

Practitioner Diversion Awareness Conference

Registration

Paula Albert, Staff Coordinator

Liaison Section





LEGAL DISCLAIMER

The following presentation was accompanied by an oral presentation on **October 21 & 22, 2019**, and does not purport to establish legal standards that are not contained in statutes, regulations, or other competent law. Statements contained in this presentation that are not embodied in the law are not binding on DEA. Summaries of statutory and regulatory provisions that are summarized in this presentation do not purport to state the full extent of the statutory and regulatory requirements of the cited statutes and regulations. **I have no financial relationships to disclose.**



Fair Use Act Disclaimer

This presentation is for educational purposes only. This presentation may not be further copied or used, with the embedded images and videos, without an independent analysis of the application of the Fair Use doctrine.

Fair Use

Under section 107 of the Copyright Act of 1976, allowance is made for “Fair Use” for purposes such as criticism, comment, news reporting, teaching, scholarship, education and research.

Fair Use is a use permitted by the copyright statute that might otherwise be infringing. Any potentially copyrighted material used in this presentation has been reviewed and found to be used in a manner consistent with Fair Use. A completed Fair Use checklist is attached.



Course Objectives

- **Explain why the DEA issues registrations, the type of registrations that the DEA issues, and how such registrations fit into the closed system of distribution.**
- **Explain how a practitioner obtains a DEA registration, and what is required by the DEA as part of this process.**
- **Explain the limits of a DEA registration, and the coincident activities that a practitioner can perform.**



Course Objective

- **Outline when a practitioner would need more than one DEA registration.**
- **Review some common problems practitioners have encountered regarding their DEA registration and how they were resolved.**
- **Explain some of the basic steps a practitioner can take to reduce the chance of their DEA registration being used in the diversion of controlled substances.**



Questions To Discuss

At the completion of this block of instruction you will be able to answer the following questions:

- 1. What is the current number of DEA registrants?**
- 2. As an individual practitioner, how many associates in my practice can I authorize to use my registration number to prescribe controlled substances?**



Questions To Discuss

- 3. Is a DEA practitioner registration always for a three year period?**
- 4. Is a DEA registration number publically available?**
- 5. What should I do to prevent my DEA registration from being used for diversion?**



Registration Requirements for Practitioners



Registration Requirements

First, let's begin by clarifying a few points.

The truth is that although a DEA registration is a Federal registration it does **NOT** allow you to prescribe controlled substances anywhere you wish to in the United States.



