
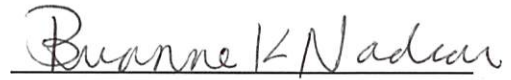


1   
2 Chairman Phil Mendelson

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4 Councilmember Anita Bonds

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6 Councilmember Kenyan McDuffie

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8 Councilmember Elissa Silverman

  
Councilmember Brianne K. Nadeau

  
Councilmember David Grosso

  
Councilmember Jack Evans

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13  
14 A BILL  
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18 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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23 To amend the Unused Pharmaceutical Safe Disposal Act of 2009 to require the installation of  
24 drop boxes for the proper disposal of expired or unused controlled substances at law  
25 enforcement agencies, retail pharmacies and hospitals with an on-site pharmacy, to  
26 instruct the Department of Health and the Metropolitan Police Department to coordinate  
27 drop box funding and disposal best practices, and to require an annual report on  
28 contamination of the water supply by controlled substances.  
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30 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
31 act may be cited as the "Safe Disposal of Pharmaceuticals Amendment Act of 2017".

32 Sec. 2. The Unused Pharmaceutical Safe Disposal Act of 2009, effective March 5, 2010  
33 (D.C. Law 18-112; D.C. Official Code § 48-851.01 *et seq.*), is amended as follows:

34 (a) Section 2 (D.C. Official Code § 48-851.01) is amended as follows:

35 (1) Paragraph (1) is redesignated as paragraph (1E).

36 (2) New paragraphs (1), (1A), (1B), (1C), and (1D) are added to read as follows:

37 “(1) “Authorized collector” means an organization authorized by the Drug  
38 Enforcement Administration to collect unused controlled substances.

39 “(1A) “Controlled substance” shall have the same meaning as in section 102(4) of  
40 the District of Columbia Uniform Controlled Substances Act of 1981, effective August 5, 1981  
41 (D.C. Law 4-29; D.C. Official Code § 48-901.02(4)).

42 “(1B) “Controlled Substances Act” means the District of Columbia Uniform  
43 Controlled Substances Act of 1981, effective August 5, 1981 (D.C. Law 4-29; D.C. Official  
44 Code § 48-901.01 *et seq.*).

45 “(1C) “Department” means the Department of Health.

46 “(1D) “Drop box” means the designated receptacles for disposal of expired or  
47 unused controlled substances pursuant to section 4a.”.

48 (b) Section 3 (D.C. Official Code § 48-851.02) is amended as follows:

49 (1) The section heading is amended by striking the phrase “by health care  
50 facilities” and inserting the phrase “by a method that utilizes the public sewer system” in its  
51 place.

52 (c) A new section 4a is added to read as follows:

53 “Sec. 4a. Safe disposal of unused controlled substances.

54 “(a) The Department shall administer a program for the safe, cost-free disposal of unused  
55 controlled substances. A person may voluntarily surrender controlled substances listed on  
56 schedules II, III, IV or V of sections, 206, 208, 210, and 212 of the Controlled Substances Act in  
57 a secure manner, without identifying themselves. The surrender of a controlled substance  
58 pursuant to this section shall not constitute the possession of a controlled substance for purposes  
59 of section 401 of the Controlled Substances Act.

60 “(b) Retail pharmacies and hospitals with an on-site pharmacy shall register with the  
61 Drug Enforcement Administration of the United States Department of Justice pursuant to 21  
62 C.F.R § 1317.4(a) to operate as authorized collectors.

63 “(c) Law enforcement agencies are authorized under 21 C.F.R. § 1317.5 to serve as  
64 authorized collectors.

65 “(c) The Department shall install drop boxes at authorized collectors including law  
66 enforcement agencies, retail pharmacies, and hospitals with an on-site pharmacy.

67 “(d) Drop boxes shall be securely placed and maintained pursuant to 21 C.F.R  
68 §1317.75(d) and (e).

69 “(e) The Department and the Metropolitan Police Department shall seek additional  
70 funding for the installation of drop boxes, such as from available public or private grants.

71 “(f) The Department shall maintain a list of acceptable disposal locations for unused  
72 controlled substances on its website.

73 “(g) The Department shall coordinate with law enforcement agencies, hospitals with an  
74 on-site pharmacy, and retail pharmacies regarding plans for disposal and destruction of the  
75 contents of the drop boxes.”.

76 Sec. 3. Fiscal impact statement.

77 The Council adopts the fiscal impact statement in the committee report as the fiscal  
78 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
79 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

80 Sec. 4. Effective date.

81 This act shall take effect after approval by the Mayor (or in the event of veto by the  
82 Mayor, action by the Council to override the veto), a 30-day period of congressional review as

83 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
84 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
85 Columbia Register.