

111TH CONGRESS
1ST SESSION

H. R. 3018

To amend the Controlled Substances Act to address the use of intrathecal pumps.

IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 2009

Mr. GOHMERT (for himself, Mr. SCOTT of Virginia, and Mr. SMITH of Texas) 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

A BILL

To amend the Controlled Substances Act to address the use of intrathecal pumps.

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. INTRATHECAL PUMPS.**

4 Section 102(10) of the Controlled Substances Act (21
5 U.S.C. 802(10)) is amended—

6 (1) by striking “The term ‘dispense’ means to
7 deliver” and inserting the following: “(A) The term
8 ‘dispense’ means—

1 “(i) to deliver”;

2 (2) by striking “such delivery.” and inserting
3 the following: “such delivery; or

4 “(ii) to deliver a controlled substance by a phar-
5 macy to a practitioner, pursuant to the prescription
6 of the practitioner, where such controlled substance
7 is to be administered through the use of an
8 intrathecal pump by the practitioner acting in the
9 usual course of professional practice.”;

10 (3) by striking “The term ‘dispenser’ means”
11 and inserting the following:

12 “(B) The term ‘dispenser’ means”; and

13 (4) by striking “to an ultimate user or research
14 subject”.

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