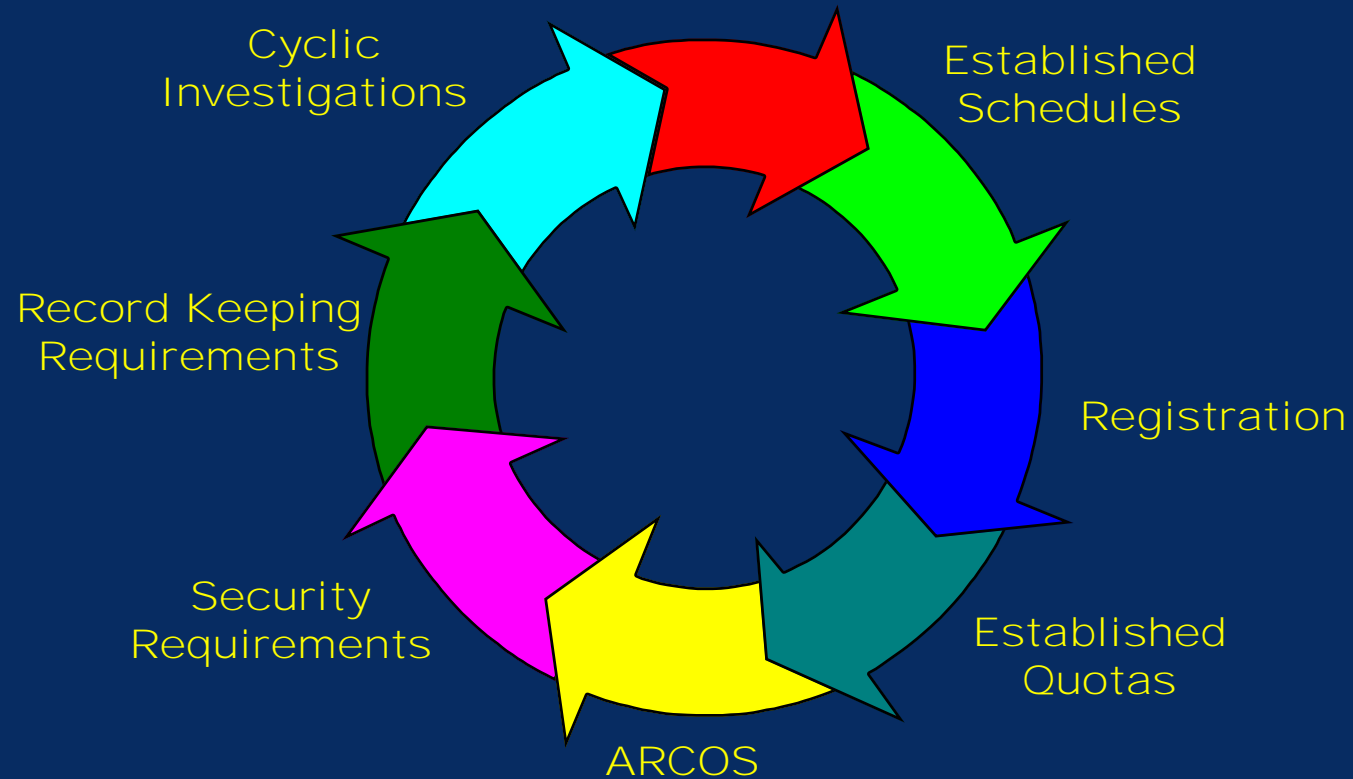


Registration Requirements

- If you change your last name you are **NOT** required to obtain a new DEA registration number.
- A DEA registration number is **NOT** privileged information, but is available to the public.



Closed System of Distribution





The Registrant Community

- Total number of DEA registrants: 1,852,729
- Total number of Practitioners: 1,331,285
- Total number of Mid Level Practitioners: 415,722
- Total number of Pharmacies: 71,108
- Total number of Hospitals: 18,442



How to Apply

- **Website: www.DEAdiversion.usdoj.gov**
- **Go to “Registration” (located at the top of the page)**
- **Form used by the new applicant: DEA Form 224**



How to Apply

What if you encounter problems?

If you encounter problems, contact the DEA
Registration Service Center.

DEA.Registration.Help@usdoj.gov

Or

1-800-882-9539

Or . . .



How to Apply

Contact the DEA Registration Specialist in your area. To find their contact information go to the above website and look under “About Us.”

For example, using this method the Registration Specialist’s contact information for New Orleans, LA is Phone – (571) 362-4891 or 4890.



How to Apply

The Registration Specialist for your area can be located on the [Diversion Control Divisions](#) web-site.

You can search by zip code, city, county, or state.

U.S. DEPARTMENT OF JUSTICE ★ DRUG ENFORCEMENT ADMINISTRATION
DIVERSION CONTROL DIVISION

DIVERSION FIELD OFFICE CONTACT INFORMATION SEARCH ABOUT US

Our Customer Service Representatives are available to assist with your registration needs.

Field Office Search

Enter Zip -OR- [City -or- County] AND State

Zip Code: City: County: State:

Search Results

For Routine Registration assistance about new applications, renewal applications, order forms, or changes to an application or DEA registration: contact a Registration Program Specialist during normal business hours.

For Investigative Matters or Tactical Diversion Squads (TDS): contact a Diversion Investigator or Special Agent during normal business hours.

Location	Registration Assistance	Investigative Matters or TDS
SHREVEPORT RESIDENT OFFICE 401 EDWARDS ST SUITE 510 SHREVEPORT, LA 71101	Phone 1: (571) 362 4891 Phone 2: (571) 362 4890 Email 1: NEW.ORLEANS.DIVERSION.REGISTRATION@USDOJ.GOV	Phone 1: (318) 676 4080 Fax 1: (318) 676 4090
NEW ORLEANS DIVISION OFFICE 3838 N CAUSEWAY BLVD THREE LAKEWAY CENTER SUITE 1800 METAIRIE, LA 70002	Phone 1: (571) 362 4891 Phone 2: (571) 362 4890 Email 1: NEW.ORLEANS.DIVERSION.REGISTRATION@USDOJ.GOV	Phone 1: (504) 840 1100 Fax 1: (571) 362 4906



How to Apply

The DEA cannot consider an application unless you first have state controlled substance authority, and each state is different:

- **State Medical License**
- **State controlled substance registration (if required)**
- **Other state licensure (if required)**
- **Certificates of advanced training (if required)**



Practice Address vs Mailing Address

During the application process you are asked for your Practice Address, and you are asked for your Mail-to Address if these two addresses are different.

Your Practice Address is your principal place of business or professional practice pursuant to Title 21, C.F.R. 1301.12(a). This is the address on your DEA certificate.

Your mail-to address is for correspondence.

DEA Certificate

DEA REGISTRATION NUMBER	THIS REGISTRATION EXPIRES	FEE PAID
PB009	12-31-2016	Exempt

SCHEDULES	BUSINESS ACTIVITY	ISSUE DATE
1,2,2N 3,3N,4,5	ANALYTICAL LAB	12-15-2015

DRUG ENFORCEMENT ADMIN MIAMI FIELD DIVISION 2100 N COMMERCE PKWY ATTN: DIVERSION GROUP WESTON, FL 33326

CONTROLLED SUBSTANCE REGISTRATION CERTIFICATE
UNITED STATES DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION
WASHINGTON D.C. 20537

Sections 304 and 1008 (21 USC 824 and 958) of the Controlled Substances Act of 1970, as amended, provide that the Attorney General may revoke or suspend a registration to manufacture, distribute, dispense, import or export a controlled substance.

THIS CERTIFICATE IS NOT TRANSFERABLE ON CHANGE OF OWNERSHIP, CONTROL, LOCATION, OR BUSINESS ACTIVITY, AND IT IS NOT VALID AFTER THE EXPIRATION DATE.

Form DEA-223 (9/2016)

DEA REGISTRATION NUMBER	THIS REGISTRATION EXPIRES	FEE PAID
PB009	12-31-2016	Exempt

SCHEDULES	BUSINESS ACTIVITY	ISSUE DATE
1,2,2N 3,3N,4,5	ANALYTICAL LAB	12-15-2015

DRUG ENFORCEMENT ADMIN MIAMI FIELD DIVISION 2100 N COMMERCE PKWY ATTN: DIVERSION GROUP WESTON, FL 33326

CONTROLLED SUBSTANCE REGISTRATION CERTIFICATE
UNITED STATES DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION
WASHINGTON D.C. 20537

Sections 304 and 1008 (21 USC 824 and 958) of the Controlled Substances Act of 1970, as amended, provide that the Attorney General may revoke or suspend a registration to manufacture, distribute, dispense, import or export a controlled substance.

THIS CERTIFICATE IS NOT TRANSFERABLE ON CHANGE OF OWNERSHIP, CONTROL, LOCATION, OR BUSINESS ACTIVITY, AND IT IS NOT VALID AFTER THE EXPIRATION DATE.



Access

The DEA is required to turn over the DEA registration, and other information found on the DEA certificate, to the U.S. Department of Commerce.

The Department of Commerce sells this information through the National Technical Information Service (NTIS) to registrants such as your neighborhood pharmacy.



DEA Registration Limits

A DEA registration cannot allow you to do something that is otherwise prohibited by state law.

For Example: If you are registered by the state in only schedules III-V the DEA cannot authorize you to handle schedule II.

For Example: If state law says you cannot procure controlled substances, the DEA cannot authorize you to do so.



DEA Registration Limits

Final Rule: Clarification of Registration Requirements for Individual Practitioners (December 1, 2006)

A practitioner can only **administer, dispense, prescribe, procure, or store** controlled substances in a state if they first hold a DEA registration in that state. The authority granted under this registration ends at that state's border.

A practitioner can only **administer, dispense, procure, or store** a controlled substance at a **location** where he or she is registered with the DEA.



DEA Registration Limits

When more than one DEA registration number is needed:

- If a practitioner plans to administer, dispense, procure or store controlled substances at **more than one location** in a state.
- If a practitioner plans to administer, dispense, prescribe, procure, or store controlled substances in **more than one state**.
- If the practitioner is registered with the DEA in one state and is treating a patient in another state by **telemedicine**.



DEA Registration Limits

Unique exception: The Medical Bag. Administering or dispensing a controlled substance inside a state where a practitioner is registered, but at other than the practitioner's DEA registered location.

Note: Random and as needed is – fact specific





DEA Registration Limits

Coincident Activities allowed.

[21 C.F.R. 1301.13\(e\)\(1\)\(iv\)](#)

Practitioner: May conduct research and instructional activities with those substances for which registration was granted, except that a mid-level practitioner may conduct such research only to the extent expressly authorized under state statute.



Common Problems Encountered

The applicant does not have appropriate state authority.

The registrant assumes their first registration will be for 36 months.

The applicant, or renewing registrant, fails to mark all appropriate schedules.

The registrant fails to renew their registration in a timely manner.



Common Problems Encountered

Failure to maintain state licensure once achieved.

Failure to notify the DEA of an email address change.

Believing that the practitioner needs a separate DEA registration for each location in the same state where they only prescribe, (other than the one registration they already hold in that state).



Common Problems Encountered

Renewals submitted simultaneously by both the practitioner and the practitioner's office.

Applying or renewing using an expired credit card or using a check from a closed account.

Relying upon an office manager to renew for the practitioner (but they do not).

Applying for new DEA # due to a name change.



