board of California
Diversion Committee**Date:** January 14, 2008**From:** Frank L. Valine
Diversion Program Administrator*Frank L. Valine***Subject:** Quality Review Report –2nd Quarter of FY 2007/2008

Attached are the quarterly reports of Quality Review issues requested by the Diversion Committee. They include a review of Intakes, Relapses and Releases during the period of October 1, 2007 through December 31, 2007.

INTAKES

A total of 5 physicians contacted the Program during the 2nd Quarter. The following charts reflect the outcomes of contact with these physicians as of December 31, 2007, as well as, other categories of information.

Status at Intake	1 st Qtr	2 nd Qtr	3rd Qtr	4th Qtr	Totals
Active: Approved by DEC & Signed Agreement	0	0			0
Accepted; Waiting for Signature:	1	0			1
Intake Complete; Awaiting DEC:	5	3			8
Contacted Program/Telephone Intake:	6	2			8
Ineligible:	0	0			0
Not interested in Program:	2	0			2
Terminated	0	0			0
Out-of-State:	0	0			0
Total Contacts	14	5			19

Other Information	1 st Qtr	2 nd Qtr	3rd Qtr	4th Qtr	Totals
In Treatment; At intake:	4	5			9
Currently:	7	3			10
Referral Type; Board Action:	6	0			6
Self-Referral:	8	5			13
Impairment ¹ ; Chemical:	9	1			10
Dual Disorder:	5	4			9
Mental Only:	0	0			0
Practicing; Yes:	3	0			3
No:	11	5			16

¹ The determination of a participant's status as Chemically Dependent, Dual Disorder, or Mentally Ill frequently changes as additional information is gathered. Initially, the Program receives self-reported information during the intake process. Additional information, resulting in a change of status, may be received during either the evaluative or formal participation periods from evaluation reports and treatment records.

Physician Diversion Program –
Releases (54 participants for the time period of October 2007 – December 2007, 2nd Quarter, FY07/08)

Case	Release Status	Type of Referral	Enforcement Activity	Drug (s) of Abuse	Mental Health Disorder	Time in Program at Release	Treatment prior to Diversion	Relapses(s)	Treatment during Diversion	Practice Status at Release
2164	Completed	Board	SOU	Alcohol, Meth.	No	4 yrs 4 mo	No	No	No	Practicing
2081	Completed	Self	None	Alcohol, Hydroc.	Yes	5 yrs	Yes	No	No	Practicing
2195	Completed	Self	None	Alcohol, Fent.	No	3 yrs 3 mo	No	No	No	Practicing
2212	Completed	Self	None	Ambien, Ultram	No	3 yrs 8 mo	No	No	No	Practicing
2204	Completed	Self	None	Alcohol	No	3 yrs 9 mo	No	No	No	Practicing
2095	Completed	Self	None	Opiates	No	5 yrs	No	No	No	Practicing
2284	Completed	Self	None	Alcohol	No	3 yrs	No	No	No	Practicing
2116	Completed	Board	SOU	Demerol	Yes	5 yrs	No	No	No	Practicing
2106	Completed	Self	None	Alcohol	No	5 yrs	No	No	No	Practicing
2100	Completed	Self	None	Alcohol	No	5 yrs	No	No	No	Practicing
2162	Completed	Board	SOU	Cocaine	No	4 yrs 4 mo	No	No	No	Practicing

RELEASES

Physician Diversion Program –
Releases (54 participants for the time period of October 2007 – December 2007, 2nd Quarter, FY07/08)

