

STATEMENT OF SCOPE

CONTROLLED SUBSTANCES BOARD

Rule No.: CSB 3

Relating to: Special Use Authorizations

Rule Type: Permanent

1. Finding/nature of emergency (Emergency Rule only): N/A

2. Detailed description of the objective of the proposed rule:

The objective of the proposed rule is to do a comprehensive review of chapter CSB 3 to ensure the chapter is statutorily compliant and current with professional standards and practices.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

This chapter was created in 2012. This proposed rule is a clean-up to clarify provisions based upon feedback received from stakeholders since the creation of the chapter. In addition, in consideration of the opioid epidemic, the Board will be reviewing provisions to ensure adequate access to controlled substances is balanced with public welfare and safety.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

961.335 (8) The controlled substances board may promulgate rules relating to the granting of special use permits including, but not limited to, requirements for the keeping and disclosure of records other than those that may be withheld under sub. (7), submissions of protocols, filing of applications and suspension or revocation of permits.

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule :

75 hours

6. List with description of all entities that may be affected by the proposed rule :

Researchers, humane shelters, narcotic dog trainers, municipal law enforcement animal control, analytical lab and other individuals who require a special use authorization to manufacture, obtain, possess, use, administer, or dispense a controlled substance for purposes of scientific research, instructional activities, chemical analysis, or other special uses.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule :

There is no federal regulation related to special use authorizations. Drug Enforcement Administration registration is required for the following business activities involving controlled substances:

manufacturing; distributing; reverse distributing; dispensing or instructing; research; narcotic treatment program; importing; exporting; and chemical analysis.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

None to minimal. It is not likely to have a significant economic impact on small businesses.

Contact Person: Sharon Henes, Administrative Rules Coordinator, (608) 261-2377



Authorized Signature

12 January 2018

Date Submitted