



## 2011 ASSEMBLY BILL 440

December 20, 2011 – Introduced by Representative STONE, cosponsored by Senator VUKMIR. Referred to Committee on Health.

- 1     **AN ACT to amend** 450.11 (2), 961.38 (1r) and 961.38 (2) of the statutes; **relating**  
2           **to:** electronic prescriptions for schedule II controlled substances.

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### *Analysis by the Legislative Reference Bureau*

Under current law, controlled substances are divided into five separate schedules, depending on the substance's potential for abuse, whether the substance has a currently accepted and safe medical use, and whether and to what degree the substance leads to physical or psychological dependence. Schedule II substances are those that have a high potential for abuse and may lead to severe physical or psychological dependence, but also have a currently accepted medical use.

Under current law, a drug that is a schedule II substance may be dispensed to a person directly by a practitioner or by a pharmacy with a written prescription by the practitioner or, in the case of an emergency, by a pharmacist who receives an oral or electronic prescription by the practitioner that is promptly reduced to writing and filed by the pharmacist.

Under this bill, a drug that is a schedule II substance may be dispensed by a pharmacy with an electronic prescription by the practitioner in cases that are not emergencies and without the requirement that the prescription be reduced to writing.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