Case	Release Status	Type of Referral	Enforcement Activity	Drug (s) of Abuse	Mental Health Disorder	Time in Program at Release	Treatment prior to Diversion	Relapses(s)	Treatment during Diversion	Practice Status at Release
2189	Completed	Board	SOU	Alcohol, Benzos	No	4 yrs	No	No	No	Practicing
2127	Completed	Board	SOU	Vicodin, Klonopin	Yes	4 yrs 8 mo	No	No	No	Practicing
2154	Completed	Self	None	Opiates	Yes	4 yrs 6 mo	No	No	No	Practicing
2122	Completed	Self	None	Vicodin, Soma	No	4 yrs 6 mo	No	No	No	Practicing
2111	Completed	Board	SOU	Meth.	No	5 yrs	No	No	No	Practicing
2086	Completed	Board	SOU	Benzos	No	5 yrs	Yes	No	No	Practicing
2179	Completed	Board	SOU	Vicodin, Hydroc.	No	4 yrs	Yes	No	No	Practicing
2120	Completed	Self	None	Marijuana	No	4 yrs 9 mo	No	No	No	Practicing
2039	Completed	Board	SOU	Alcohol, Ativan	No	5 yrs	No	No	No	Practicing
2160	Completed	Board	SOU	Alcohol, Opiates	No	4 yrs 1 mo	Yes	No	No	Practicing
2145	Completed	Self	None	Alcohol, Xanax, Opiates	No	4 yrs 5 mo	Yes	No	No	Practicing

Physician Diversion Program –
Releases (54 participants for the time period of October 2007 – December 2007, 2nd Quarter, FY07/08)

Case	Release Status	Type of Referral	Enforcement Activity	Drug (s) of Abuse	Mental Health Disorder	Time in Program at Release	Treatment prior to Diversion	Relapses(s)	Treatment during Diversion	Practice Status at Release
2132	Completed	Board	SOU	Alcohol	Yes	4 yrs 9 mo	No	No	No	Practicing
1991	Completed	Self	None	Vicodin	Yes	6 yrs	Yes	No	No	Practicing
2153	Completed	Board	SOU	Opiates	No	4 yrs 4 mo	No	No	No	Practicing
2094	Completed	Board	SOU	Marijuana, Cocaine	No	4 yrs 4 mo	No	No	No	Practicing
2228	Completed	Self	None	Alcohol, Marijuana	Yes	3 yrs 5 mo	No	No	No	Practicing
2080	Completed	Self	None	Alcohol, Cocaine	No	5 yrs	Yes	No	No	Practicing
2161	Completed	Board	SOU	Alcohol	No	4 yrs 1 mo	No	No	No	Practicing
2238	Completed	Board	SOU	Opiates	No	3 yrs 3 mo	No	No	No	Practicing
2173	Completed	Self	None	Fentanyl	No	3 yrs 11 mo	No	No	No	Practicing
2069	Completed	Board	SOU	Alcohol, Marijuana	No	5 yrs	No	No	No	Practicing
2172	Completed	Self	None	Alcohol, Cocaine	No	4 yrs 3 mo	No	No	No	Practicing

Physician Diversion Program –
Releases (54 participants for the time period of October 2007 – December 2007, 2nd Quarter, FY07/08)

Case	Release Status	Type of Referral	Enforcement Activity	Drug (s) of Abuse	Mental Health Disorder	Time in Program at Release	Treatment prior to Diversion	Relapses(s)	Treatment during Diversion	Practice Status at Release
2112	Completed	Board	SOU	Cocaine, Ambien	Yes	4 yrs 11 mo	No	No	No	Practicing
2110	Completed	Self	None	Alcohol	No	4 yrs 8 mo	No	No	No	Practicing
2221	Completed	Board	SOU	Alcohol	No	3 yrs 9 mo	No	No	No	Practicing
2229	Completed	Self	None	Alcohol	Yes	3 yrs 5 mo	No	No	No	Practicing
2090	Completed	Board	SOU	Alcohol, Xanax	Yes	5 yrs	No	No	No	Practicing
2109	Completed	Self	None	Alcohol, Valium	No	4 yrs 10 mo	No	No	No	Practicing
2234	Completed	Self	None	Opiates	Yes	3 yrs 5 mo	No	No	No	Practicing
1858	Completed	Self	None	Alcohol	Yes	Over 7 yrs	No	No	No	Practicing
1746	Completed	Self	None	Alcohol, Morphine, Vicodin	Yes	Over 7 yrs	No	Yes		Practicing
2170	Completed	Self	None	Alcohol	No	3 yrs 9 mo	No	No	No	Practicing
2187	Completed	Board	SOU	Alcohol	Yes	3 yrs 9 mo	Yes	No	No	Not Practicing

**Physician Diversion Program –
Releases (54 participants for the time period of October 2007 – December 2007, 2nd Quarter, FY07/08)**

Case	Release Status	Type of Referral	Enforcement Activity	Drug (s) of Abuse	Mental Health Disorder	Time in Program at Release	Treatment prior to Diversion	Relapses(s)	Treatment during Diversion	Practice Status at Release
2198	Completed	Board	SOU	Alcohol, Opiates	Yes	4 yrs	No	No	No	Practicing
2472	Terminated	Board	SOU	Alcohol, Cocaine	Yes	4 mo	Yes	Yes	No	Not Practicing
2333	Terminated	Self	None	Vicodin	No	2 yrs	Yes	No	No	Practicing
2433	Terminated	Self	None	Alcohol	No	9 mo	No	No	No	Not Practicing
2396	Terminated	Board	SOU	Alcohol	No	1 yr 2 mo	No	No	No	Leaving State
2436	Terminated	Board	SOU	Alcohol, Cocaine	No	9 mo	No	Yes	No	Returned to Enforcement
2211	Terminated	Board	SOU	Alcohol	Yes	3 yrs 5 mo	No	Yes	No	Terminally ill; Not Practicing
2200	Terminated	Self	Referred to Enforcement	Cocaine, Heroin	No	3 yrs 6 mo	No	No	No	Practicing
2448	Terminated	Board	SOU	Alcohol, Darvocet	No	8 mo	No	No	No	Not Practicing
2445	Terminated	Board	SOU	Alcohol	No	7 mo	No	No	No	In Jail

RELEASES

The table below shows the case details for the 54 participants (for the time period of **October 2007 – December 2007, the 2nd quarter**) who were released from the program; 45 successfully and 9 unsuccessfully.

		1st Qtr	2 nd Qtr
Type of Referral:	Board Action:	7	27
	Self-Referral:	6	27
Participant Impairment:	Chemical Dependency:	7	33
	Dual Disorder:	6	21
	Mental Only:	0	0
Successful/Unsuccessful:	Successful:	10	45
	Unsuccessful	3	9
Release Time for Successful Participants in Program:	3-5 years in program:	0	31
	5-6 years in program:	10	12
	6+ years in program:	0	2
Treatment prior to program:		7	19
Treatment while in program:		6	11
Relapses while in program:		1	3

		3 rd Qtr	4th Qtr
Type of Referral:	Board Action:		
	Self-Referral:		
Participant Impairment:	Chemical Dependency:		
	Dual Disorder:		
	Mental Only:		
Successful/Unsuccessful:	Successful:		
	Unsuccessful		
Successful Release Time in Program:	5-6 years in program:		
	6+ years in program:		
Treatment prior to program:			
Treatment while in program:			
Relapses while in program:			

		Totals Qtrs 1-4
Type of Referral:	Board Action:	34
	Self-Referral:	33
Participant Impairment:	Chemical Dependency:	40
	Dual Disorder:	27
	Mental Only:	0
Successful/Unsuccessful:	Successful:	55
	Unsuccessful	12
Release Time for Successful Participants in Program:	3-5 years in program:	31
	5-6 years in program:	22
	6+ years in program:	2
Treatment prior to program:		26
Treatment while in program:		17
Relapses while in program:		4

RELAPSES (7)

The table below shows the case details for total participant relapses during the time period reported. There were 7 relapses during the time frame from October 2007 – December 2007, 2nd Quarter.

Quarters		1 st	2 nd	3rd	4th	Totals
Type of Referral:	Board Action:	4	5			9
	Self- Referral:	4	2			6
Participant Impairment:	Chemical Dependency:	5	6			11
	Dual Disorder:	3	1			4
Length of Time in Program at Relapse:	0-1 year	4	2			6
	1-2 years	1	2			3
	2-3 years	1	2			1
	3-4 years	2	0			2
	4-5 years	0	1			1
	7-8 years	0	0			0
Total with Prior Relapses:		6	2			8
Method of Detection:	Random UDS:	7	5			12
	Collector Detection:	0	0			0
	DUI:	0	0			0
	Self Report:	0	0			0
	Treatment Center:	1	0			1
Practice Restrictions in Response to Relapse:	Stop Practice Initiated:	5	5			10
	Stop Practice Continued:	1	1			2
Clinical Response to Relapse:	Inpatient treatment:	5	1			6
	Increase group/urine tests:	0	0			0
	Retesting:	8	5			13
	Outpatient Treatment:	0	0			0
	DEC further review:	2	0			2
	Termination:	0	2			2
	Death:	0	0			0
Withdrew from Program:		0	2			2

KEY TO CASE REVIEW TERMS	
DEC	Diversion Evaluation Committee
GF	Group Facilitator
CM	Diversion Program Case Manager
CC	DEC Case Consultant
PM	Diversion Program Manager
UDS	Urine Drug Screen
PCP	Primary Care Physician
EtG Test	Ethyl Glucuronide Lab Screen (Special lab testing screen for Alcohol. Detects Alcohol in the urine for up to 80 hours prior to the date a specimen is collected.)

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2438	Not Practicing	No	Self	Investigation	Alcohol	Yes	10.4.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Alcohol		7 months		Already not practicing; Terminated from Program.				

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2249	Treatment	Yes	Board	Investigation	Fentanyl	No	10.30.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Fentanyl		3 Years		Already not practicing; New sobriety date; Sent to treatment.				

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2436	Treatment	Yes	Self	Investigation	Cocaine	No	11.5.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Cocaine		8 months		Already not practicing; Terminated from Program.				

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2469	Treatment	No	Board	Investigation	Demerol	No	11.8.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Clonazepam		3 months		Pulled from work; quit program; referred to Enforcement.				

Physician Diversion Program – Relapses

2nd Qtr FY 2007/2008 Oct – Dec 2007

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2278	Treatment	Yes	Board	None	Alcohol	No	11.26.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Alcohol		2 Years 8 months		Sent to treatment.				

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2103	Not Practicing	Yes	Board	Investigation	Opiates	No	12.19.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Fentanyl		4 Years		Terminated from program.				

Case	Current Status	Prior Relapses	Referral	Enforcement Activity	Primary Drug(s)	Mental Health Disorder	Date of Relapse	How Detected
2289	Treatment	Yes	Self	None	Vercet	No	12.29.07	Random UDS Test
Drugs) of Relapse		Time in Program at Relapse		Program Response to Relapse:				
Alcohol		2 Years		Pulled from work; 2 nd Etg test is pending.				

Memorandum

To: Frank Valine *AV*
Diversion Program Administrator

Date: January 15, 2008

From: Letitia Robinson *LAR*
Collection System Manager

Subject: Collection System Status Report for October - December 2007

Attached are the charts reporting the collective test results for Urine Drug Screen (UDS) samples taken during the 2nd Quarter, October - December of FY 2007/2008.

The majority of positive results continue to be a result of approved prescriptions for Naltrexone taken by some participants, or medications prescribed for surgery/medical condition. One participant still shows positive results on occasion as a result of sugar imbalances from his diabetes.

Six participants with positive UDS samples were determined to have relapsed. Two participants were ordered into inpatient treatment, as indicated on the quarterly report.

