



**VIRTUAL/TELECONFERENCE
CONTROLLED SUBSTANCES BOARD
Virtual, 4822 Madison Yards Way, Madison
Contact: Tom Ryan (608) 266-2112
January 23, 2026**

The following agenda describes the issues that the Board plans to consider at the meeting. At the time of the meeting, items may be removed from the agenda. Please consult the meeting minutes for a description of the actions and deliberations of the Board.

AGENDA

10:00 A.M.

OPEN SESSION – CALL TO ORDER – ROLL CALL

- A. Adoption of Agenda (1-3)**
- B. Approval of Minutes November 14, 2025 (4-5)**
- C. Reminders: Conflicts of Interests, Scheduling Concerns**
- D. Introductions, Announcements and Recognition**
 - 1) Introductions:
 - a. Christopher M. Olsen, Pharmacologist Representative (Replaces: Bloom)
 - b. Jennifer L. Jarrett, Physician Assistant Affiliated Credentialing Board Representative
 - 2) Recognition: Alan Bloom, Pharmacologist Representative (Resigned: 12/1/2025)
- E. Administrative Matters – Discussion and Consideration (6-25)**
 - 1) Department, Staff, and Board Updates
 - 2) **2026 Meeting Dates (6)**
 - 3) **Annual Policy Review (7-10)**
 - 4) **Election of Officers, Appointment of Liaisons and Alternates, Delegation of Authorities (11-24)**
 - 5) Board Members – Term Expiration Dates
 - a. Barman, Subhadeep – 5/1/2019
 - b. Bellay, Yvonne – DATCP Representative
 - c. Eberhardy, Cullen – AG Representative
 - d. Englebert, Doug – DHS Representative
 - e. Gundersen, David – Dentistry Examining Board Representative
 - f. Jarrett, Jennifer L. – Physician Assistant Affiliated Credentialing Board Representative
 - g. Kane, Amanda – Board of Nursing Representative
 - h. Majeed-Haqqi, Lubna – Medical Examining Board Representative
 - i. Olsen, Christopher M. – Pharmacologist Representative

- j. Weitekamp, John – Pharmacy Examining Board Representative
- 6) Alternates
 - a. Alton, Troy – Dentistry Examining Board Representative
 - b. Leuthner, Steven – Medical Examining Board Representative
 - c. Weinman, Robert – Board of Nursing Representative

F. Administrative Rule Matters – Discussion and Consideration (26-30)

- 1) Affirmative Action Order:
 - a. CSB 2.016, Relating to Scheduling 4-Chloromethcathinone (27)
- 2) Scope Statement:
 - a. CSB 2.015, Relating to Scheduling 7 Synthetic Benzimidazole-Opioids (28-29)
- 3) Pending or Possible Rulemaking Projects
 - a. Rule Projects Chart (30)

G. Prescription Drug Monitoring Program (PDMP) Updates – Discussion and Consideration (31-40)

- 1) WI ePDMP Operations
 - a. Recent and Upcoming Releases
 - b. EHR Integration Status
- 2) WI PDMP Outreach

H. DSPS Interdisciplinary Advisory Committee Liaison Report – Discussion and Consideration

- 1) Next Topic

I. Board Member Reports – Discussion and Consideration

- 1) Medical Examining Board
- 2) Dentistry Examining Board
- 3) Board of Nursing
- 4) Pharmacy Examining Board

J. Report from the Referral Criteria Work Group – Discussion and Consideration

K. Liaison Reports

L. Speaking Engagements, Travel, or Public Relations Requests, and Reports

M. Deliberation on Special Use Authorizations – Discussion and Consideration

N. Discussion and Consideration of Items Received After Preparation of the Agenda

- 1) Introductions, Announcements, and Recognition
- 2) Administrative Matters
- 3) Election of Officers
- 4) Appointment of Liaisons and Alternates
- 5) Delegation of Authorities
- 6) Informational Items
- 7) Division of Legal Services and Compliance (DLSC) Matters
- 8) Education and Examination Matters
- 9) Credentialing Matters
- 10) Practice Matters

- 11) Legislative and Administrative Rule Matters
- 12) Liaison Reports
- 13) Public Health Emergencies
- 14) Appearances from Requests Received or Renewed
- 15) Speaking Engagements, Travel, or Public Relations Requests, and Reports
- 16) Consulting with Legal Counsel

O. Public Comments

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 individual histories or disciplinary data (s. 19.85(1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.).

P. Deliberation on Special Use Authorizations – Discussion and Consideration

Q. Consulting with Legal Counsel

RECONVENE TO OPEN SESSION IMMEDIATELY FOLLOWING CLOSED SESSION

R. Vote on Items Considered or Deliberated Upon in Closed Session if Voting is Appropriate

S. Open Session Items Noticed Above Not Completed in the Initial Open Session

ADJOURNMENT

NEXT MEETING: MARCH 13, 2026

MEETINGS AND HEARINGS ARE OPEN TO THE PUBLIC, AND MAY BE CANCELLED WITHOUT NOTICE.

Times listed for meeting items are approximate and depend on the length of discussion and voting. All meetings are held virtually unless otherwise indicated. In-person meetings are typically conducted at 4822 Madison Yards Way, Madison, Wisconsin, unless an alternative location is listed on the meeting notice. In order to confirm a meeting or to request a complete copy of the board's agenda, please visit the Department website at <https://dsps.wi.gov>. The board may also consider materials or items filed after the transmission of this notice. Times listed for the commencement of any agenda item may be changed by the board for the convenience of the parties. The person credentialed by the board has the right to demand that the meeting at which final action may be taken against the credential be held in open session. Requests for interpreters for the hard of hearing, or other accommodations, are considered upon request by contacting the Affirmative Action Officer or reach the Meeting Staff by calling 608-267-7213.

**VIRTUAL/TELECONFERENCE
CONTROLLED SUBSTANCES BOARD
MEETING MINUTES
NOVEMBER 14, 2025**

PRESENT: Subhadeep Barman, Yvonne Bellay, Alan Bloom, Cullen Eberhardy, Doug Englebert, Amanda Kane, Lubna Majeed-Haqqi, John Weitekamp

ABSENT: David Gundersen

STAFF: Tom Ryan, Executive Director; Jameson Whitney, Legal Counsel; Nilajah Hardin, Administrative Rules Coordinator; Tracy Drinkwater, Board Administrative Specialist; and other DSPS Staff

CALL TO ORDER

Doug Englebert, Chairperson, called the meeting to order at 10:00 a.m. A quorum was confirmed with eight (8) members present.

