

CONTROLLED SUBSTANCE REGISTRATION REQUIREMENTS

The Board has seen an increasing number of licensees who were unaware that they were required to obtain a Texas Department of Public Safety (DPS) Controlled Substances Registration prior to utilizing controlled substances. Many had confused the requirements with those for a DEA Controlled Substances Registration. These are actually two different registrations and a licensee may be required to have one or both.

Below is a chart that outlines when a licensee must obtain each registration. This chart is based on Board rule §573.43, Misuse of DEA Narcotics Registration, which in turn is based on Texas Department of Public Safety Texas Administrative Code (TAC), Chapter 13, Subchapter B, rule §13.21, Who Must Register; and Title 21 of the United States Code, Controlled Substances Act, Section 822, Persons Required to Register. Please contact our office should you have any questions.

If you utilize controlled substances in any way, you must have a DPS Controlled Substances

When Do I Need A...

<i>DPS Controlled Substances Registration</i>	<i>DEA Controlled Substances Registration</i>
<p>You must obtain a DPS Controlled Substances Registration if you:</p> <ul style="list-style-type: none"> • Distribute Controlled Substances; • Deliver Controlled Substances; • Prescribe Controlled Substances; • Possess Controlled Substances; • Dispense Controlled Substances; or • Conduct research with Controlled Substances. <p><u>Waiver</u> There are no waivers or exceptions provided for this registration. If you utilize controlled substances in any way, you must have a DPS controlled substances registration.</p>	<p>You must obtain a DEA Controlled Substances Registration if you:</p> <ul style="list-style-type: none"> • Prescribe Controlled Substances; • Dispense Controlled Substances; • Deliver Controlled Substances; or • Order Controlled Substances delivered. <p><u>Waiver</u> You are not required to have a DEA CS Registration if you:</p> <ul style="list-style-type: none"> • Are supervised or employed by a DEA registered veterinarian; <u>and</u> • The registrant has knowledge that you are dispensing and/or administering controlled substances in the usual course of your duties; <u>and</u> • You have written permission from the registrant to dispense/administer under their registration; <u>and</u> • The Registrant has actual knowledge that you hold a <u>CURRENT</u> DPS Controlled Substances Registration Certificate. <p>If you have met all of these requirements, you may dispense and administer controlled substances. <i>However, you may not procure, purchase or issue a prescription for a controlled substance.</i></p>

For more information on controlled substance registrations, please visit:

www.dea.gov

www.txdps.state.tx.us