During this reporting period the "Turn Around Time" as reported by Quest lab:

	<i>Collection to lab receipt</i>	<i>Lab receipt to results reported</i>	<i>Total Time</i>
Averages:	3.4 days	1.4 days	4.8 days

Attachments

UDS Test Results – 2nd Quarter October – December 2007

POSITIVE TEST RESULTS				
<i>Month 2007</i>	<i>Total # of Tests</i>	<i>Total Positive Results</i>	<i>Number of Positives</i>	<i>Comments</i>
October	784	45	1 1 3 38 2	Participants relapsed; terminated from Program (Alcohol # 2438) Participants relapsed. (Fentanyl # 2249) Approved prescriptions other than Naltrexone. Approved prescriptions by case manager for Naltrexone. Positives resulting from alcohol-producing microorganisms associated with participant's diabetes.
November	757	43	1 1 1 4 35 1	Participant relapsed; sent to treatment. (Alcohol # 2278) Participant relapsed; terminated from Program. (Cocaine # 2436) Participant relapsed; quit Program. (Clonazepam # 2469) Approved prescriptions other than Naltrexone. Approved prescriptions by case manager for Naltrexone. Positives resulting from alcohol-producing microorganisms associated with participant's diabetes.
December	671	37	1 4 31 1	Participant relapsed; quit Program. (Fentanyl # 2103) Approved prescriptions other than Naltrexone. Approved prescriptions by case manager for Naltrexone. Positive for alcohol; EtG negative.
TOTAL	2212	125	125	

NEGATIVE-DILUTE TEST RESULTS				
<i>Month 2007</i>	<i>Total # of Tests</i>	<i>Total Negative- Dilute Results</i>	<i>Number of Negative-Dilute Results</i>	<i>Comments</i>
October	784	2	2	Case Managers notified and retested.
November	757	6	6	Case Managers notified and retested.
December	671	3	3	Case Managers notified and retested.
TOTAL	2212	11	11	

UDS Test Results – 2nd Quarter October – December 2007

INVALID/REJECTED TEST RESULTS				
Month 2007	Total # of Tests	Total Invalid or Rejected Results	Number of Invalid or Rejected Results	Comments
October	784	5	1	Possible Oxidant Activity; retested.
			1	The sample leaked in transport; retested.
			1	No donor ID on specimen container; retested.
			2	Insufficient volume: lab used entire vial prior to completing the test; retested.
November	757	5	1	Collector name/Signature not on Chain of Custody form; retested.
			1	The sample leaked in transport; retested.
			1	Insufficient volume: lab used entire vial prior to completing the test; retested.
			2	Specimen ID# mismatch/missing
December	671	3	1	Collector name/Signature not on Chain of Custody form; retested.
			1	Insufficient volume: lab used entire vial prior to completing the test; retested.
			1	Immunoassay Interference; oxidizing adulterants were negative.
TOTAL	2212	13	13	

Action taken on Positive (UDS Test) Results – October 2007

2nd Qtr: Oct. – Dec. 2007

OCTOBER POSITIVE TEST RESULTS (other than Naltrexone)					
	Collection Date	Lab Received Date	Lab Reported Date	Substance	Action Taken/Comments
1	10/04/07	10/08/07	10/12/07	Alcohol – 2438	Relapse; just released from treatment; terminated from Program.
2	10/13/07	10/16/07	10/22/07	Buprenorphine	@ RX; not working.
3	10/17/07	10/23/07	10/25/07	Alcohol	EtG negative; glucose 3+; due to participant's diabetes.
4	10/25/07	10/29/07	11/01/07	Buprenorphine	@ RX; not working.
5	10/26/07	10/30/07	11/01/07	Alcohol	EtG negative; glucose 3+; due to participant's diabetes.
6	10/30/07	11/01/07	11/02/07	Fentanyl – 2249	Relapse; stopped practice.
7	10/31/07	11/5/07	11/9/07	Buprenorphine	@ RX; not working.