ADOPTION OF AGENDA

MOTION: Alan Bloom moved, seconded by Cullen Eberhardy, to adopt the Agenda as published. Motion carried unanimously.

APPROVAL OF MINUTES OF SEPTEMBER 19, 2025

MOTION: Subhadeep Barman moved, seconded by John Weitekamp, to adopt the Minutes of September 19, 2025, as published. Motion carried unanimously.

ADMINISTRATIVE RULE MATTERS

Affirmative Action Order

CSB 2.015, Relating to Scheduling 7 Synthetic Benzimidazole-Opioids

MOTION: Subhadeep Barman moved, seconded by Yvonne Bellay, to approve the affirmative action order adding the following 7 Synthetic Benzimidazole-opioids as schedule I controlled substances:

- Ethyleneoxynitazene
- Methylenedioxynitazene
- 5-methyl Etodesnitazene
- N-desethyl Etonitazene
- N-desethyl Protonitazene
- N,N-dimethylamino Etonitazene
- N-pyrrolidino Isotonitazene

The order shall take effect upon publication in the Administrative Register. Motion carried unanimously.

Scope Statement

CSB 2.014, Relating to Scheduling 2 Synthetic Benzimidazole-Opioids

MOTION: Subhadeep Barman moved, seconded by Yvonne Bellay, to approve the Scope Statement creating CSB 2.014, Relating to Scheduling 2 Synthetic Benzimidazole-opioids, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

CSB 2.013, Relating to Scheduling Dipentylone

MOTION: Subhadeep Barman moved, seconded by Cullen Eberhardy, to approve the Scope Statement creating CSB 2.013, Relating to Scheduling Dipentylone, for submission to the Department of Administration and Governor's Office and for publication. Additionally, the Board authorizes the Chairperson to approve the Scope Statement for implementation no less than 10 days after publication. If the Board is directed to hold a preliminary public hearing on the Scope Statement, the Chairperson is authorized to approve the required notice of hearing. Motion carried unanimously.

Preliminary Rule Draft

CSB 2.012, Scheduling 7 Fentanyl-Related Substances

MOTION: Subhadeep Barman moved, seconded by Yvonne Bellay, to approve the preliminary rule draft of CSB 2.012, Relating to Scheduling 7 Fentanyl-related Substances, for posting for economic impact comments and submission to the Clearinghouse. Motion carried unanimously.

ADJOURNMENT

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

The meeting adjourned at 10:53 a.m.

CONTROLLED SUBSTANCES BOARD
2026 Meeting Dates

Meeting Date	Start time	Location	Agenda Item Deadline
Friday, January 23, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	1/12/26
Friday, March 13, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	3/3/26
Friday, May 8, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	4/28/26
Friday, July 10, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	6/30/26
Friday, September 18, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	9/8/26
Friday, November 13, 2026	Referral Criteria Workgroup 8:30 AM Board 10:00 AM	Virtual	11/3/26

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

- 1) Name and title of person submitting the request: Audra Cohen-Plata, DPD Division Administrator
- 2) Date When Request Submitted: 12/11/2025
- 3) Name of Board, Committee, Council, Section: **All Boards**
- 4) Meeting Date: **First Meeting of 2026**

- 5) Attachments: **Yes**
- 6) How should the item be titled on the agenda page? **Administrative Matters: Annual Policy Review**
- 7) Place Item in: **Open Session**
- 8) Is an appearance before the Board being scheduled? No
- 9) Name of Case Advisor(s), if applicable: N/A

- 10) Describe the issue and action that should be addressed:

Please be advised of the following policy item attachments:

- 1) 2026 Annual Policy Review Memo
- 2) Timeline of a Meeting
- 3) Sample Per Diem Report



DATE: January 1, 2026

TO: DSPS Board, Council, and Committee Members

FROM: Division of Policy Development

SUBJECT: 2026 Administrative Policy Reminders

Please be advised of the following policy items:

1. **In-Person and Virtual Meetings:** Depending on the frequency of scheduled meetings, discussion topics, and member availability, DSPS may host one or more in-person meetings. Virtual connection options are available for all board meetings. If you are traveling internationally, please see item 9 below.
2. **Attendance/Quorum:** Thank you for your service and commitment to meeting attendance. If you cannot attend a meeting or have scheduling conflicts impacting your attendance, please let us know as soon as possible. A quorum is required for Boards, Sections, and Councils to meet pursuant to Open Meetings Law. Connect to / arrive at meetings 10 minutes before posted start time to allow for audio/connection testing, and timely Call to Order and Roll Call. Virtual meetings include viewable onscreen materials and A/V (speaker/microphone/video) connections.
3. **Walking Quorum:** Board/Section/Council members must not collectively discuss the body's business outside a properly noticed meeting. If several members of a body do so, they could be violating the open meetings law.
4. **Mandatory Training:** All Board Members must complete Public Records and Ethics Training, annually. [Register to set up an account](#) in the Cornerstone LearnCenter online portal or [Log in](#) to an existing account.
5. **Agenda Deadlines:** Please communicate agenda topics to your Executive Director before the agenda submission deadline at 12:00 p.m., eight business days before a meeting. (Attachment: Timeline of a Meeting)
6. **Travel Voucher and Per Diem Submissions:** Please submit all Per Diem and Reimbursement claims to DSPS within 30 days of the close of each month in which expenses are incurred. (Attachment: Per Diem Form) Travel Vouchers are distributed on travel approval.
7. **Lodging Accommodations/Hotel Cancellation Policy:** Lodging accommodations are available to eligible members for in-person meetings. Standard eligibility: the member must leave home before 6:00 a.m. to attend an in-person meeting by the scheduled start time.
 - a. If a member cannot attend a meeting, they must cancel their reservation with the hotel within the applicable cancellation timeframe.
 - b. If a meeting is changed to occur remotely, is canceled, or rescheduled, DSPS staff will cancel or modify reservations as appropriate.
8. **Inclement Weather Policy:** In inclement weather, the DSPS may change a meeting from an in-person venue to a virtual/teleconference only.
9. **International Travel:** Use of State-managed IT resources and access of State data outside the United States are strictly prohibited, as they cause an unacceptable level of cybersecurity risk. This prohibition includes all State-provided or State-managed IT resources housed on personal devices. Please advise your Executive Director of any planned international travel commitments that may coincide with board meetings or other board business in advance of your departure.

Timeline of a Meeting

At least 2 weeks (10 business days) prior to the meeting

Submit Agenda Item suggestions to the Board's Executive Director. Include background materials. Copyright-protected materials must be accompanied by written permission from the publisher to share documents.

8 business days prior to the meeting

The Agenda is drafted. (All agenda materials are due to the Department by 12:00 p.m.)

7 business days prior to the meeting

The draft agenda is submitted to the Executive Director; the Executive Director transmits it to the Chair for review and approval.

5 business days prior to the meeting

The approved agenda is returned to the Board Administration Specialist (BA) for agenda packet production and compilation.

4 business days prior to the meeting

Agenda packets are posted on the DSPS Board SharePoint site and on the Board webpage.

Agenda Item Examples:

- Open Session Items
 - Public Hearings and Administrative Rules Matters
 - Administrative Matters
 - Legislation and Policy Matters
 - Credentialing Matters
 - Education and Exam Issues
 - Public Agenda Requests
 - Current Issues Affecting the Profession
- Closed Session items
 - Deliberations on Proposed Disciplinary Actions
 - Monitoring Matters
 - Professional Assistance Procedure (PAP) Issues
 - Proposed Final Decisions and Orders
 - Orders Fixing Costs/Matters Relating to Costs
 - Credentialing Matters
 - Education and Exam Issues

Thursday of the Week Prior to the Meeting

Agendas are published for public notice on the Wisconsin Public Notices and Meeting Minutes website: publicmeetings.wi.gov.

1 business day after the Meeting

"Action" lists are distributed to Department staff detailing board actions on closed session business.

5 business days after the Meeting

"To Do" lists are distributed to staff to ensure that board open session decisions are acted on and/or implemented within the appropriate divisions in the Department. Minutes approved by the board are published on the Wisconsin Public Notices and Meeting Minutes website: publicmeetings.wi.gov.

Department of Safety and Professional Services

PER DIEM REPORT

INSTRUCTIONS: Record board-related activities by date, indicate relevant purpose code, the duration of time spent in B-code activities, location, and activity description. Only one \$25.00 per diem payment will be issued on any given calendar day. Submit one form per month and within 60 days of the last activity being reported. Send completed forms to your Board's Administrative Specialist.

Purpose Codes:

A CODE Official meetings including Board Meetings, Hearings and Examinations and Test Development Sessions

(automatic day of per diem) Examples: board, committee, board training or screening panels; Senate Confirmation hearings, legislative and disciplinary hearings, or informal settlement conferences; test administration, test review or analysis events, national testing events, tour of test facilities, etc.

B CODE **Other** (One (1) per diem will be issued for every five (5) hours spent in category B, per calendar month): i.e., review of disciplinary cases, consultation on cases, review of meeting materials, board liaison work, e.g., contacts regarding Monitoring, Professional Assistance Procedure, Credentialing, Education and Examinations

CLAIMANT'S CERTIFICATION The Board/Council member named above, certifies, in accordance with § 16.53, Wis. Stats., that this account for per diem, is just and correct; and that this claim is for service necessarily incurred in the performance of duties required by the State, as authorized by law. (Rev.04/24)

(Rev.04/24)

Board Member Approval & Date: _____

TOTAL DAYS CLAIMED: _____ @ \$25.00 = _____

Supervisor Approval & Date: _____

CONTROLLED SUBSTANCES BOARD

2025 Elections and Liaison Appointments

Election of Officers

ELECTION RESULTS	
Chairperson	Doug Englebert
Vice Chairperson	
Secretary	Yvonne Bellay

Appointment of Liaison and Alternates

LIAISON APPOINTMENTS	
Special Use Authorization (SUA) Liaison(s)	Yvonne Bellay, <i>Alternate:</i> Doug Englebert
PDMP Liaison(s)	Subhadeep Barman <i>Alternates:</i> John Weitekamp- Pharmacy Issues & Doug Englebert
Legislative Liaison(s)	Doug Englebert <i>Alternates:</i> John Weitekamp
SCAODA Representative	Subhadeep Barman <i>Alternate:</i> Doug Englebert
Referral Criteria Workgroup	Doug Englebert, John Weitekamp, Subhadeep Barman, Amanda Kane <i>Alternate:</i> Troy Alton
Interdisciplinary Advisory Council	Doug Englebert <i>Alternate:</i>

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Paralegal Richanda Turner, on behalf of Attorney Jameson Whitney		2) Date when request submitted: 12/19/2025 Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting	
3) Name of Board, Committee, Council, Sections: Controlled Substances Board			
4) Meeting Date: 01/23/2026	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Reaffirming 2025 delegations and new 2026 delegations	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session		8) Is an appearance before the Board being scheduled? (If yes, please complete Appearance Request for Non-DSPS Staff) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if applicable: N/A
10) Describe the issue and action that should be addressed: The Board members need to review and consider reaffirming 2025 delegations and new delegations for 2026			
11) Authorization <i>Richanda Turner</i> <i>12/19/25</i> Signature of person making this request Date			
Supervisor (Only required for post agenda deadline items) Date			
Executive Director signature (Indicates approval for post agenda deadline items) Date			
Directions for including supporting documents: 1. This form should be saved with any other documents submitted to the Agenda Items folders. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			



State of Wisconsin
DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES
CORRESPONDENCE / MEMORANDUM

DATE: January 1, 2026

TO: Board, Council, and Committee Members

FROM: Legal Counsel

SUBJECT: Liaison Definitions and Delegations Explanations

Executive Summary

This memorandum provides an overview of the liaison roles and common delegation authorities that enable DSPS Boards, Sections, and Committees to efficiently fulfill their statutory responsibilities. It explains the function of each liaison position, such as, Credentialing, Monitoring, PAP, Education and Examination, Legislative, Travel Authorization, and Communication Liaisons, as well as Screening Panel Members, and outlines how these roles support Board operations between meetings. This memorandum also includes model motions for liaisons, Department staff, and Department attorneys to ensure timely processing of credential applications, monitoring requests, disciplinary matters, and administrative tasks. The delegations promote consistency, reduce delays, and allow the Department and Boards to respond promptly to legal and operational needs while maintaining their responsibility to protect public health, safety, and welfare.

Overall Purpose of Liaison Appointments

Each Board/Section (Board) has inherent authority that is established in our Wisconsin Statutes. This authority may change from Board to Board. Further information on your Board's authority can be found in Wis. Stat. ch. 15. Generally, each Board has authority to grant credentials, discipline credential holders, and set standards for education and examinations and unprofessional conduct. In order to efficiently accomplish these tasks, Boards may appoint Liaisons. Liaisons assist with the operations of the Boards' purpose by weighing in on legislative matters, traveling to national conferences, or communicating with stakeholders.

