

2011 DRAFTING REQUEST

Bill

Received: **11/01/2011**

Received By: **phurley**

Wanted: **As time permits**

Companion to LRB:

For: **Leah Vukmir (608) 266-2512**

By/Representing: **Dean**

May Contact:

Drafter: **phurley**

Subject: **Criminal Law - drugs**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Vukmir@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Electronic prescriptions

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	phurley 11/01/2011	jdyer 11/02/2011		_____			
/1			phenry 11/03/2011	_____	sbasford 11/03/2011	ggodwin 11/07/2011	

FE Sent For:

<END>

none

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/?	phurley	11/2 jld	11/3 ph	✓			

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<END>

Hurley, Peggy

From: Dodge, Tamara
Sent: Tuesday, November 01, 2011 12:13 PM
To: Hanaman, Cathlene; Hurley, Peggy
Subject: FW: Drafting Request

I had a voice mail and the following message from Sen. Vukmir's office. I assume that you ladies draft controlled substances. If not, let me know who does or throw it back at me and I can do it. If one of you takes the draft, please let Deano know you have it.

Thanks,
Tami

Tamara J. Dodge

Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 267 - 7380
tamara.dodge@legis.wisconsin.gov

From: Cady, Dean
Sent: Tuesday, November 01, 2011 11:55 AM
To: Dodge, Tamara
Cc: Pyritz, Michael; Dake, Marsha
Subject: Drafting Request

Hey Tamara, this is deano from Senator Vukmir's office. I just left you a voice mail regarding a Bill Leah would like to have drafted concerning "pharmacies accepting Schedule II Prescription Orders Electronically," affecting Wisc Stat. 961.38 (1r), Prescriptions. The Bill would add two words to current law; I placed the two words in bold, below.

Current Law / 961.38 (1r)

"Except when dispensed directly by a practitioner, other than a pharmacy, to an ultimate user, no controlled substance included in schedule II may be dispensed without the written prescription of a practitioner."

Allowing Pharmacies to Accept Schedule II Prescription Orders Electronically / change to current law

"Except when dispensed directly by a practitioner, other than a pharmacy, to an ultimate user, no controlled substance included in schedule II may be dispensed without the written **or electronic** prescription of a practitioner."

Also, I "cc'd" Representative Stone's office in case the Representative would like a companion drafted.
Any questions Tamara give me a shout. Thankx a mil, I know you guys are busy right now.
Deano ☺



State of Wisconsin
2011 - 2012 LEGISLATURE



LRB-3207/PA

PJH:cjs:jf

3373/1 keep
rnr

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

11-1-11

Regen

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.

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.

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

Godwin, Gigi

From: Cady, Dean
Sent: Monday, November 07, 2011 2:22 PM
To: LRB.Legal
Subject: Draft Review: LRB 11-3373/1 Topic: Electronic prescriptions

Please Jacket LRB 11-3373/1 for the SENATE.