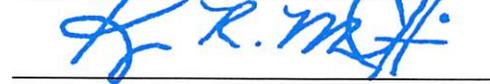


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2 Chairman Phil Mendelson

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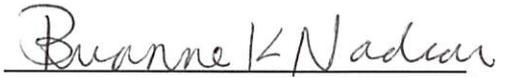
4 Councilmember Anita Bonds

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6 Councilmember Kenyan McDuffie

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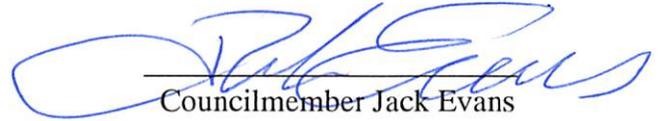
8 Councilmember Elissa Silverman

9 

10 Councilmember Brianne K. Nadeau

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12 Councilmember David Grosso

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14 Councilmember Jack Evans

15 A BILL

16
17 _____
18 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA
19
20 _____
21

22
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.
29

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.