At the first Board meeting of each year, the Department asks the Boards to make Liaison appointments. Your practical knowledge and experience as an appointed member of a professional board are essential in making determinations regularly. The Liaison positions listed below assist

the Department to complete operations between Board meetings. In most cases, Liaisons can make decisions for the full Board in their designated area. However, these areas are determined through the delegation process. Please note a Liaison may also decide to send the delegated matter to the full Board for consideration as appropriate. Delegations assist the Board in defining the roles and authorities of each Liaison and other Board functions.

Liaison Definitions

Credentialing Liaison: The Credentialing Liaison is empowered by the Board to review and make determinations regarding certain credential applications. The Credentialing Liaison may be called on by Department staff to answer questions that pertain to qualifications for licensure, which may include whether a particular degree is suitable for the application requirements, whether an applicant's specific work experience satisfies the requirements in statute or rule for licensure, or whether an applicant's criminal or disciplinary history is substantially related to the practice of the profession in such a way that granting the applicant a credential would create a risk of harm to the public. The Credentialing Liaison serves a very important role in the credentialing process. If the Credentialing Liaison has a question on a request, it is advisable for the Liaison to consult further with Department staff or bring the matter to the full Board for consideration.

Monitoring Liaison: The Monitoring Liaison is empowered by the Board to make decisions on any credential that is subject to Monitoring either through a disciplinary order or initial licensure. The Department Monitors will send requests from credential holders to the Monitoring Liaison. A common request could be to remove a limitation that has been placed on a credential or to petition for full licensure. The Monitoring Liaison can review these requests and make decisions on behalf of the Board. If the Monitoring Liaison has a question on a request, it is advisable for the Liaison to consult further with Department staff or bring the matter to the full Board for consideration.

Professional Assistance Procedure (PAP) Liaison: PAP is a voluntary program open to credential holders with substance abuse issues who wish to seek help by being held accountable through treatment and monitoring by the Department and Board. As part of PAP, the credential holder enters into an agreement with the Department to undergo testing, counseling, or other rehabilitation. The PAP Liaison's role includes responding to credential holders' requests for modifications and terminations of provisions of the agreement. Similar to the Monitoring Liaison, the Department Monitors will send requests from credential holders to the PAP Liaison for further review.

Education and Examination Liaison: Some Boards are required by statute or rule to approve qualifying education and examinations. The Education and Examination Liaison provides guidance to Department staff to exercise authority of the Board to approve or decline examinations and educational programs and related requests. This determination requires a level of professional expertise and should be performed by a professional member of the Board. For some Boards, the Education and Examination Liaison will also be tasked with approving continuing education programs and courses.

Legislative Liaison: The Legislative Liaison is not the Board's designated lobbyist and should exercise their delegated authority carefully. The Legislative Liaison is permitted to act and speak

on the Board's behalf regarding pending and enacted legislation or actions being considered by the legislature outside of Board meetings. Please review Wis. Stat. ch. 13 for important reminders on lobbying.

Travel Authorization Liaison: The Travel Authorization Liaison is authorized to approve a Board member to travel to events and speak or act on the Board's behalf between Board meetings. The Travel Authorization Liaison is called upon to make decisions when sufficient notice was not received, and the full Board could not determine a representative to travel. The Travel Authorization Liaison is tasked with making determinations if the Board appointed representative is not able to attend or if the Board becomes authorized to send additional members as scholarship and funding streams can be unpredictable.

Communication Liaison: The Communication Liaison responds to questions that arise on behalf of the Board. The Communication Liaison works with the Department to cultivate an appropriate response which will be sent by the Executive Director or Board Counsel. The Communication Liaison **can** be responsible for all types of communication on behalf of the Board. However, the Board can appoint a separate **Website Liaison** to work with DSPS staff to make changes and ensure the Board webpage contains updated and accurate information. Additionally, for the Boards that are required by statute to produce a newsletter or digest, the Board can appoint a separate **Newsletter/Digest Liaison** to assemble and approve content for those communications.

Screening Panel Members: Screening Panel Members review incoming complaints against credential holders and determine which complaints should be opened for investigation and which complaints should be closed without further action. The complexity and amount of work in this role depends substantially on your Board. As a member of the Screening Panel, you are asked to apply your professional expertise to determine if a complaint alleges unprofessional conduct.

Delegations Explanations

CREDENTIALING DELEGATIONS

The overall purpose of credentialing delegations is to allow the credentialing process to proceed as efficiently and effectively as possible.

Delegation of Authority to Credentialing Liaison (Generic)

MOTION EXAMPLE: to delegate authority to the Credentialing Liaison(s) to serve as a liaison between the Department and the Board and to act on behalf of the Board in regard to credentialing applications or questions presented to them, including the signing of documents related to applications.

PURPOSE: To allow a representative of the Board to assist Department staff with credentialing applications and eliminate the need for the entire Board to convene to consider credential application content or questions. Additionally, it is most efficient to have the designated liaison

who has assisted with the credentialing process be able to effectuate decisions which require a signature.

Delegation of Authority to DSPS When Credentialing Criteria is Met

MOTION EXAMPLE: to delegate credentialing authority to the Department to act upon applications that meet all credentialing statutory and regulatory requirements without Board or Board liaison review.

PURPOSE: To permit Department staff to efficiently issue credentials and eliminate the need for Board/Section/Liaison review when all credentialing legal requirements are met in an application. This delegation greatly decreases the workload of Board members and cuts down processing time on applications.

Delegation of Authority for Predetermination Reviews

MOTION EXAMPLE: to delegate authority to the Department attorneys to make decisions regarding predetermination applications pursuant to Wis. Stat. § 111.335(4)(f).

PURPOSE: In general, the Wisconsin Fair Employment Act (codified in Wis. Stat. Ch. 111) prohibits licensing agencies from discriminating against applicants because of their arrest and/or conviction record. However, there are exceptions which permit denial of a license in certain circumstances. Individuals who do not possess a license have a legal right to apply for a determination of whether they are disqualified from obtaining a license due to their conviction record. This process is called “Predetermination.” Predetermination reviews must be completed within 30 days. This delegation allows Department attorneys to conduct predetermination reviews and efficiently make these legal determinations without need for Board/Section/Liaison review.

Delegation of Authority for Conviction Reviews

MOTION EXAMPLE: to delegate authority to the Department attorneys to review and approve applications with convictions which are not substantially related to the relevant professional practice.

