

**FAILS**

**RECOMMENDATION**

1 RESOLVED, That the American Bar Association urges state, territorial and tribal legislative  
2 bodies, and appropriate governmental agencies to develop comprehensive strategies to reduce the  
3 incidence of prescription drug diversion and abuse, ~~including~~. If such strategies should include  
4 the utilization of Prescription Drug Monitoring Programs (“PDMP”), they should be designed  
5 with appropriate attention to the authenticity, security, reliability, and integrity of patient  
6 information obtained, which provides:

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- 8 1. limitations on law enforcement agency access to reported information to ensure that
- 9 access is restricted to those acting within their official duties and conducting bona fide
- 10 investigations;
- 11
- 12 2. appropriate notice to patients about the inclusion of their prescription information in
- 13 the PDMP; and
- 14
- 15 3. appropriate penalties for any violations of patient privacy.

(Deletions struck through; Additions underlined)