

STATE OF WISCONSIN  
CONTROLLED SUBSTANCES BOARD

IN THE MATTER OF RULE-MAKING : AFFIRMATIVE ACTION  
PROCEEDINGS BEFORE THE : ORDER OF THE  
CONTROLLED SUBSTANCES BOARD : CONTROLLED SUBSTANCES BOARD

FINDINGS

1. On July 26, 2023, the Department of Justice, Drug Enforcement Administration published its temporary amendment and scheduling order in the Federal Register adding the following 5 synthetic benzodiazepine substances to schedule I of the federal Controlled Substances Act:

- Etizolam
- Flualprazolam
- Clonazolam
- Flubromazolam
- Diclazepam

The scheduling action is effective July 26, 2023.

2. The Controlled Substances Board did not receive an objection to similarly listing the above 5 synthetic benzodiazepine substances as schedule I controlled substances under ch. 961, Stats. within 30 days of the date of publication in the federal register of the final order listing the above 5 synthetic benzodiazepine substances as schedule I controlled substances.

3. 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 the above 5 synthetic benzodiazepine substances as schedule I controlled substances.

ORDER

Pursuant to s. 961.11(4), Stats., the Controlled Substances Board by affirmative action similarly treats Methiopropamine under chapter 961, Stats. by creating the following:

**CSB 2.003 Transfer of Flualprazolam and Addition of 4 Other Synthetic Benzodiazepine Substances to Schedule I.** (1) Section 961.20 (2) (ef), Stats. is repealed.

(2) Section 961.14 (5) (aa), (ab), (ac), (ad), and (ae) Stats., are created to read:

**961.14 (5) (aa)** Clonazolam (6-(2-chlorophenyl)-1-methyl-8-nitro-4 *H* -benzo[*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine).

**(ab)** Diclazepam (7-chloro-5-(2-chlorophenyl)-1-methyl-1,3-dihydro-2 *H* -benzo[*e*][1,4]diazepin-2-one).

**(ac)** Etizolam (4-(2-chlorophenyl)-2-ethyl-9-methyl-6 *H*-thieno[3,2-*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine).

**(ad)** Flualprazolam (8-chloro-6-(2-fluorophenyl)-1-methyl-4 *H*-benzo[*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine).

**(ae)** Flubromazolam (8-bromo-6-(2-fluorophenyl)-1-methyl-4 *H*-benzo[*f*][1,2,4]triazolo[4,3-*a*][1,4]diazepine).

This order shall become effective upon publication in the Administrative Register. The order expires upon promulgation of a final rule.