

116TH CONGRESS
1ST SESSION

S. 724

To amend the Controlled Substances Act to establish additional registration requirements for prescribers of opioids, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 7, 2019

Mrs. GILLIBRAND (for herself and Mr. GARDNER) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To amend the Controlled Substances Act to establish additional registration requirements for prescribers of opioids, 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 “John S. McCain Opioid
5 Addiction Prevention Act”.

6 **SEC. 2. REGISTRATION REQUIREMENTS FOR PRESCRIBERS.**

7 Section 303 of the Controlled Substances Act (21
8 U.S.C. 823) is amended by adding at the end the fol-
9 lowing:

1 “(l)(1) Creating obligations for practitioners, only as
2 described herein, the Attorney General shall not register,
3 or renew the registration of, a practitioner under sub-
4 section (f) who is licensed under State law to prescribe
5 controlled substances in schedule II, III, or IV, unless the
6 practitioner submits to the Attorney General, for each
7 such registration or renewal request, a certification that
8 the practitioner, during the applicable registration period,
9 will not prescribe any schedule II, III, or IV opioid, other
10 than an opioid prescription described in paragraph (3), for
11 the initial treatment of acute pain in an amount in excess
12 of the lesser of—

13 “(A) a 7-day supply (for which no refill is avail-
14 able); or

15 “(B) an opioid prescription limit established
16 under State law.

17 “(2) In this subsection, the term ‘acute pain’—

18 “(A) means pain with abrupt onset and caused
19 by an injury or other process that is not ongoing;
20 and

21 “(B) does not include—

22 “(i) chronic pain;

23 “(ii) pain being treated as part of cancer
24 care;

25 “(iii) hospice or other end-of-life care; or

1 “(iv) pain being treated as part of pallia-
2 tive care.

3 “(3) An opioid prescription described in this para-
4 graph is a prescription—

5 “(A) for a schedule II, III, or IV opioid drug
6 approved by the Food and Drug Administration for
7 an indication for the treatment of addiction; and

8 “(B) that is for the treatment of addiction.”.

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