PURPOSE: As used here, “substantially related” is a legal standard that is used in the Wisconsin Fair Employment Act. The concept of what is “substantially related” is informed by case law. This delegation permits Department attorneys to independently conduct conviction reviews and efficiently approve applications if convictions are not substantially related to the practice of the profession. Applications that contain conviction records that may be substantially related to the practice of a profession will still be submitted to the Credentialing Liaison for input.

Delegation to DSPS When Applicant's Disciplinary History Has Been Previously Reviewed

MOTION EXAMPLE: to delegate authority to Department staff to approve applications where Applicant's prior discipline has been approved for a previous credential and there is no new discipline.

PURPOSE: Some Boards offer progressive levels of credentials. This delegation eliminates the need for a re-review of discipline that has already been considered and approved by the Board/Section/Liaison for a lower-level credential.

Delegation to DSPS When Applicant's Conviction History Has Been Previously Reviewed

MOTION EXAMPLE: to delegate authority to Department staff to approve applications where criminal background checks have been approved for a previous credential and there is no new conviction record.

PURPOSE: Some Boards offer progressive levels of credentials. This delegation eliminates the need for a re-review of conviction history that has already been reviewed and approved for a lower-level credential.

Delegation of Authority for Reciprocity Reviews

MOTION EXAMPLE: to delegate authority to the Department attorneys to review and approve reciprocity applications in which the out-of-state license requirements meet Wisconsin license requirements. (Specific legal standards are referenced in the motion depending on credential/profession type.)

PURPOSE: Applications via reciprocity or endorsement require comparison of Wisconsin licensing requirements to the licensing requirements of another jurisdiction. These reviews consider the legal standard for reciprocity, which varies by profession, as well as the specified legal requirements to obtain licensure in the profession. This delegation permits Department attorneys to independently conduct reciprocity reviews and efficiently approve applications if legal standards and requirements are met for licensure. Applications for which reciprocity may not be available will still be submitted to the Credentialing Liaison for input.

Delegation of Authority for Military Reciprocity Reviews

MOTION EXAMPLE: to delegate authority to the Department attorneys to review and approve military reciprocity applications in which the individual meets the requirements of Wis. Stat. § 440.09.

PURPOSE: The law permits service members, former service members, and their spouses to be licensed if they hold licensure in other jurisdictions that qualify them to perform acts authorized by the credential they are seeking in Wisconsin. This is a shortened path to licensure that does not require meeting the specific requirements/standards for licensure/reciprocity in a profession. By law, the Department/Board must expedite the issuance of a reciprocal license via military

reciprocity. This delegation permits Department attorneys to independently conduct military reciprocity reviews and efficiently approve applications if legal standards and requirements are met for licensure. Applications for which reciprocity may not be available will still be submitted to the Credentialing Liaison for input.

Delegation of Authority for Application Denial Reviews

MOTION EXAMPLE: to delegate authority to the Department's attorney supervisors to serve as the Board designee for purposes of reviewing and acting on requests for hearing as a result of a denial of a credential.

PURPOSE: When an application is denied, the applicant has a legal right to appeal the denial determination. Applicants must meet a specified legal standard in order to have an appeal granted. Additionally, Wisconsin law sets specific time frames for appeal decisions. This delegation permits Department attorney supervisors to independently review and efficiently act on requests for hearing as a result of a denial of a credential.

Delegation to Department Attorneys to Approve Duplicate Legal Issue

MOTION EXAMPLE: to delegate authority to Department attorneys to approve a legal matter in connection with a renewal application when that same/similar matter was already addressed by the Board and there are no new legal issues for that credential holder.

PURPOSE: The intent of this delegation is to be able to approve prior discipline by the Board for the renewal applicant. This delegation eliminates the need for a re-review of discipline that has already been considered and approved by the Board/Section/Liaison.

Delegation to Department Attorneys to Approve Prior Discipline

MOTION EXAMPLE: to delegate authority to Department attorneys to approve an applicant's prior professional discipline which resulted in a forfeiture/fine/other monetary penalty, remedial education, and/or reprimand, that is 10 years old or older, and the previously disciplined credential is currently in good standing.

PURPOSE: In order to continue improving processing application legal reviews in a timely matter, this delegation gives Department attorneys authority to approve prior professional discipline which meets all of the following criteria: (1) it is at least ten years old; (2) it resulted in a monetary penalty, remedial education, and/or reprimand; and (3) the previously disciplined credential is currently in good standing.

MONITORING DELEGATIONS

The overall purpose of monitoring delegations is to be able to enforce the Boards orders and limited licenses as efficiently and effectively as possible. Monitoring delegations have two categories: delegations to the Monitoring Liaison and delegations to the Department Monitor.

Delegation of Authority to Department Monitor

MOTION EXAMPLE: to delegate authority to the Department Monitor:

- a. to grant full reinstatement of licensure if education is the only limitation and credential holder has submitted the required proof of course completion.
- b. to suspend the credential if the credential holder has not completed Board ordered education, paid costs, paid forfeitures, within the time specified by the Board Order.
- c. to lift a suspension when compliance with education and costs provisions have been met.

PURPOSE: These delegations allow for the Department Monitor to automatically act on requests when certain criteria are met or not met without needing to burden the Monitoring Liaison. The Board can set their own criteria for what actions they would like to be handled by the Department, the Monitoring Liaison, and the full Board.

Delegation of Authority to Monitoring Liaison

MOTION EXAMPLE: to delegate authority to the Monitoring Liaison to approve or deny all requests received from the credential holder.

PURPOSE: These delegations allow the Board to set criteria for what decisions can be made by the Board member(s) serving as the Monitoring Liaison and what matters should be decided by the full Board.

Education and Examination Delegations

MOTION EXAMPLE: to delegate authority to the Education and Examination Liaison(s) to address all issues related to qualifying education, continuing education and examinations. Motion carried unanimously. (Differs by Board.)

PURPOSE: Some Boards are responsible for approving qualifying educational programs or continuing education courses. A delegation is executed in order for an Education and Examination Liaison to make these determinations on behalf of the Board and with assistance of the Department. Additionally, some Boards review examinations and individual scores to qualify for a credential.

MISCELLANEOUS DELEGATIONS

Document Signature

MOTION EXAMPLE: to delegate authority to the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to sign documents on behalf of the Board in order to carry out its duties. Motion carried unanimously.

MOTION EXAMPLE: in order to carry out duties of the Board, the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) has the ability to delegate signature authority for purposes of facilitating the completion of assignments during or between meetings. The members of the Board hereby delegate to the

Executive Director, Board Counsel, or DPD Division Administrator, the authority to sign on behalf of a Board member as necessary. Motion carried unanimously.

