

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis ☒ Original ☐ Updated ☐ Corrected	2. Date 08/12/25								
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) CSB 2.011									
4. Subject Scheduling Ethylphenidate									
5. Fund Sources Affected ☐ GPR ☐ FED ☒ PRO ☐ PRS ☐ SEG ☐ SEG-S	6. Chapter 20, Stats. Appropriations Affected s. 20.165 (1) (g) (hg)								
7. Fiscal Effect of Implementing the Rule <table style="width: 100%;"><tr><td>☐ No Fiscal Effect</td><td>☐ Increase Existing Revenues</td><td>☒ Increase Costs</td><td>☐ Decrease Costs</td></tr><tr><td>☐ Indeterminate</td><td>☐ Decrease Existing Revenues</td><td colspan="2">☐ Could Absorb Within Agency's Budget</td></tr></table>		☐ No Fiscal Effect	☐ Increase Existing Revenues	☒ Increase Costs	☐ Decrease Costs	☐ Indeterminate	☐ Decrease Existing Revenues	☐ Could Absorb Within Agency's Budget	
☐ No Fiscal Effect	☐ Increase Existing Revenues	☒ Increase Costs	☐ Decrease Costs						
☐ Indeterminate	☐ Decrease Existing Revenues	☐ Could Absorb Within Agency's Budget							
8. The Rule Will Impact the Following (Check All That Apply) <table style="width: 100%;"><tr><td>☐ State's Economy</td><td>☐ Specific Businesses/Sectors</td></tr><tr><td>☐ Local Government Units</td><td>☐ Public Utility Rate Payers</td></tr><tr><td colspan="2">☐ Small Businesses (if checked, complete Attachment A)</td></tr></table>		☐ State's Economy	☐ Specific Businesses/Sectors	☐ Local Government Units	☐ Public Utility Rate Payers	☐ Small Businesses (if checked, complete Attachment A)			
☐ State's Economy	☐ Specific Businesses/Sectors								
☐ Local Government Units	☐ Public Utility Rate Payers								
☐ Small Businesses (if checked, complete Attachment A)									
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0									
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? ☐ Yes ☒ No									
11. Policy Problem Addressed by the Rule This rule schedules Ethylphenidate as a schedule I controlled substance. The Controlled Substances Board will promulgate a final rule, without making the determinations or findings required by ss. 961.11(1), (1m), (1r) and (2) or s. 961.19 and omitting the notice of proposed rulemaking, listing Ethylphenidate as a schedule I controlled substance. The Affirmative Action order, dated November 27, 2024, took effect on December 16, 2024, upon publication in the Administrative Register and expires upon promulgation of a final rule.									
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments. The proposed rule will be for a period of 14 days to solicit public comment on economic impact, including how the proposed rules may affect businesses, local government units, and individuals.									
13. Identify the Local Governmental Units that Participated in the Development of this EIA. None.									
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) DSPS estimates a total of \$3000.00 in one-time staffing costs to implement the rule. The estimated need for 0.1 limited term employee (LTE) is for rule drafting, legal review, as well as updating website and forms. The one-time estimated costs cannot be absorbed in the currently appropriated agency budget.									
15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule The benefit is that the federal and state controlled substances acts will be uniform to avoid stakeholder confusion.									
16. Long Range Implications of Implementing the Rule The long range implications of implementing the rule are that Ethylphenidate will be added to Wis. Stat. ch. 961 as a schedule I controlled substance.									
17. Compare With Approaches Being Used by Federal Government									

ADMINISTRATIVE RULES

Fiscal Estimate & Economic Impact Analysis

On October 22, 2024, the Department of Justice, Drug Enforcement Administration published its final rule in the Federal Register adding Ethylphenidate to schedule I of the federal Controlled Substances Act. The scheduling action was effective November 21, 2024.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Illinois: Illinois has not listed Ethylphenidate as a schedule I controlled substance [720 Illinois Compiled Statutes 570 Section 204].

Iowa: Iowa has not listed Ethylphenidate as a schedule I controlled substance [Iowa Code 124.204].

Michigan: Michigan has not listed Ethylphenidate as a schedule I controlled substance [Michigan Compiled Laws s. 333.7212].

Minnesota: Minnesota has not listed Ethylphenidate as a schedule I controlled substance [Minnesota Statutes 152.02 (2)].

19. Contact Name Nilajah Hardin, Administrative Rules Coordinator	20. Contact Phone Number 608-267-7139
--	--

This document can be made available in alternate formats to individuals with disabilities upon request.

ADMINISTRATIVE RULES
Fiscal Estimate & Economic Impact Analysis

ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- ☐ Less Stringent Compliance or Reporting Requirements
☐ Less Stringent Schedules or Deadlines for Compliance or Reporting
☐ Consolidation or Simplification of Reporting Requirements
☐ Establishment of performance standards in lieu of Design or Operational Standards
☐ Exemption of Small Businesses from some or all requirements
☐ Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

☐ Yes ☐ No
