

115TH CONGRESS
2D SESSION

H. R. _____

To amend the Controlled Substances Act to clarify the eligibility of [community mental health or addiction treatment centers] to register to dispense controlled substances, and to include such centers within references to hospitals and clinics in the definition of the term “practice of telemedicine”, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. HARPER (for himself and Ms. MATSUI) introduced the following bill;
which was referred to the Committee on _____

A BILL

To amend the Controlled Substances Act to clarify the eligibility of [community mental health or addiction treatment centers] to register to dispense controlled substances, and to include such centers within references to hospitals and clinics in the definition of the term “practice of telemedicine”, 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 “Improving Access to
5 Remote Behavioral Health Treatment Act of 2018”.

1 **SEC. 2. REGISTRATION OF [COMMUNITY MENTAL HEALTH**
2 **OR ADDICTION TREATMENT CENTERS] FOR**
3 **DISPENSING CONTROLLED SUBSTANCES;**
4 **PRACTICE OF TELEMEDICINE.**

5 (a) IN GENERAL.—Not later than 120 days after the
6 date of enactment of this Act, the Attorney General of
7 the United States shall begin—

8 (1) registering [community mental health or
9 addiction treatment centers] pursuant to section
10 303(f) of the Controlled Substances Act (21 U.S.C.
11 823(f)), as amended by subsection (b); and

12 (2) applying the amendment to section 102(54)
13 of such Act (21 U.S.C. 102) made by subsection (c).

14 (b) CLARIFICATION OF ELIGIBILITY FOR REGISTRA-
15 TION.—Section 303(f) of the Controlled Substances Act
16 (21 U.S.C. 823(f)) is amended by striking “The Attorney
17 General shall register practitioners (including pharmacies,
18 as distinguished from pharmacists)” and inserting “The
19 Attorney General shall register practitioners (including
20 pharmacies, as distinguished from pharmacists, and in-
21 cluding [community mental health or addiction treatment
22 centers] (as defined in section 102))”.

23 (c) DEFINITION OF PRACTICE OF TELEMEDICINE.—
24 Section 102(54) of the Controlled Substances Act (21
25 U.S.C. 102(54)) is amended—

1 (1) in subparagraph (A)(i), by striking “a hos-
2 pital or clinic registered under section 303(f)” and
3 inserting “a hospital or clinic registered under sec-
4 tion 303(f) (including a **community mental health**
5 **or addiction treatment center**) so registered”; and

6 (2) ***Would you like to include similar***
7 ***parentheticals next to the references to a hospital or***
8 ***clinic in subparagraphs (A)(ii)(III)(bb)(BB),***
9 ***(B)(iii)(II)(bb), (F)(i)(II), and (F)(ii)(II) of section***
10 ***102(54)?***

11 (d) DEFINITION OF COMMUNITY MENTAL HEALTH
12 OR ADDICTION TREATMENT CENTER.—Section 102 of the
13 Controlled Substances Act (21 U.S.C. 102) is amended
14 by adding at the end the following:

15 “(57) The term ‘community mental health or
16 addiction treatment center’ means ***to be supplied***”.