

111TH CONGRESS  
1ST SESSION

# H. R. 3018

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

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## 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

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## 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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