

Law Enforcement Primer

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OBJECTIVES

- Identify the Law Enforcement Community
- Identify Law Enforcement Agencies (LEA) mission & goal in addressing prescription opioid diversion
- Establish consensus on definitions
- Identify & clarify process of how LEA's respond to diversion

Identify the
Law Enforcement Community

Law Enforcement Community

- DEA
- State/Local Police
- FDA
- State Medical Board
- State Pharmacy Board
- Attorney General's Office
- Customs, Border Control
- Other..

Law Enforcement Agencies

- CRIMINAL

- FBI
- State Police
- County & Municipal Police

- REGULATORY

- Pharmacy Boards
- Medical Boards(other practitioner boards)
- Health Departments

- CRIMINAL & REGULATORY

- DEA
- State Police (Oklahoma Bureau of Narcotic Enforcement)
- Pharmacy Boards
- Health Departments

Identify Law Enforcement Agencies
(LEA) mission & goal in addressing
prescription opioid diversion

LEA's MISSION & GOALS

— CRIMINAL

- Unlawful sale or possession
- Criminal enterprises

— REGULATORY

- Violations of legal requirements or responsibilities

Establish consensus on definitions

DEFINITIONS

- Diversion
- Suspicious Orders
- Sale
- Over-prescribing
- Unlawful Prescribing
- Distribute

Definition of Diversion

“The transfer of a controlled substance from a lawful to an unlawful channel of distribution or use.”

Section 309, Diversion Prevention and Control

Uniform Controlled Substances Act

National Conference of Commissioners on

Uniform State Laws, 1994

“means manufacture, possession, delivery or use of a controlled substance by a person or in a manner not specifically authorized by law.”

Section 3302.(12) of the New York State Public Health Law

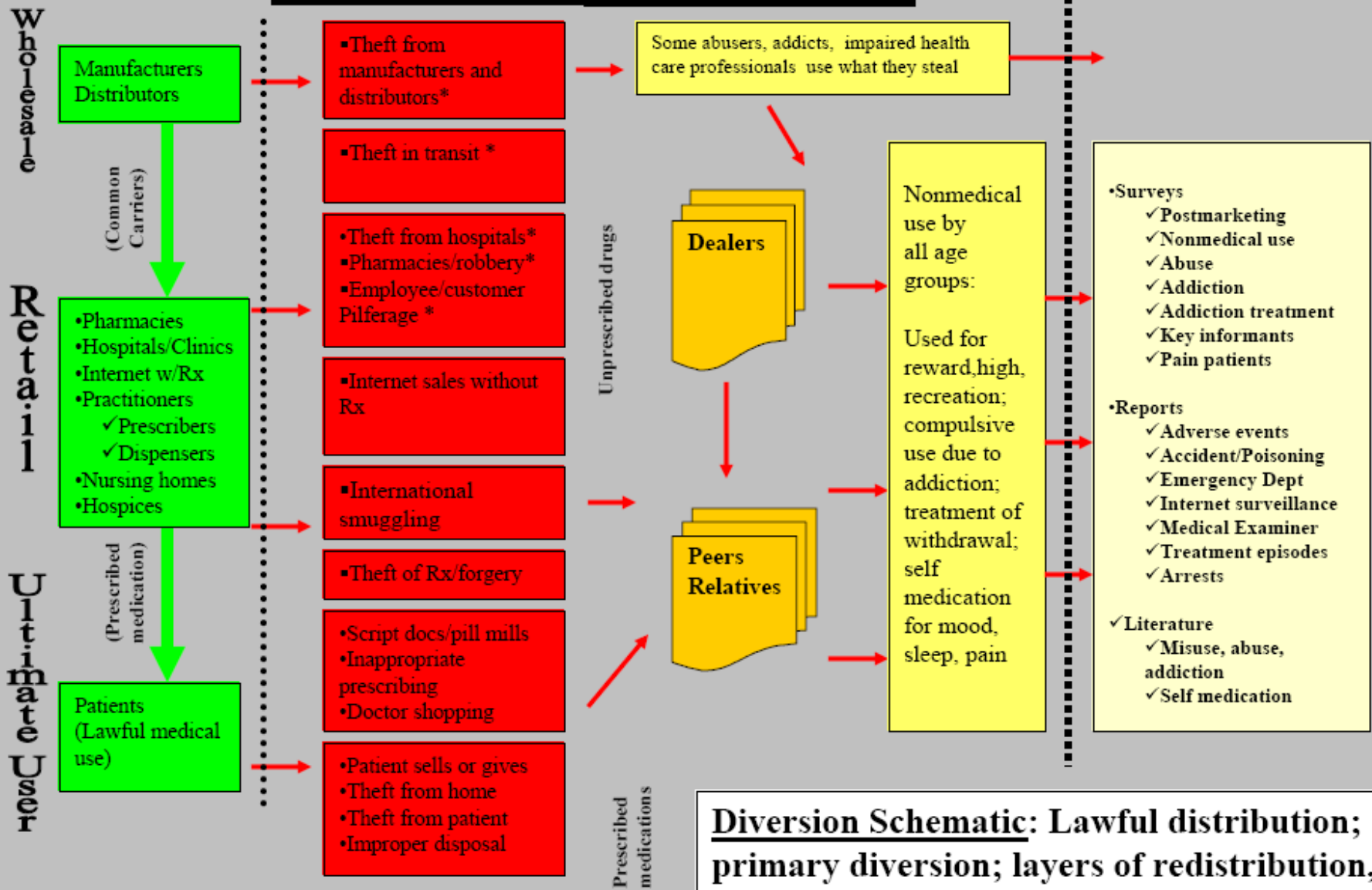
Suspicious Orders

- DEA has an entire appendix in the *Chemical Handler's Manual* regarding Suspicious Orders
- This includes factors which may suggest a suspicious transaction, as well as a suspicious order reporting system – a formula for use by distributors, wholesalers, and retailers that calculates the quantity which, if exceeded in one month, constitutes an order which **may** be considered excessive or suspicious and therefore require reporting to DEA.

http://www.deadiversion.usdoj.gov/pubs/manuals/chem/appendix/app_e.htm#e2

Identify & clarify process of how
LEA's respond to diversion

1. DISTRIBUTION SYSTEM (lawful distribution) **2. PRIMARY DIVERSION (unlawful; supplies some abusers and re-distribution)** **3. ILLEGAL REDISTRIBUTION (Layers of re-distribution; illicit industry)** **4. NON MEDICAL USES** **5. MEASUREMENT OF IMPACTS**



Diversion Schematic: Lawful distribution; primary diversion; layers of redistribution, non medical uses; measurement of impacts

PPSG, 2007 * = Amounts reported by law on DEA Form 106