PURPOSE: To take the action approved at Board meetings, the Department may need to draft correspondence and/or Orders after the meetings have adjourned. These actions then need to be signed by a Board Member. This interaction usually takes place over email and a Board member can authorize the use of their signature that is kept on file.

Urgent Matters

MOTION EXAMPLE: in order to facilitate the completion of urgent matters between meetings, the Board delegates its authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession), to appoint liaisons to the Department to act in urgent matters. Motion carried unanimously.

PURPOSE: Allows for quick responses to urgent matters that may need Board approval or for which the Department requires guidance from the Board.

Delegation to Chief Legal Counsel-Due to Loss of Quorum

MOTION EXAMPLE: to delegate the review and authority to act on disciplinary cases to the Department's Chief Legal Counsel due to lack of/loss of quorum after two consecutive meetings. Motion carried unanimously.

PURPOSE: Sometimes Boards can struggle to meet quorum necessary to conduct business. This happens for a multitude of reasons, but this delegation allows for the Boards to have disciplinary cases decided by Chief Legal Counsel if the Board fails to meet quorum for two consecutive meetings.

Delegation to Chief Legal Counsel-Stipulated Resolutions

MOTION EXAMPLE: to delegate to the Department's Chief Legal Counsel the authority to act on behalf of the Board concerning stipulated resolutions providing for a surrender, suspension, or revocation of a credential, where the underlying merits involve serious and dangerous behavior, and where the signed stipulation is received between Board meetings. The Board further requests that Chief Legal Counsel only act on such matters when the best interests of the Board, Department, and the Public are best served by acting upon the stipulated resolution at the time the signed stipulation is received versus waiting for the next Board meeting. Motion carried unanimously.

PURPOSE: For matters of public safety, it may be necessary to take immediate action on a stipulated agreement rather than allowing a credential holder to continue practicing unencumbered until the next scheduled meeting. This delegation allows Chief Legal Counsel to act on behalf of the Board when there is a stipulated agreement. A stipulated agreement is an agreement to which all relevant parties have consented to the terms.

Voluntary Surrenders

MOTION EXAMPLE: to delegate authority to the assigned case advisor to accept or refuse a request for voluntary surrender pursuant to Wis. Stat. § 440.19 for a credential holder who has a pending complaint or disciplinary matter.

MOTION EXAMPLE: to delegate authority to the Department to accept the voluntary surrender of a credential when there is no pending complaint or disciplinary matter with the Department pursuant to Wis. Stat. § 440.19.

PURPOSE: Credential holders can ask the Boards to accept surrender of their credentials at any time. These delegations are in place for the different situations that arise from those requests. If a credential holder is seeking to surrender their credential because they wish to leave the profession, that can be processed with this delegation by the Department if they have no pending disciplinary complaints. If the credential holder wishes to surrender while they have a pending disciplinary complaint, that request is reviewed by the individual Board member assigned to the case.

DLSC Pre-screening

MOTION EXAMPLE: to delegate pre-screening decision making authority to the DSPS screening attorney for opening cases where the credential holder has failed to respond to allegations contained in the complaint when requested by intake (case will be opened on failure to respond and the merits of the complaint).

PURPOSE: Pre-screening delegations exist so the Board can define specific parameters where the Department can review disciplinary complaints and open those cases if they meet certain criteria. Boards also have the authority to set certain criteria that would allow the Department to review and close a case if the criteria is met.

Delegation to Handle Administrative Rule Matters

MOTION EXAMPLE: to delegate authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession), to act on behalf of the Board regarding administrative rule matters between meetings. Motion carried unanimously.

PURPOSE: In order to advance the administrative rules process, action may need to occur between meetings. This allows for quick responses to urgent matters that may need Board approval or for which the Department requires guidance from the Board.

CONTROLLED SUBSTANCES BOARD

2025 DELEGATIONS

JANUARY 10, 2025

New Delegations for 2025

Delegation to Approve Annual Evaluation Report

MOTION: Alan Bloom moved, seconded by Doug Englebert, to authorize the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession) to review and approve the annual evaluation report required by Wis. Stat. § 961.36(3) for filing with the Legislature. Motion carried unanimously.

Delegation to Handle Administrative Rule Matters

MOTION: Amanda Kane moved, seconded by John Weitekamp, to delegate authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession), to act on behalf of the Board regarding administrative rule matters between meetings. Motion carried unanimously.

Review and Approval of 2024 Delegations including new modifications

MOTION: Amanda Kane moved, seconded by Cullen Eberhardy, to reaffirm all delegation motions made in 2024, as reflected in the January 10, 2025 agenda materials, which were not otherwise modified or amended during the January 10, 2025 meeting. Motion carried unanimously.

All Combined Delegations for 2025

Review and Approval of 2024 Delegations including new modifications

MOTION: Amanda Kane moved, seconded by Cullen Eberhardy, to reaffirm all delegation motions made in 2024, as reflected in the January 10, 2025 agenda materials, which were not otherwise modified or amended during the January 10, 2025 meeting. Motion carried unanimously.

Document Signature Delegations

MOTION: Alan Bloom moved, seconded by Subhadeep Barman, to delegate authority to the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to

sign documents on behalf of the Board in order to carry out its duties. Motion carried unanimously.

MOTION: Doug Englebert moved, seconded by Yvonne Bellay, in order to carry out duties of the Board, the Chairperson (or in absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) has the ability to delegate signature authority for purposes of facilitating the completion of assignments during or between meetings. The members of the Board hereby delegate to the Executive Director, Board Counsel, or DPD Division Administrator, the authority to sign on behalf of a board member as necessary. Motion carried unanimously.

Delegated Authority for Urgent Matters

MOTION: Alan Bloom moved, seconded by Troy Alton, that in order to facilitate the completion of urgent matters between meetings, the Board delegates its authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession), to appoint liaisons to the Department to act in urgent matters. Motion carried unanimously.

Special Use Authorization Liaison(s) Delegation

MOTION: Troy Alton moved, seconded by John Weitekamp, to authorize the SUA Liaison(s) to review and make approval decisions regarding SUA applications and approve required training or credentialing on behalf of the Board. Furthermore, the Board authorizes DSPS staff to sign SUA permits on behalf of the Board. Motion carried unanimously.

MOTION: Doug Englebert moved, seconded by Troy Alton, to authorize the SUA Liaison(s) to make all decisions related to Special Use Authorizations. Motion carried unanimously.

Authorization for DSPS to Provide Board Member Contact Information to National Regulatory Related Bodies

MOTION: Doug Englebert moved, seconded by Alan Bloom, to authorize the Department staff to provide national regulatory related bodies with all board member contact information that the Department retains on file. Motion carried unanimously.