Common Problems Encountered

Changing practice address:

- In same state
- To another state
- In a national emergency



Common Problems Encountered

Discontinuing Practice: Permanently

DEA.Registration.Help@usdoj.gov

Drug Enforcement Administration
Attn: Registration Section DRR
P.O. Box 2639
Springfield, VA 22152-2639



Hospitals and DEA Registrations

Title 21 C.F.R. § 1301.22(c)(1-6)

An individual practitioner who is an agent or employee of a hospital or other institution may, when acting in the normal course of business or employment, administer, dispense, or prescribe controlled substances under the registration of the hospital or other institution which is registered in lieu of being registered him/herself, provided that 6 conditions are met.



Hospitals and DEA Registrations

Using the number off-site:

When you can use it off-site

When you cannot use it off-site



Group Practice Setting

Title 21 C.F.R. 1301.22(b)

(b) An individual practitioner who is an agent or employee of another practitioner (other than a mid-level practitioner) registered to dispense controlled substances may, when acting in the normal course of business or employment, administer or dispense (other than by issuance of prescription) controlled substances if and to the extent that such individual practitioner is authorized or permitted to do so by the jurisdiction in which he or she practices, under the registration of the employer or principal practitioner in lieu of being registered him/herself.



Group Practice Setting

What this lets you do

What this does not let you do





Fee Exempt Registrations (Not Military)

21 C.F.R. 1301.21

Conditions under which it is granted

Limits of this registration

Conversion to a fee paid registration



DEA Registration (Military)

21 C.F.R 1301.23

Conditions under which it can be used.

Conditions under which it cannot be used.

When you leave the military.



Steps to Reduce Diversion

Steps you can take to reduce the chance of your registration being used in the diversion of controlled substances.

Check your PMP for use:

- **False prescriptions**
- **Sloppy use by pharmacies**
- **Misuse by office staff**





Steps to Reduce Diversion

- **Monitor the use of your practice's credit card and checking account.**
- **Have all controlled substances you purchase be checked in upon delivery by two employees.**



Steps to Reduce Diversion

If you dispense controlled substances, including samples, conduct random audits to ensure they are not getting diverted.

Do not create an atmosphere of self-use in your practice by your staff.





Steps to Reduce Diversion

Do not print your full DEA registration number on your prescription. Instead add the last few digits yourself.

Limit the amount you prescribe and the refills you authorize, if this is not already required by your state.



Steps to Reduce Diversion

Stick with certain controlled substances, and strengths thus calling to attention any deviation from this pattern.

When issuing paper prescriptions, list both the # being prescribed and write out the amount.

Cooperate with your local pharmacists.

Do not leave your prescription pad unattended, and lock it up if not in use.



Steps to Reduce Diversion

SCAM!!!

Criminals posing as DEA employees are targeting practitioners using an extortion scam. They use a disguised telephone number that appears on a practitioners' caller ID as the “DEA’s 800 registration support number”. The criminals then demand money and threaten to suspend a practitioner’s DEA registration if they do not comply. You were sent an email about this on April 2, 2018.

DEA Registration Helpline at 1-800-882-9539



Qualified Practitioners and Other Qualified Practitioners

The Unique Identification Number, often called the X number, is not a DEA registration. It is certification that the prescriber has met all the necessary requirements to use FDA approved Schedules III-V narcotics for the treatment of opioid use disorder.

Unlike the DEA registration number, only one Unique Identification Number is issued.



Qualified Practitioners and Other Qualified Practitioners

When prescribing FDA approved Schedules III-V narcotics for the treatment of opioid use disorder the prescriber must place both their DEA registration number and their Unique Identification Number on the prescription.



Course Review

We reviewed why the DEA issues registrations, how to apply, and how registrations fit into the closed system of distribution.

We identified and discussed what a DEA registration does, and does not let you do.

We reviewed some common problems practitioners have encountered regarding their DEA registration, and how these are resolved.

We listed some of the steps a practitioner can take to reduce the chance that their DEA registration will be used to divert controlled substances.



Post Question

1. What is the current number of DEA registrants?

- A. Under 250,000**
- B. 780, 000**
- C. 1, 100,000**
- D. Over 1,800,000**



Post Question

- 2. As an individual practitioner, how many associates in my practice can I authorize to use my registration number to prescribe controlled substances.**
- A. None**
 - B. One**
 - C. Up to three**
 - D. Up to five**



Post Question

3. Is a DEA practitioner registration always for a three year period?

A. Yes

B. No



Post Question

- 4. Is a DEA registration number publically available?**
- A. Yes**
 - B. No**



Post Question

- 5. What should I do to prevent my DEA registration from being used for diversion?**
- A. Lock up my prescription pads.**
 - B. Limit my prescribing to the amount I believe is currently medically necessary.**
 - C. Check my state's prescription monitoring program.**
 - D. All of the above.**



*Thank you for your time
and attention !*

