

**CONTROLLED SUBSTANCES BOARD
MEETING MINUTES
August 14, 2015**

PRESENT: Yvonne Bellay, Doug Englebert, Franklin LaDien (*joined the meeting at 9:31am*), Gunnar Larson (*via GoToMeeting*), Patrick Mitchell, Timothy Westlake

EXCUSED: Alan Bloom, Jeffrey Miller, Wendy Pietz

STAFF: Chad Zadrazil – Managing Director; Gretchen Mrozinski – Board Legal Counsel; Nilajah Madison-Head - Bureau Assistant; Sharon Henes - Administrative Rules Coordinator; and other DSPS Staff

CALL TO ORDER

Doug Englebert called the meeting to order at 9:30 a.m. A quorum of five (5) members was confirmed.

ADOPTION OF AGENDA

MOTION: Timothy Westlake moved, seconded by Patrick Mitchell, to adopt the agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF MARCH 24, 2015

Franklin LaDien joined the meeting 9:31am.

MOTION: Timothy Westlake moved, seconded by Yvonne Bellay, to adopt the minutes of March 24, 2015 as published. Motion carried unanimously.

ADMINISTRATIVE MATTERS

Liaison Appointments

2015 LIAISON APPOINTMENTS	
SUA Liaisons	Alan Bloom, Yvonne Bellay
SCAODA Liaison	Doug Englebert
Legislative Liaison	Doug Englebert

BOARD BACKGROUND AND PDMP CHANGES

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to address quarterly compliance issue reports with the PDMP program, DSPS Staff is delegated the authority to send a letter to gain compliance, and if compliance is not gained the dispenser will be referred to the Controlled Substances Board. Motion carried unanimously.

LEGISLATION AND RULE MATTERS

CSB 2.39 Relating to Exclusion of Naloxegol

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to approve the preliminary rule draft of CSB2.39 relating to exclusion of Naloxegol for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

Phar 18.04 Relating to Data Submission to PDMP

MOTION: Timothy Westlake moved, seconded by Franklin LaDien, to approve the preliminary rule draft of Phar 18.04 relating to data submission to PDMP for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

Scope for Amending CSB 3 Relating to Special Use Authorization

MOTION: Gunnar Larson moved, seconded by Yvonne Bellay, to approve the Scope Statement on CSB 3 relating to Special Use Authorization for submission to the Governor's Office and publication, and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

Scope for Amending Phar 18 Relating to Operation of Prescription Drug Monitoring Program (Act 55)

MOTION: Yvonne Bellay moved, seconded by Franklin LaDien, to approve the Scope Statement on Phar 18 relating to operation of Prescription Drug Monitoring Program for submission to the Governor's Office and publication, and to authorize the Chair to approve the scope for implementation no less than 10 days after publication. Motion carried unanimously.

APPEARANCE – KRATOM (MITRAGYNINE) SCHEDULING

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to acknowledge and thank Jack Henningfield from Pinney Associates for his appearance before the Board. Motion carried unanimously.

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to acknowledge and thank Susan Ash from American Kratom Association for her appearance before the Board. Motion carried unanimously.

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to acknowledge and thank Kerry Biggs for her appearance before the Board. Motion carried unanimously.

MOTION: Franklin LaDien moved, seconded by Timothy Westlake, to acknowledge and thank Lance Dyer from the Dakota Dyer Foundation for his appearance before the Board. Motion carried unanimously.

MOTION: Timothy Westlake moved, seconded by Patrick Mitchell, to authorize DSPS Legal Counsel to research the options the Board may have regarding Wis. Stat § 961.14 (Kratom). Motion carried unanimously.

CLOSED SESSION

MOTION: Franklin LaDien moved, seconded by Yvonne Bellay, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85 (1)(b), Stats.); to consider closing disciplinary investigation with administrative warning (ss.19.85(1)(b), Stats. and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and, to confer with legal counsel (s.19.85(1)(g), Stats.). Doug Englebert, Chair, read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Yvonne Bellay-yes, Alan Bloom-yes; Doug Englebert-yes; Franklin LaDien-yes; Gunnar Larson-yes; Patrick Mitchell-yes. Motion carried unanimously.

The Board convened into Closed Session at 12:06 p.m.

RECONVENE TO OPEN SESSION

MOTION: Timothy Westlake moved, seconded by Franklin LaDien, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 12:10 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION

MOTION: Patrick Mitchell moved, seconded by Franklin LaDien, to affirm all motions made in closed session. Motion carried unanimously.

CASE CLOSURE(S)

14 CSB 001 – Safe Harbor Humane Society

MOTION: Timothy Westlake moved, seconded by Yvonne Bellay, to close DLSC case number 14 CSB 001, against Safe Harbor Humane Society, for Prosecutorial Discretion (P2). Motion carried unanimously.

ADJOURNMENT

MOTION: Yvonne Bellay moved, seconded by Franklin LaDien, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:11 p.m.