OCTOBER NEGATIVE-DILUTE TEST RESULTS					
	Collection Date	Lab Received Date	Lab Reported Date	Result	Action Taken/Comments
1	10/07/07	10/10/07	10/11/07	Negative-Dilute	No history of prior dilutes; retest scheduled.
2	10/12/07	10/15/07	10/16/07	Negative-Dilute	No history of dilutes; not working; retest scheduled.

Action taken on Positive (UDS Test) Results – November 2007

2nd Qtr: Oct. – Dec. 2007

NOVEMBER POSITIVE TEST RESULTS (other than Naltrexone)					
	Collection Date	Lab Received Date	Lab Reported Date	Substance	Action Taken/Comments
1	11/5/07	11/6/07	11/9/07	Buprenorphine	@ RX; not working.
2	11/5/07	11/7/07	11/8/07	Cocaine – 2436	Relapse; stopped practice; terminated from Program.
3	11/8/07	11/12/07	11/15/07	Clonazepam – 2469	Relapse; quit Program.
4	11/11/07	11/14/07	11/16/07	Buprenorphine	@ RX; not working.
5	11/18/07	11/20/07	11/24/07	Temazepam	@ Rx for surgical procedure.
6	11/23/07	11/28/07	12/3/07	Buprenorphine	@ RX; not working.
7	11/26/07	11/29/07	12/1/07	Alcohol, EtG – 2278	Relapse; stopped practice; sent to treatment.
8	11/26/07	11/29/07	12/2/07	Alcohol	EtG negative; glucose 3+; due to participant's diabetes.

NOVEMBER NEGATIVE-DILUTE TEST RESULTS					
	Collection Date	Lab Received Date	Lab Reported Date	Result	Action Taken/Comments
1	11/5/07	11/6/07	11/7/07	Negative-Dilute	No history of prior dilutes; retest scheduled.
2	11/5/07	11/7/07	11/8/07	Negative-Dilute	2 nd dilute this year; retest scheduled.
3	11/6/07	11/8/07	11/9/07	Negative-Dilute	2 nd dilute this year plus a positive dilute; terminated from Program.
4	11/13/07	11/15/07	11/16/07	Negative-Dilute	No history of prior dilutes; retest scheduled.
5	11/24/07	11/27/07	11/28/07	Negative-Dilute	No history of prior dilutes; retest scheduled.
6	11/25/07	11/29/07	11/30/07	Negative-Dilute	No history of prior dilutes; retest scheduled.

Action taken on Positive (UDS Test) Results – December 2007

2nd Qtr: Oct. – Dec. 2007

DECEMBER POSITIVE TEST RESULTS (other than Naltrexone)					
	Collection Date	Lab Received Date	Lab Reported Date	Substance	Action Taken/Comments
1	12/1/07	12/3/07	12/7/07	Fentanyl	@ RX; not working.
2	12/4/07	12/5/07	12/8/07	Fentanyl	@ RX; not working; same participant as above.
3	12/9/07	12/12/07	12/18/07	Buprenorphine	@ RX; not working.
4	12/19/07	12/21/07	12/29/07	Fentanyl	Relapse; quit Program.
5	12/20/07	12/24/07	12/29/07	Buprenorphine	@ RX; not working.
6	12/29/07	1/2/08	1/4/08	Alcohol	EtG negative.

DECEMBER NEGATIVE-DILUTE TEST RESULTS					
	Collection Date	Lab Received Date	Lab Reported Date	Result	Action Taken/Comments
1	12/2/07	12/6/07	12/11/07	Negative-Dilute	Five prior dilutes since 5/07; retest scheduled.
2	12/2/07	12/4/07	12/5/07	Negative-Dilute	No history of dilutes; retest scheduled.
3	12/12/07	12/18/07	12/19/07	Negative-Dilute	One other dilute 11/07; retest scheduled