

# State of Wisconsin



January 2017 Special Session  
Assembly Bill 4

Date of enactment: **July 17, 2017**  
Date of publication\*: **July 18, 2017**

## 2017 WISCONSIN ACT 25

AN ACT *to renumber* 961.38 (4); *to amend* 961.23 (2); and *to create* 961.38 (4) (b) of the statutes; **relating to:** prohibiting certain schedule V controlled substances from being dispensed without a prescription.

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

**SECTION 1.** 961.23 (2) of the statutes is amended to read:

961.23 (2) They may be sold at retail only by a registered pharmacist or, if the substance is a pseudoephedrine product, by a person who is working under the direction of a registered pharmacist when sold in a retail establishment. This subsection does not apply to a substance governed by s. 961.38 (4) (b).

**SECTION 2.** 961.38 (4) of the statutes is renumbered 961.38 (4) (a).

**SECTION 3.** 961.38 (4) (b) of the statutes is created to read:

961.38 (4) (b) Except when dispensed directly by a practitioner, other than a pharmacy, to an ultimate user, a substance specified in s. 961.22 (2) shall not be dispensed without a written, oral, or electronic prescription of a practitioner.

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."