



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:

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1 961.14 (4) (t) Tetrahydrocannabinols, commonly known as “THC”, in any form
2 including tetrahydrocannabinols contained in marijuana, obtained from marijuana,
3 or chemically synthesized, except that tetrahydrocannabinols do not include
4 cannabidiol in a form without a psychoactive effect that is dispensed or documented
5 as provided in s. 961.38 (1n);

6 **SECTION 2.** 961.38 (1n) of the statutes is created to read:

7 961.38 (1n) A practitioner may dispense cannabidiol in a form without a
8 psychoactive effect as a treatment for a seizure disorder or may provide an individual
9 with a hard copy of a letter or other official documentation stating that the individual
10 possesses cannabidiol to treat a seizure disorder if the cannabidiol is in a form
11 without a psychoactive effect.

12

(END)