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**AS AMENDED**

By: Downing, McCall, Sanders,  
West (Tammy), Blancett,  
Bush, Frix and O'Donnell of  
the House

Griffin of the Senate

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1 rules promulgated by the Director. Persons registered by the  
2 Director under Section 2-101 et seq. of this title to manufacture,  
3 distribute, dispense, or conduct research with controlled dangerous  
4 substances may possess, manufacture, distribute, dispense, or  
5 conduct research with those substances to the extent authorized by  
6 their registration and in conformity with the other provisions of  
7 this article. Every wholesaler, manufacturer or distributor of any  
8 drug product containing pseudoephedrine or phenylpropanolamine, or  
9 their salts, isomers, or salts of isomers shall obtain a  
10 registration issued by the Director of the Oklahoma State Bureau of  
11 Narcotics and Dangerous Drugs Control in accordance with rules  
12 promulgated by the Director and as provided for in Section 2-332 of  
13 this title.

14 B. Out-of-state pharmaceutical suppliers who provide controlled  
15 dangerous substances to individuals within this state shall obtain a  
16 registration issued by the Director of the Oklahoma State Bureau of  
17 Narcotics and Dangerous Drugs Control, in accordance with rules  
18 promulgated by the Director; ~~provided that this.~~ This provision  
19 shall not also apply to wholesale distributors who ~~ship~~ distribute  
20 controlled dangerous substances to pharmacies or other entities  
21 registered within this state in accordance with rules promulgated by  
22 the Director.

23 C. Beginning January 1, 2019, every manufacturer and  
24 distributor required to register under the provisions of this

1 section shall provide all data required pursuant to federal law,  
2 federal rules and regulations and 21 U.S.C., Section 827(d1) on a  
3 quarterly basis to the Oklahoma State Bureau of Narcotics and  
4 Dangerous Drugs Control in accordance with rules promulgated by the  
5 Director.

6 D. The information maintained and provided pursuant to  
7 subsection C of this section shall be confidential and not open to  
8 the public. Access to the information shall, at the discretion of  
9 the Director, be limited to:

10 1. Peace officers certified pursuant to the provisions of  
11 Section 3311 of Title 70 of the Oklahoma Statutes who are employed  
12 as investigative agents of the Oklahoma State Bureau of Narcotics  
13 and Dangerous Drugs Control or the Office of the Attorney General;

14 2. The United States Drug Enforcement Administration Diversion  
15 Group Supervisor; and

16 3. A multicounty grand jury properly convened pursuant to the  
17 provisions of the Multicounty Grand Jury Act.

18 E. Manufacturers, distributors, home care agencies, hospices,  
19 home care services, and scientific researchers shall obtain a  
20 registration annually. Other practitioners shall obtain a  
21 registration for a period to be determined by the Director that will  
22 be for a period not less than one (1) year nor more than three (3)  
23 years.

1       ~~D.~~ F. Every trainer or handler of a canine controlled dangerous  
2 substances detector who, in the ordinary course of such trainer's or  
3 handler's profession, desires to possess any controlled dangerous  
4 substance, annually, shall obtain a registration issued by the  
5 Director for a fee of Seventy Dollars (\$70.00). Such persons shall  
6 be subject to all applicable provisions of Section 2-101 et seq. of  
7 this title and such applicable rules promulgated by the Director for  
8 those individuals identified in subparagraph a of paragraph 32 of  
9 Section 2-101 of this title. Persons registered by the Director  
10 pursuant to this subsection may possess controlled dangerous  
11 substances to the extent authorized by their registration and in  
12 conformity with the other provisions of this article.

13       ~~E.~~ G. The following persons shall not be required to register  
14 and may lawfully possess controlled dangerous substances under the  
15 provisions of Section 2-101 et seq. of this title:

16       1. An agent, or an employee thereof, of any registered  
17 manufacturer, distributor, dispenser or user for scientific purposes  
18 of any controlled dangerous substance, if such agent is acting in  
19 the usual course of such agent's or employee's business or  
20 employment;

21       2. Any person lawfully acting under the direction of a person  
22 authorized to administer controlled dangerous substances under  
23 Section 2-312 of this title;

1        3. A common or contract carrier or warehouser, or an employee  
2 thereof, whose possession of any controlled dangerous substance is  
3 in the usual course of such carrier's or warehouser's business or  
4 employment;

5        4. An ultimate user or a person in possession of any controlled  
6 dangerous substance pursuant to a lawful order of a practitioner;

7        5. An individual pharmacist acting in the usual course of such  
8 pharmacist's employment with a pharmacy registered pursuant to the  
9 provisions of Section 2-101 et seq. of this title;

10       6. A nursing home licensed by this state;

11       7. Any Department of Mental Health and Substance Abuse Services  
12 employee or any person whose facility contracts with the Department  
13 of Mental Health and Substance Abuse Services whose possession of  
14 any dangerous drug, as defined in Section 353.1 of Title 59 of the  
15 Oklahoma Statutes, is for the purpose of delivery of a mental health  
16 consumer's medicine to the consumer's home or residence; and

17       8. Registered nurses and licensed practical nurses.

18       ~~F.~~ H. The Director may, by rule, waive the requirement for  
19 registration or fee for registration of certain manufacturers,  
20 distributors, dispensers, prescribers, administrators, or users for  
21 scientific purposes if the Director finds it consistent with the  
22 public health and safety.

23       ~~G.~~ I. A separate registration shall be required at each  
24 principal place of business or professional practice where the

1 applicant manufactures, distributes, dispenses, prescribes,  
2 administers, or uses for scientific purposes controlled dangerous  
3 substances.

4 ~~H.~~ J. The Director is authorized to inspect the establishment  
5 of a registrant or applicant for registration in accordance with  
6 rules promulgated by the Director.

7 ~~I.~~ K. No person engaged in a profession or occupation for which  
8 a license to engage in such activity is provided by law shall be  
9 registered under this act unless such person holds a valid license  
10 of such person's profession or occupation.

11 ~~J.~~ L. Registrations shall be issued on the first day of  
12 November of each year. Registrations may be issued at other times,  
13 however, upon certification of the professional licensing board.

14 ~~K.~~ M. The licensing boards of all professions and occupations  
15 to which the use of controlled dangerous substances is incidental  
16 shall furnish a current list to the Director, not later than the  
17 first day of October of each year, of the persons holding valid  
18 licenses. All such persons except persons exempt from registration  
19 requirements under subsection ~~E~~ G of this section shall be subject  
20 to the registration requirements of Section 2-101 et seq. of this  
21 title.

22 ~~L.~~ N. The licensing board of any professional defined as a mid-  
23 level practitioner shall notify and furnish to the Director, not  
24 later than the first day of October of each year that such

1 professional holds a valid license, a current listing of individuals  
2 licensed and registered with their respective boards to prescribe,  
3 order, select, obtain and administer controlled dangerous  
4 substances. The licensing board shall immediately notify the  
5 Director of any action subsequently taken against any such  
6 individual.

7 ~~M.~~ O. Beginning November 1, 2010, each registrant that  
8 prescribes, administers or dispenses methadone shall be required to  
9 check the prescription profile of the patient on the central  
10 repository of the Oklahoma State Bureau of Narcotics and Dangerous  
11 Drugs Control.

12 SECTION 2. This act shall become effective November 1, 2018.

13 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS  
14 April 11, 2018 - DO PASS AS AMENDED  
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