Legislative Liaison Delegation

MOTION: Yvonne Bellay moved, seconded by Subhadeep Barman, to delegate authority to the Legislative Liaisons to speak on behalf of the Board regarding legislative matters. Motion carried unanimously.

SCAODA Representative Delegation

MOTION: Yvonne Bellay moved, seconded by Doug Englebert, to authorize the SCAODA representative to vote on behalf of the Board at the State Council on Alcohol and Other Drug Abuse meetings. Motion carried unanimously.

PDMP Liaison(s) Delegation

MOTION: Doug Englebert moved, seconded by Troy Alton, to authorize PDMP Liaison(s) to make individual decisions on behalf of the Board when waiting for a Board meeting would unreasonably delay the development, testing, deployment, or operation of the PDMP. The Board also grants the PDMP liaison the authority to suspend access to the PDMP pursuant to CSB § 4.09(3). Motion carried unanimously.

Referral Criteria Workgroup Membership Delegation

MOTION: John Weitekamp moved, seconded by Doug Englebert, that in order to facilitate the completion of its duties between meetings, the Board delegates authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving board member in that succession) to appoint members to the Referral Criteria Workgroup between meetings as necessary. Motion carried unanimously.

Delegation to Approve Annual Evaluation Report

MOTION: Alan Bloom moved, seconded by Doug Englebert, to authorize the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession) to review and approve the annual evaluation report required by Wis. Stat. § 961.36(3) for filing with the Legislature. Motion carried unanimously.

Delegation to Handle Administrative Rule Matters

MOTION: Amanda Kane moved, seconded by John Weitekamp, to delegate authority to the Chairperson (or, in the absence of the Chairperson, the highest-ranking officer or longest serving Board member in that succession), to act on behalf of the Board regarding administrative rule matters between meetings. Motion carried unanimously.

Review and Approval of 2025 Delegations including new modifications

MOTION: [Board member name] moved, seconded by [Board member name], to reaffirm all delegation motions made in 2025, as reflected in the January 23, 2026 agenda materials, which were not otherwise modified or amended during the January 23, 2026 meeting. Motion carried [].

State of Wisconsin
Department of Safety & Professional Services
AGENDA REQUEST FORM

1) Name and title of person submitting the request: Nilajah Hardin Administrative Rules Coordinator		2) Date when request submitted: 1/12/26
3) Name of Board, Committee, Council, Sections: Controlled Substances Board		
4) Meeting Date:	5) Attachments:	6) How should the item be titled on the agenda page? Administrative Rule Matters – Discussion and Consideration <ul style="list-style-type: none"> 1. Affirmative Action Order: <ul style="list-style-type: none"> a. CSB 2.016, Relating to Scheduling 4-Chloromethcathinone 2. Scope Statement: <ul style="list-style-type: none"> a. CSB 2.015, Relating to Scheduling 7 Synthetic Benzimidazole-Opioids 3. Pending or Possible Rulemaking Projects <ul style="list-style-type: none"> a. Rule Projects Chart
7) Place Item in:	8) Is an appearance before the Board being scheduled? (If yes, please complete Appearance Request for Non-DSPS Staff)	9) Name of Case Advisor(s), if required: N/A
10) Describe the issue and action that should be addressed: Review and take action on Scope Statement, Preliminary Rules Drafts, and Final Rule Drafts.		
Attachments: <ul style="list-style-type: none"> • Affirmative Action Order – CSB 2.016 • Scope Statement – CSB 2.015 • Rule Projects Chart 		
(All Board Rule Projects can be Viewed Here if Needed: https://dsps.wi.gov/Pages/RulesStatutes/PendingRules.aspx)		
11) Authorization		1/12/26
<u>Nilajah Hardin</u> Signature of person making this request		Date
Supervisor (if required)		Date
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date		
Directions for including supporting documents: <ol style="list-style-type: none"> 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting. 		

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 November 17, 2025, the Department of Justice, Drug Enforcement Administration published its final rule in the Federal Register listing 4-chloromethcathinone in schedule I of the federal Controlled Substances Act. The rule is effective as of December 17, 2025.
2. The Controlled Substances Board did not receive an objection to similarly listing 4-chloromethcathinone in schedule I under ch. 961, Stats. within 30 days of the date of publication in the federal register of the final order listing 4-chloromethcathinone as a schedule I 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. 961.13 and omitting the notice of proposed rulemaking, listing 4-chloromethcathinone as a schedule I controlled substance.

ORDER

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

CSB 2.016 Addition of 4-chloromethcathinone to Schedule I. Section 961.14 (7) (L) 42., Stats., is created to read:

961.14 (7) (L) 42. 1-(4-chlorophenyl)-2-(methylamino)propan-1-one, commonly known as 4-chloromethcathinone, or 4-CMC.

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

Dated _____

Doug Englebert, Chairperson
Controlled Substances Board

STATEMENT OF SCOPE

CONTROLLED SUBSTANCES BOARD

Rule No.: CSB 2.015

Relating to: Scheduling Seven Synthetic Benzimidazole-Opioids

Rule Type: Permanent

1. Finding/nature of emergency: N/A

2. Detailed description of the objective of the proposed rule:

The objective of the proposed rule is to schedule the following seven synthetic benzimidazole-opioids as schedule I controlled substances under s. 961.11 (4), Stats:

- Ethyleneoxynitazene
- Methylenedioxynitazene
- 5-methyl Etodesnitazene
- N-desethyl Etonitazene
- N-desethyl Protonitazene
- N,N-dimethylamino Etonitazene
- N-pyrrolidino Isotonitazene

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

On October 15, 2025, the Department of Justice, Drug Enforcement Administration published its temporary scheduling order in the Federal Register adding the seven synthetic benzimidazole-opioids listed above to schedule I of the federal Controlled Substances Act. The scheduling action was effective October 15, 2025. The Controlled Substances Board did not receive an objection to similarly adding the seven fentanyl-related substances listed above 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 seven fentanyl-related substances listed above as schedule I controlled substances. Pursuant to s. 961.11(4), Stats., the Controlled Substances Board by affirmative action similarly treats the seven fentanyl-related substances listed above under chapter 961, Stats. by creating the following:

CSB 2.015 Addition of 7 Synthetic Benzimidazole-Opioids to Schedule I. (1) Section 961.14 (2) (xm) 1m., 5m., 5p., 7b., 7h., 7k., and 8b. are created to read:

961.14 (2) (xm) 1m. Ethyleneoxynitazene (2-(2-((2,3-dihydrobenzofuran-5-yl)methyl)-5-nitro-1H-benzimidazol-1-yl)-N,N-diethylethan-1-amine).

