

ALEXINFIELD AND KAPLAN

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substances in Schedules I or II and narcotic drugs in Schedules III or IV must be distributed in containers securely sealed as required by regulations of the Attorney General.

In addition to the requirements specified above, which are generally applicable to all persons who manufacture, distribute or dispense controlled substances, the manufacturer of Schedules I or II controlled substances are subject to manufacturing quotas based on medical and scientific needs (§306), and these substances cannot be distributed "except in pursuance of a written order (which must be preserved for a period of two years) of the person to whom such substance is distributed, made on a form to be issued by the Attorney General" (§308). Further, prescriptions for controlled drugs in Schedule II may not be refilled (§309).

The limitations and restrictions on the importation and exportation of controlled substances which are set forth in Title III of the Act are even more restrictive than those previously discussed. Except under specified circumstances and pursuant to regulations promulgated by the Attorney General, Section 1002(a) provides for an outright prohibition on the importation of any controlled substance in Schedules I or II and any narcotic drug in Schedules III, IV or V. The importation of any nonnarcotic controlled substances in Schedules III, IV or V is prohibited unless it is "imported for medical, scientific or other legitimate uses" and "pursuant to such notification or declaration requirements as the Attorney General may by regulation prescribe."

Unless otherwise authorized, the exportation of any Schedules I or II controlled substances and any narcotic drug in Schedules III or IV is prohibited unless certain specified requirements are met and "a permit to export the controlled substance in each instance has been issued by the Attorney General." The exportation of any nonnarcotic controlled substance in Schedules III or IV or any controlled substance in Schedule V is prohibited unless: 1) "there is furnished (before export) to the Attorney General documentary proof that importation is not contrary to the laws or regulations of the country of destination;" 2) "a special controlled substance invoice, in triplicate, accompanies the shipment setting forth such information as the Attorney General may prescribe ...;" and 3) "two additional copies of the invoice are forwarded to the Attorney General before the controlled substance is exported from the United States."