

State of Wisconsin



2017 Assembly Bill 444

Date of enactment: **November 30, 2017**

Date of publication*: **December 1, 2017**

2017 WISCONSIN ACT 99

AN ACT *to amend* 450.115 (4) (a), 450.115 (4) (b) and 450.115 (4) (c); and *to create* 450.115 (1) (am) and 450.115 (3) (d) of the statutes; **relating to:** hospice staff transferring the controlled substances of deceased persons to drug disposal programs.

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

SECTION 1. 450.115 (1) (am) of the statutes is created to read:

450.115 (1) (am) "Hospice worker" means a person who is employed by a hospice, as defined in s. 50.90 (1).

SECTION 2. 450.115 (3) (d) of the statutes is created to read:

450.115 (3) (d) A personal representative, trustee, or an adult beneficiary, as defined in s. 701.1102 (1m), of an estate or trust may grant written authorization to a hospice worker for the disposal of a controlled substance that belongs to the estate or trust.

SECTION 3. 450.115 (4) (a) of the statutes is amended to read:

450.115 (4) (a) The authorization describes with reasonable specificity each prescription drug or controlled substance that is to be disposed of.

SECTION 4. 450.115 (4) (b) of the statutes is amended to read:

450.115 (4) (b) The authorization is in the physical possession of the person authorized to dispose of the prescription drug or controlled substance and each prescription drug or controlled substance described in the authorization is, within 24 hours after the authorization is signed by the person granting the authorization, transferred to a drug disposal program under s. 165.65 or otherwise lawfully disposed of.

SECTION 5. 450.115 (4) (c) of the statutes is amended to read:

450.115 (4) (c) The authorization and each prescription drug or controlled substance to be disposed of were obtained without consideration.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."