

2013 Assembly Bill 726 (LRB -3931)

An Act to amend 961.14 (4) (t); and to create 961.38 (1n) of the statutes; relating to: providing that cannabidiol is not a tetrahydrocannabinol and dispensing cannabidiol as a treatment for a seizure disorder.

2014

- 02-04. A. Introduced by Representatives **Kahl, Krug, Kolste, Craig, Wachs, Sinicki, Bewley, Hintz, Zepnick, Berceau, Ringhand, Hebl, Pope, Zamarripa, Goyke, Ohnstad, Sargent, Riemer, C. Taylor and Bies**; cosponsored by Senators **Wirch, Lehman and Miller**. 578
- 02-04. A. Read first time and referred to Committee on Children and Families 578
- 02-05. A. Representatives Thiesfeldt and Klenke added as coauthors 583
- 02-12. A. Representative Murphy added as a coauthor 618
- 02-12. A. Public hearing held
- 02-13. A. Representatives Johnson, Pridemore and Czaja added as coauthors 626
- 02-17. A. Representative Kooyenga added as a coauthor 645
- 02-24. A. Assembly Amendment 1 offered by Representative Kahl (**LRB a1958**) 705
- 02-26. A. Executive action taken
- 03-07. A. Report Assembly Amendment 1 adoption recommended by Committee on Children and Families, Ayes 6, Noes 2 726
- 03-07. A. Report passage as amended recommended by Committee on Children and Families, Ayes 7, Noes 1 726
- 03-07. A. Referred to Committee on Rules 727
- 03-12. A. Placed on calendar 3-18-2014 by Committee on Rules
- 03-18. A. Rules suspended to withdraw from calendar of 3-18-2014 and take up 759
- 03-18. A. Read a second time 759
- 03-18. A. **Assembly Amendment 1 adopted** 759
- 03-18. A. Ordered to a third reading 759
- 03-18. A. Rules suspended 759
- 03-18. A. Read a third time and **passed** 759
- 03-18. A. Representatives Shankland, Barca and Hulsey added as coauthors 759
- 03-18. A. Ordered immediately messaged 759
- 03-19. S. Received from Assembly 799
- 03-19. S. Read first time and referred to committee on Health and Human Services 800
- 03-26. S. Senator Grothman added as a cosponsor 814
- 03-27. S. Withdrawn from committee on Health and Human Services and rereferred to committee on Senate Organization pursuant to Senate Rule 46(2)(c) 817
- 03-27. S. Available for scheduling
- 03-31. S. Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 5, Noes 0 821
- 03-31. S. Placed on calendar 4-1-2014 pursuant to Senate Rule 18(1) 822
- 04-01. S. Senator Vinehout added as a cosponsor
- 04-01. S. Senator Carpenter added as a cosponsor
- 04-01. S. Senator Ellis added as a cosponsor
- 04-01. S. Senator L. Taylor added as a cosponsor
- 04-01. S. Senator Jauch added as a cosponsor
- 04-01. S. Senator Hansen added as a cosponsor
- 04-01. S. Read a second time
- 04-01. S. Ordered to a third reading
- 04-01. S. Rules suspended
- 04-01. S. Read a third time and **concurred in**, Ayes 33, Noes 0
- 04-01. S. Ordered immediately messaged
- 04-02. A. Received from Senate concurred in 818

SB

2013
ENROLLED BILL

13en A B-726

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

13 -393111

Amendments to above (if none, write "NONE"): AA1- a1958/1

Corrections - show date (if none, write "NONE"): None

April 4, 2014

Topic Rel

4-3-14

Date

J. Miller

Enrolling Drafter



2013 ASSEMBLY BILL 726

February 4, 2014 - Introduced by Representatives KAHL, KRUG, KOLSTE, CRAIG, WACHS, SINICKI, BEWLEY, HINTZ, ZEPNICK, BERCEAU, RINGHAND, HEBL, POPE, ZAMARRIPA, GOYKE, OHNSTAD, SARGENT, RIEMER, C. TAYLOR and BIES, cosponsored by Senators WIRCH, LEHMAN and MILLER. Referred to Committee on Children and Families.

1 **AN ACT to amend** 961.14 (4) (t); and **to create** 961.38 (1n) of the statutes;
2 **relating to:** providing that cannabidiol is not a tetrahydrocannabinol and
3 dispensing cannabidiol as a treatment for a seizure disorder.

Analysis by the Legislative Reference Bureau

Under current law, a controlled substance is classified in one of five separate schedules. The classification is based on: 1) whether there is a currently accepted medical use for the drug; 2) the drug's potential for being abused; and 3) the nature of the dependence that use of the drug may produce. A Schedule I controlled substance, such as a tetrahydrocannabinol (THC), may not be dispensed, even with a prescription. This bill specifically provides that THC does not include cannabidiol (commonly known as CBD oil extract) in a form without a psychoactive effect if dispensed or documented by a practitioner. This bill also specifically allows CBD oil extract to be dispensed by a practitioner for the treatment of a seizure disorder and allows a practitioner to provide an individual with a letter or other documentation stating that the individual possesses CBD oil extract to treat a seizure disorder.

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

4 **SECTION 1.** 961.14 (4) (t) of the statutes is amended to read:



State of Wisconsin
2013-2014 LEGISLATURE

CORRECTIONS IN:

**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 726**

Prepared by the Legislative Reference Bureau
(April 4, 2014)

In enrolling, the following correction was made:

1. Page 2, line 3: delete "a pharmacy" and substitute "pharmacy".

(END)



**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY BILL 726**

February 24, 2014 - Offered by Representative KAHL.

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 5: after that line insert:

3 **SECTION 1h.** 961.34 of the statutes is renumbered 961.34 (1).

4 **SECTION 1j.** 961.34 (2) of the statutes is created to read:

5 961.34 (2) (a) Upon the request of any physician, the controlled substances
6 board shall aid the physician in applying for and processing an investigational drug
7 permit under 21 USC 355 (i) for cannabidiol as treatment for a seizure disorder. If
8 the federal food and drug administration issues an investigational drug permit, the
9 controlled substances board shall approve which pharmacies and physicians may
10 dispense cannabidiol to patients.

11 (b) If cannabidiol is removed from the list of controlled substances, or if
12 cannabidiol is determined not to be a controlled substance, under schedule I of 21
13 USC 812 (c), the controlled substances board shall approve which pharmacies and

AA1-1

1 physicians may dispense cannabidiol to patients as treatment for a seizure
2 disorder}.

AA1-2

3 **2.** Page 2, line 7: delete "practitioner" and substitute "a pharmacy or physician
4 approved under s. 961.34 (2) (a) or (b)".

AA1-3

5 **3.** Page 2, line 8: after "disorder or" insert "any physician".

6 (END)