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AN ACT
RELATING TO CONTROLLED SUBSTANCES; AMENDING THE CONTROLLED
SUBSTANCES ACT TO DELETE THE REQUIREMENT THAT CERTAIN
REGISTRATIONS NEED TO BE OBTAINED ANNUALLY.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:
Section 1. Section 30-31-12 NMSA 1978 (being Laws 1972,
Chapter 84, Section 12, as amended) is amended to read:

"30-31-12. REGISTRATION REQUIREMENTS.--

A. A person who manufactures, distributes or
dispenses a controlled substance or who proposes to engage in
the manufacture, distribution or dispensing of a controlled
substance shall obtain a registration issued by the board in
accordance with its regulations.

B. Persons registered by the board to manufacture,
distribute, dispense or conduct research with controlled
substances may possess, manufacture, distribute, dispense,
prescribe or conduct research with those substances to the
extent authorized by their registration and in conformity
with the other provisions of the Controlled Substances Act.

C. The following persons need not register and may
lawfully possess controlled substances:

(1) an agent of a registered manufacturer,
distributor or dispenser of a controlled substance if the
agent is acting in the usual course of the agent's

1 principal's business or employment;

2 (2) a common or contract carrier or
3 warehouseman, or an employee whose possession of a controlled
4 substance is in the usual course of the common or contract
5 carrier or warehouseman's business; or

6 (3) an ultimate user.

7 D. The board may waive by regulation the
8 requirement for registration of certain manufacturers,
9 distributors or dispensers if it is consistent with the
10 public health and safety.

11 E. The board may inspect the establishment of a
12 registrant or applicant for registration in accordance with
13 the board's regulations."

14 Section 2. EFFECTIVE DATE.--The effective date of the
15 provisions of this act is July 1, 2009. _____

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