



STATE OF MICHIGAN  
EXECUTIVE OFFICE  
LANSING

RICK SNYDER  
GOVERNOR

BRIAN CALLEY  
LT. GOVERNOR

**EXECUTIVE ORDER  
No. 2016 - 15**

**CREATION OF THE  
MICHIGAN PRESCRIPTION DRUG AND OPIOID ABUSE COMMISSION  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

**MICHIGAN PRESCRIPTION DRUG AND OPIOID ABUSE TASK FORCE  
CONTROLLED SUBSTANCES ADVISORY COMMISSION  
ADVISORY COMMITTEE ON PAIN AND SYMPTOM MANAGEMENT**

WHEREAS, Section 1 of Article V of the Michigan Constitution of 1963 vests the executive power of the state of Michigan in the Governor; and

WHEREAS, Section 2 of Article V of the Michigan Constitution of 1963 empowers the Governor to make changes in the organization of the Executive Branch or in the assignment of functions among its units which the Governor considers necessary for efficient administration; and

WHEREAS, Section 8 of Article V of the Michigan Constitution of 1963 provides that each principal department shall be under the supervision of the Governor unless otherwise provided by the constitution; and

WHEREAS, the Controlled Substances Advisory Commission ("CSAC") was established in 1989 pursuant to MCL 333.7113 to monitor indicators of controlled substance abuse and diversion in the state and make recommendations to the Governor for actions involving licensing, law enforcement, substance abuse treatment and prevention, education, professional associations, and pharmaceutical manufacturers; and

WHEREAS, the Advisory Committee on Pain and Symptom Management ("ACPSM") was created in 1999 pursuant to MCL 333.16204a to consult with the health professional boards to develop an integrated approach to understanding and applying pain and symptom management techniques; and

WHEREAS, the ACPSM was also tasked with developing and encouraging the implementation of model core curricula and recommending continuing education for each health profession; and

WHEREAS, the ACPSM has successfully completed the duties assigned to the committee and its recommendations were presented to the Governor in its annual reports; and

WHEREAS, the Prescription Drug and Opioid Abuse Task Force ("Task Force") was established in 2015 to build on the work of the CSAC and ACPSM to address the growing prescription drug and opioid problem in Michigan; and

WHEREAS, the Task Force developed several recommendations regarding prevention, treatment, regulation, policy and outcomes, and enforcement in its statewide action plan dated October 26, 2015; and

WHEREAS, it is necessary to create a commission to ensure the implementation and monitoring of the statewide plan and to make further recommendations to combat the severe and complex prescription drug abuse epidemic that faces this state;

NOW, THEREFORE, I, Richard D. Snyder, Governor of the state of Michigan by virtue of the powers and authority vested in the Governor by the Michigan Constitution of 1963 and Michigan law, order the following:

**I. CREATION OF THE PRESCRIPTION DRUG AND OPIOID ABUSE COMMISSION**

A. The Prescription Drug and Opioid Abuse Commission ("Commission") is established in the Department of Licensing and Regulatory Affairs ("Department").

B. All of the authority, powers, duties, functions, responsibilities, and records of the Michigan Prescription Drug and Opioid Abuse Task Force ("Task Force"), the Controlled Substances Advisory Commission, and the Advisory Committee on Pain and Symptom Management, are transferred to the Commission created by this Order.

C. The Commission shall be composed of seventeen (17) members appointed and serving at the pleasure of the Governor. The term of the Commission will be two years.

D. The Commission will consist of the following members: one allopathic doctor, one osteopathic doctor, one dentist, one veterinarian, one physician's assistant, one registered professional nurse, one pharmacist, two law enforcement officers, one psychologist, one representative from a Michigan hospice organization, one chronic pain sufferer, one representative from a Michigan medical school, one representative from a statewide pharmacy association, one representative of pharmaceutical manufacturers, one substance abuse treatment provider, and one member representing the general public.

E. The Director, or designee, of the Department of Licensing and Regulatory Affairs ("Director") shall serve as an ex-officio, non-voting Chairperson of the Commission. The Commission may elect other officers from its members as the Commission considers appropriate.

F. The Attorney General, Director of the Department of Health and Human Services, Director of the Michigan State Police, or their designees, shall serve as ex-officio, non-voting members of the Commission.

G. The Commission shall be administered under the supervision of the Department. The Commission shall exercise its prescribed powers, duties, and functions independently of the Director of the Department. All budgeting, procurement, and related management functions of the Commission shall be performed under the direction and supervision of the Department.

## **II. CHARGE TO THE COMMISSION**

A. The Commission shall act in an advisory capacity to the Governor and the Director and shall do all of the following:

1. Review the Report of Findings and Recommendations for Action from the Michigan Prescription Drug and Opioid Abuse Task Force dated October 26, 2015 ("Report").
2. Develop and propose policies and an action plan to implement the recommendations in the Report.
3. Monitor and advise the Governor as to the progress of the action plan.
4. Evaluate the efficacy of the current proposals and continually develop new solutions to address societal changes.
5. Develop and encourage the implementation of model core curricula on pain and symptom management.

B. The Commission shall also provide other information and advice to the Governor regarding the state of prescription drug and opioid abuse in Michigan.

C. The Commission shall issue an annual report to the Governor outlining the progress of the issues addressed in Section II and providing recommendations for any further action.

## **III. OPERATIONS OF THE COMMISSION**

A. The Commission shall be assisted by personnel from the Department as directed by the Governor.

B. The Commission may hold public hearings in the same manner as provided for a public hearing held under the Administrative Procedures Act of 1969, to gather information from the general public.



C. Members of the Commission shall serve without compensation but may receive reimbursement for necessary travel and expenses according to relevant statutes, rules, and procedures of the Department, subject to available appropriations.

D. Members of the Commission shall refer all legal, legislative, and media contacts to the Department.

#### IV. MISCELLANEOUS

A. Any suit, action, or other proceeding lawfully commenced by or against the Task Force, CSAC, or the ACPSM prior to the effective date of this Order shall not abate by reason of the taking effect of this Order. Any lawfully commenced suit, action, or other proceeding may be maintained by, against, or before the appropriate successor of any entity affected by this Order.

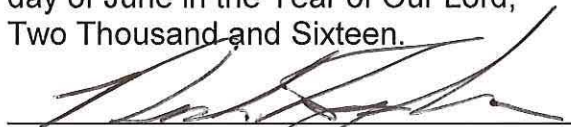
B. The Controlled Substances Advisory Commission and the Advisory Committee on Pain and Symptom Management are abolished.

C. The invalidity of any portion of this Order shall not affect the validity of the remainder of the Order, which may be given effect without any invalid portion. Any portion of this Order found invalid by a court or other entity with proper jurisdiction shall be severable from the remaining portions of this Order.

In fulfillment of the requirements of Section 2 of Article V of the Michigan Constitution of 1963, this Order shall be effective 60 days after the filing of this Order.



Given under my hand and the Great Seal of the state of Michigan this 23<sup>rd</sup> day of June in the Year of Our Lord, Two Thousand and Sixteen.

  
RICHARD D. SNYDER  
GOVERNOR

BY THE GOVERNOR:

  
SECRETARY OF STATE

FILED WITH SECRETARY OF STATE

ON 6/23/16 AT 1:48 pm