

**CONTROLLED SUBSTANCES BOARD
MINUTES
DECEMBER 15, 2011**

PRESENT: Yvonne Bellay, DVM; Robert Block; Alan Bloom; Timothy Boehmer, R.Ph.;
Doug Englebert, R. Ph.

STAFF: Dan Williams, Executive Director; Lydia Thompson, Legal Counsel; Karen
Rude-Evans, Bureau Assistant; other DSPS staff

GUESTS: Martin Koch, Wisconsin State Crime Lab; Phueng Cha, DHS-Pharmacy Student;
Jay O'Neil, Dane County Sheriff's Office; Nathaniel Petreman and Kevin Mika,
NORML; Joseph Wydeven, Colorado DOR ; Shereen Vorachek

CALL TO ORDER

Robert Block, Chair, called the meeting to order at 9:00 a.m. A quorum of five (5) members was confirmed.

ADOPTION OF AGENDA

Amendments:

- Item F – Presentation and Review of Special Use Authorization Applications:
 - 1) **APPEARANCE 9:05 A.M.** – Jay O'Neil, K9 O'Neil, LLC
- Item G – Update of PDMP Rule Writing – insert additional materials after page 10
- Item H – Review and Approve CSB 3 Rule-Making Order, insert additional materials after page 30
- Item 4a –Practice Question re: analogs, insert additional material after page30
- Item 4b – add Correspondence regarding cyclobenzaprine
- Item 5b – add 2011 Senate Bill 317
- Item 5c – add 2011 Assembly Bill 203
- Item 5d – add 2011 Wisconsin Act 100
- Item K6 – Informational Items – add PDMP

MOTION: Timothy Boehmer moved, seconded by Alan Bloom, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF SEPTEMBER 8, 2011

MOTION: Alan Bloom moved, seconded by Timothy Boehmer, to approve the minutes of September 8, 2011 as written. Motion carried unanimously.

ELECTION OF OFFICERS

Robert Block announced that this will be his last meeting with the Controlled Substances Board. The Attorney General will appoint a new member to replace him.

NOMINATION: Timothy Boehmer nominated Doug Englebert for Chair.

Robert Block called for nominations a total of three times. Hearing no additional nominations, a vote was called.

Doug Englebert was elected Chair by unanimous vote.

NOMINATION: Timothy Boehmer nominated Alan Bloom for Vice Chair.

Robert Block called for nominations a total of three times. Hearing no additional nominations, a vote was called.

Alan Bloom was elected Vice Chair by unanimous vote.

NOMINATION: Timothy Boehmer nominated Yvonne Bellay for Secretary.

Robert Block called for nominations a total of three times. Hearing no additional nominations, a vote was called.

Yvonne Bellay was elected Secretary by unanimous vote.

2012 Election Results

Chair	Doug Englebert
Vice Chair	Alan Bloom
Secretary	Yvonne Bellay

Board Appointments/Liaisons

SUA Reviewers – Yvonne Bellay, Alan Bloom
Legislative Liaison - Robert Block, Doug Englebert (alternate)
State Council on AODA – Doug Englebert

SECRETARY MATTERS

There was no report at this time.

EXECUTIVE DIRECTOR MATTERS

Dan Williams introduced himself to the Board.

SUA APPLICATION REVIEW(S)

JAY O'NEIL/K9 O'NEIL LLC

Jay O'Neil appeared before the Board for a review of his SUA application. The Board requested Mr. O'Neil to submit a letter from law enforcement to the Department. The application will be reviewed after receipt of the document.

UPDATE ON THE PDMP RULE WRITING PROCESS AND TIMELINE

Chad Zadrazil presented information to the Board regarding the PDMP rule writing process and the updates from the December 14, 2011 meeting of the Pharmacy Examining Board.

REVIEW AND APPROVE CSB 3 (SUA's) RULE-MAKING ORDER FOR SUBMISSION TO THE LEGISLATIVE CLEARINGHOUSE

The Board reviewed and made changes to the proposed language creating CSB 3, relating to the requirements and procedures for granting special use authorizations.

MOTION: Timothy Boehmer moved, seconded by Yvonne Bellay, to approve the amended draft CSB 3 Rule-Making Order as discussed. Motion carried unanimously.

Lydia Thompson discussed the timeline for the rule-making process with the Board.

**OVERVIEW OF PRESENTATION TO THE WISCONSIN LAW ENFORCEMENT
CANINE HANDLERS ASSOCIATION (WLECHA)**

Robert Block outlined his presentation to the WLECHA.

BOARD DISCUSSION ITEMS

Practice Questions/Issues

The Board discussed the following:

- Legal Counsel memo regarding scheduling of controlled substance analogs
- Correspondence regarding cyclobenzaprine

Legislative/Administrative Rules Matters

The Board reviewed the following:

- Discussion of possible re-introduction of medical marijuana bill
- 2011 Senate Bill 317 relating to electronic prescriptions for schedule II controlled substances
- 2011 Assembly Bill 203 relating to pseudoephedrine purchase
- 2011 Wisconsin Act 100 (SB 245) relating to procurement of prescription drugs by a faculty member at an institute of higher education for the purpose of lawful research, teaching or testing

INFORMATIONAL ITEMS

The informational items were reviewed.

NEW BUSINESS

There was no new business.

PUBLIC COMMENTS

Nathaniel Petreman and Joseph Wydeven addressed the Board.

THANK YOU TO ROBERT BLOCK

Legal Counsel Lydia Thompson thanked Robert Block for his service to the Board.

ADJOURNMENT

MOTION: Timothy Boehmer moved, seconded by Alan Bloom, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 11:38 a.m.