



## 2017 SENATE BILL 262

May 25, 2017 - Introduced by Senators TESTIN, WANGGAARD, COWLES, FEYEN, JOHNSON and OLSEN, cosponsored by Representatives KLEEFISCH, NYGREN, C. TAYLOR, ANDERSON, BERNIER, BILLINGS, BRANDTJEN, CONSIDINE, DUCHOW, GANNON, GOYKE, HORLACHER, HUTTON, JAGLER, KATZMA, KITCHENS, KOLSTE, KREMER, KRUG, MACCO, MASON, MURPHY, MURSAU, NERISON, NEYLON, OHNSTAD, OTT, PETERSEN, QUINN, RIPP, RODRIGUEZ, ROHRKASTE, SANFELIPPO, SINICKI, STUCK, SUBECK, TAUCHEN, THIESFELDT, TITTL, TUSLER and ZIMMERMAN. Referred to Committee on Judiciary and Public Safety.

1     **AN ACT** *to renumber* 961.14 (2) (a), (ae), (cd), (cg), (dg), (er), (eu), (ey), (ne), (qs),  
2           (rj), (tg) and (xm); *to amend* 961.01 (12g); and *to create* 961.14 (2) (nd) of the  
3           statutes; **relating to:** fentanyl analogs and providing a criminal penalty.

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### *Analysis by the Legislative Reference Bureau*

Current law classifies controlled substances in one of five schedules. The classification is based on 1) whether there is a currently accepted medical use for the controlled substance; 2) the potential of the controlled substance for abuse; and 3) the nature of the dependence that the controlled substance may produce. Schedule I controlled substances are those that have a high potential for abuse and dependence and no currently accepted medical use. This bill adds fentanyl analogs to the synthetic opiates category under Schedule I and reorganizes some substances from the general synthetic opiates category to the specific fentanyl analog category. Like other Schedule I substances, a person who possesses a fentanyl analog is guilty of a Class I felony and a person who manufactures, distributes, or delivers a fentanyl analog is guilty of a Class E felony.

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

4           **SECTION 1.** 961.01 (12g) of the statutes is amended to read:



