The Mission of the
DIVERSION CONTROL DIVISION

Prevent, detect, and investigate the diversion of controlled pharmaceuticals and listed chemicals from legitimate sources

While ensuring an adequate and uninterrupted supply for legitimate medical, commercial, and scientific needs.
Regulatory Authority
Title 21, Code of Federal Regulations, Sec. 1300 et seq.
(21 CFR § 1300 et seq.)

Every person who manufactures, distributes, dispenses, imports or exports any controlled substance or who proposes to engage in the manufacture, distribution, dispensing, importation or exportation of any controlled substance, shall obtain a registration, (unless exempted by law), as one of the following:

CHAIN OF DISTRIBUTION

IMPORT  MANUFACTURE  EXPORT

PHARMACY  DISTRIBUTION  DOCTORS  HOSPITALS

PATIENT/USER
### DEA Registration Entails Several Requirements

#### RECORDKEEPING REQUIREMENTS
21 CFR Section 1304 et al

Keep records of Controlled Substances:
- Schedules I and II separately from Schedules III, IV, and V and from all other records
- Available for inspection for a minimum of two years
- Complete and accurate records

#### INVENTORY REQUIREMENTS
21 CFR Section 1304.11

- Complete and accurate record of all CS on hand
- Date inventory was conducted
- Maintain inventory for at least two years
- Biennial Inventory within two years of previous inventory

#### SECURITY REQUIREMENTS
21 CFR Section 1301.71(a)

Requires that all registrants provide effective controls and procedures to guard against theft and diversion of controlled substances.

#### PRESCRIPTION REQUIREMENTS
21 CFR Section 1306 et al.

- Dated and signed on the date when issued
- Patient’s full name and address
- Practitioner’s full name, address, and DEA registration number
- Drug name
- Strength
- Dosage form
- Quantity prescribed
- Directions for use
- Number of refills (if any) authorized
DEA has the authority to deny, suspend, or revoke a DEA registration upon a finding that the registrant has:

- 1. Materially falsified any application filed
- 2. Been convicted of a felony relating to a controlled substance or a List I chemical
- 3. Had their state license or registration suspended, revoked, or denied
- 4. Committed an act which would render the DEA registration inconsistent with the public interest
- 5. Been excluded from participation in a Medicaid or Medicare program

THE DIVERSION CONTROL PROGRAM CONSISTS OF:

- DIVERSION INVESTIGATORS
- SPECIAL AGENTS
- TASK FORCE OFFICERS
- INTELLIGENCE RESEARCH SPECIALISTS
It shall be unlawful, for any person knowingly of intentionally--

1) To manufacture, distribute, or dispense, or possess with intent to manufacture, distribute, or dispense a controlled substance; or
2) To create distribute, or dispense or possess with intent to distribute, or dispense a counterfeit substance;

What is DIVERSION?

Diversion is the transfer of a pharmaceutical prescribed controlled substance, from its licit medical purpose to an illicit purpose.
OUR INVESTIGATIONS INVOLVE, BUT ARE NOT LIMITED TO:

✓ Physicians who sell prescriptions to drug dealers or abusers;
✓ Pharmacists who falsify records and subsequently sell the drugs;
✓ Employees who steal from inventory and falsify orders to cover illicit sales;
✓ Prescription forgers; Doctor shopping
✓ Individuals who commit armed robbery of pharmacies and drug distributors.
July 13, 2017: National Health Care Fraud Takedown Results in Charges Against Over 412 individuals

- $1.3 billion in fraud losses
- Counts of Health Fraud and Prescription Fraud in 41 Districts
- Including 13 Health Practitioners in Puerto Rico

June 28, 2018: National Health Care Fraud Takedown Results in Charges Against Over 601 individuals

- $2 billion in fraud losses
- Counts of Health Fraud and Prescription Fraud in 58 Districts
- Including 165 doctors, nurses and other licensed medical professionals.

July 24, 2018

- Psychiatrist indicted
- 18 Federal Charges of Health Fraud,
- 3 Charges of identity theft,
- 3 Charges of False Declarations
- 8 Charges of Intent of Distribution of Controlled Substances
- $225,250.00 in losses
March 14, 2019:

- Nurse indicted by State on 231 charges for illegal appropriation of controlled substances at a hospital & destruction of evidence.

- 219 units of Demerol and 12 Tramadol pills at Hospital Pavía (Santurce)
On 2017
Over 72 thousand overdose deaths on 2017.
In USA, Puerto Rico y USVI

- 66 thousand deaths by October 2018 (CDC)
- 598 people in PR (ASSMCA)
- 130 Deaths per Day.
- 66% involved the misuse or abuse of an opioid.

That’s enough to fill El Choliseo three times
SAMHSA Report from September 2017:

53.1% of misused prescriptions come from a friend or relative

- Given, Buoyed or Obtained from a Friend or Relative: 53.1%
Minors intoxicated as a result of ingesting Parent’s prescriptions

El Vocero, October 27, 2017 Carolina, PR

Telemundo PR July 5, 2018 Mayagüez, PR

Infante intoxicado con medicamento en Carolina

Menor intoxicado tras ingerir medicamentos de su padre en Mayagüez
The National Take-Back Day is one of the DEA’s initiatives to address the Opioid Crisis

Impacted Municipalities

April 2019 – 27 Municipalities
PR/USVI
• 3k lbs collected
• 79 Collection sites (Record high)
• Collected more than 9 tons in 17 events (2010-2019).

**17th National Take Back Day**
Collected Amount of Controlled Substances in PR & USVI (lbs.)

- **Abril (2018):** 1421.2 lbs
- **Octubre (2018):** 4078.16 lbs
- **Abril (2019):** 3002.5 lbs

**17th National Take Back Day: April 27, 2019**
Total Collection Sites: 6,258

*American Indian and Alaskan Native Communities: 140 sites*
THANKS

Info:
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deadiversion.usdoj.gov