STATE OF WISCONSIN
CONTROLLED SUBSTANCES BOARD

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

FINDINGS

1. On August 28, 2014, the United States Food and Drug Administration, Drug Enforcement Administration published its final rule in the Federal Register placing Suvorexant into schedule IV of the federal Controlled Substances Act. The scheduling action is effective September 29, 2014.

2. The Controlled Substances Board did not receive an objection to similarly treating Suvorexant as a schedule IV under ch. 961, Stats. within 30 days of the date of publication in the federal register of the final order designating Suvorexant as a controlled substance.

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 rule making, designating Suvorexant as a schedule IV controlled substance.

ORDER

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

CSB 2.38 Addition of suvorexant to schedule IV. Section 961.20(2)(mr), Stats., is created to read:

961.20(2)(mr) Suvorexant

This order shall take effect on November 1, 2014 to allow for publication in the Administrative Register. The order expires upon promulgation of a final rule.

Dated 10/8/14

Doug Englebert

Doug Englebert, Chair
Controlled Substances Board