H. R. 4812

[Report No. 116–]

To amend the Controlled Substances Act to provide for the modification, transfer, and termination of a registration to manufacture, distribute, or dispense controlled substances or list I chemicals, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2019

Mr. GRIFFITH introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

SEPTEMBER --, 2020

Reported from the Committee on Energy and Commerce
A BILL

To amend the Controlled Substances Act to provide for the modification, transfer, and termination of a registration to manufacture, distribute, or dispense controlled substances or list I chemicals, and for other purposes.
Be it enacted by the Senate and House of Representa-
tives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the “Ensuring Compliance
Against Drug Diversion Act of 2019”.

SEC. 2. MODIFICATION, TRANSFER, AND TERMINATION OF
REGISTRATION TO MANUFACTURE, DIS-
TRIBUTE, OR DISPENSE CONTROLLED SUB-
STANCES.

Subsection (a) of section 302 of the Controlled Sub-
stances Act (21 U.S.C. 822) is amended by adding at the
end the following new paragraph:

“(3)(A) Except as provided in subparagraph (C), the
registration of any registrant under this title to manufac-
ture, distribute, or dispense controlled substances or list
I chemicals terminates if and when such registrant—

“(i) dies;

“(ii) ceases legal existence;

“(iii) discontinues business or professional prac-
tice; or

“(iv) surrenders such registration.

“(B) In the case of such a registrant who ceases legal
existence or discontinues business or professional practice,
such registrant shall promptly notify the Attorney General
in writing of such fact.
“(C) No registration under this title to manufacture, distribute, or dispense controlled substances or list I chemicals, and no authority conferred thereby, may be assigned or otherwise transferred except upon such conditions as the Attorney General may specify and then only pursuant to written consent. A registrant to whom a registration is assigned or transferred pursuant to the preceding sentence may not manufacture, distribute, or dispense controlled substances or list I chemicals pursuant to such registration until the Attorney General receives such written consent.

“(D) In the case of a registrant under this title to manufacture, distribute, or dispense controlled substances or list I chemicals desiring to discontinue business or professional practice altogether or with respect to controlled substances and list I chemicals (without assigning or transferring such business or professional practice to another entity), such registrant shall return to the Attorney General for cancellation—

“(i) the registrant’s certificate of registration;

“(ii) any unexecuted order forms in the registrant’s possession; and

“(iii) any other documentation that the Attorney General may require.”.