

116TH CONGRESS
2D SESSION

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.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

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

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

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

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

17 “(i) dies;

18 “(ii) ceases legal existence;

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

21 “(iv) surrenders such registration.

22 “(B) In the case of such a registrant who ceases legal
23 existence or discontinues business or professional practice,
24 such registrant shall promptly notify the Attorney General
25 in writing of such fact.

1 “(C) No registration under this title to manufacture,
2 distribute, or dispense controlled substances or list I
3 chemicals, and no authority conferred thereby, may be as-
4 signed or otherwise transferred except upon such condi-
5 tions as the Attorney General may specify and then only
6 pursuant to written consent. A registrant to whom a reg-
7 istration is assigned or transferred pursuant to the pre-
8 ceding sentence may not manufacture, distribute, or dis-
9 pense controlled substances or list I chemicals pursuant
10 to such registration until the Attorney General receives
11 such written consent.

12 “(D) In the case of a registrant under this title to
13 manufacture, distribute, or dispense controlled substances
14 or list I chemicals desiring to discontinue business or pro-
15 fessional practice altogether or with respect to controlled
16 substances and list I chemicals (without assigning or
17 transferring such business or professional practice to an-
18 other entity), such registrant shall return to the Attorney
19 General for cancellation—

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

21 “(ii) any unexecuted order forms in the reg-
22 istrant’s possession; and

23 “(iii) any other documentation that the Attor-
24 ney General may require.”.