



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

**2007 Assembly Bill 477**

**Assembly  
Amendments 1 and 2**

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*Assembly Bill 477* provides that whoever manufactures, distributes, or delivers the active chemical ingredient in the plant *Salvia divinorum* with intent that it be consumed by an individual may be fined not more than \$10,000.

This prohibition does not apply to the manufacture, distribution, or delivery of any dosage form of the active chemical ingredient in the plant *Salvia divinorum* that may be obtained from a retail establishment without a prescription and that is recognized by the U.S. Food and Drug Administration (FDA) as a homeopathic drug.

*Assembly Amendment 1* replaces references to the plant ingredient and “the active chemical ingredient in the plant *Salvia divinorum*” with the name of the active chemical ingredient, “salvinorin A.”

*Assembly Amendment 2* provides that the prohibition in the bill does not apply to the distribution or delivery *to an individual who is 18 years or older* of any dosage form of salvinorin A that may be obtained from a retail establishment without a prescription and that is recognized by the FDA as a homeopathic drug. As provided in the bill, under the amendment, the prohibition also does not apply to the manufacture of any dosage form of salvinorin A that may be obtained from a retail establishment without a prescription and that is recognized by the FDA as a homeopathic drug.

### *Legislative History*

Assembly Amendment 1 was offered by Representative Wasserman. Assembly Amendment 2 was offered by Representative Albers. The Assembly Committee on Criminal Justice recommended adoption of the amendments on votes of Ayes, 10; Noes, 0 and recommended passage of the bill, as amended, on a vote of Ayes, 10; Noes, 0.

AS:ksm