5m. Methylenedioxynitazene or 3',4'-methylenedioxynitazene (2-(2-(benzodioxol-5-ylmethyl)-5-nitro-1H-benzimidazol-1-yl)-N,N-diethylethan-1-amine).

5p. 5-methyl etodesnitazene (2-(2-(4-ethoxybenzyl)-5-methyl-1H-benzimidazol-1-yl)-N,N-diethylethan-1-amine).

7b. N-desethyl etonitazene (2-(2-(4-ethoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)-N-ethylethan-1-amine).

7h. N-desethyl protonitazene (N-ethyl-2-(5-nitro-2-(4-propoxybenzyl)-1H-benzimidazol-1-yl)ethan-1-amine).

7k. N,N-dimethylamino etonitazene (2-(2-(4-ethoxybenzyl)-5-nitro-1H-benzimidazol-1-yl)-N,N-dimethylethan-1-amine).

8b. N-pyrrolidino isotonitazene (2-(4-isopropoxybenzyl)-5-nitro-1-(2-(pyrrolindin-1-yl)ethyl)-1H-benzimidazole).

The Affirmative Action order, dated November 18, 2025, took effect on December 8, 2025, upon publication in the Administrative Register and expires upon promulgation of a final rule.

4. Detailed explanation of statutory authority for the rule:

Section 961.11 (1), Stats. provides that “[t]he controlled substances board shall administer this subchapter and may add substances to or delete or reschedule all substances listed in the schedules in ss. 961.14, 961.16, 961.18, 961.20 and 961.22 pursuant to the rule-making procedures of ch. 227.”

Section 961.11(4), Stats. provides that “[i]f a substance is designated, rescheduled or deleted as a controlled substance under federal law and notice thereof is given to the controlled substances board, the board by affirmative action shall similarly treat the substance under this chapter after the expiration of 30 days from the date of publication in the federal register of a final order designating the substance as a controlled substance or rescheduling or deleting the substance or from the date of issuance of an order of temporary scheduling under 21 USC 811 (h), unless within that 30-day period, the board or an interested party objects to the treatment of the substance. If no objection is made, the board shall promulgate, without making the determinations or findings required by subs. (1), (1m), (1r) and (2) or s. 961.13, 961.15, 961.17, 961.19 or 961.21, a final rule, for which notice of proposed rulemaking is omitted, designating, rescheduling, temporarily scheduling or deleting the substance. If an objection is made the board shall publish notice of receipt of the objection and the reasons for objection and afford all interested parties an opportunity to be heard. At the conclusion of the hearing, the board shall make a determination with respect to the treatment of the substance as provided in subs. (1), (1m), (1r) and (2) and shall publish its decision, which shall be final unless altered by statute. Upon publication of an objection to the treatment by the board, action by the board under this chapter is stayed until the board promulgates a rule under sub. (2).”

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

Approximately 80 hours.

6. List with description of all entities that may be affected by the proposed rule:

Law enforcement, district attorney offices, Dept of Justice, state courts and the Controlled Substances Board.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

On October 15, 2025, the Department of Justice, Drug Enforcement Administration published its temporary scheduling order in the Federal Register adding the seven synthetic benzimidazole-opioids listed above to schedule I of the federal Controlled Substances Act. The scheduling action was effective October 15, 2025.

8. Anticipated economic impact of implementing the rule: None to minimal.

Contact Person: Nilajah Hardin, Administrative Rules Coordinator, DSPSAAdminRules@wisconsin.gov

Approved for publication:

Approved for implementation:

Authorized Signature

Authorized Signature

Date Submitted

Date Submitted

**Controlled Substances Board
Rule Projects (updated 1/12/26)**

CH Rule Number	Scope Number	Scope Expiration Date	Code Chapter Affected	Relating Clause	Stage of Rule Process	Next Step
25-060	016-25	09/10/2027	CSB 2.010 (Renumbered to 2.011)	Scheduling Ethylphenidate	Effective 1/1/26	N/A
Not Assigned Yet	055-25	02/25/2028	CSB 2.011 (Renumbered to 2.012)	Scheduling 7 Fentanyl-related Substances	Clearinghouse Review	Final Rule and Legislative Report to be reviewed at 3/13/26 Meeting
Not Assigned Yet	002-26	07/12/2028	CSB 2.013	Scheduling Dipetylone	Scope Statement Published on 1/12/26	Preliminary Public Hearing likely to be Ordered by JCRAR
Not Assigned Yet	003-26	07/12/2028	CSB 2.014	Scheduling 2 Synthetic Benzimidazole-Opioids	Scope Statement Published on 1/12/26	Preliminary Public Hearing likely to be Ordered by JCRAR
Not Assigned Yet	Not Assigned Yet	TBD	CSB 2.015	Scheduling 7 Synthetic Benzimidazole-Opioids	Scope Statement reviewed at 1/23/26 Meeting	Submission for Governor's Office Approval and Publication (Preliminary Public Hearing likely to be Ordered by JCRAR)
Not Assigned Yet	Not Assigned Yet	TBD	CSB 2.016	Scheduling 4-Chloromethcathinone	Affirmative Action Order reviewed at 1/23/26 meeting	Affirmative Action Order Submission for Publication and Drafting of Scope Statement

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and title of person submitting the request: Marjorie Liu Program Lead, PDMP		2) Date when request submitted: 01/13/2026
Items will be considered late if submitted after 12:00 p.m. on the deadline date which is 8 business days before the meeting		
3) Name of Board, Committee, Council, Sections: Controlled Substances Board		
4) Meeting Date: 01/23/2026	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Prescription Drug Monitoring Program (PDMP) Updates – Discussion and Consideration
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session	8) Is an appearance before the Board being scheduled? (If yes, please complete Appearance Request for Non-DSPS Staff) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	9) Name of Case Advisor(s), if required:
10) Describe the issue and action that should be addressed: 1. WI ePDMP Operations a. Recent and Upcoming Releases b. EHR Integration Status 2. WI PDMP Outreach		
11) <u>Marjorie Liu</u>		Authorization Jan 13, 2026
Signature of person making this request		Date
Supervisor (if required)		Date
Executive Director signature (indicates approval to add post agenda deadline item to agenda) Date		
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.		

2024-2026 Development and Release Summary

Updated 1.12.2026

Release Date	Description
R33.36 December 2025	<p>Data System:</p> <ul style="list-style-type: none"> • Dummy NPI Fix: accepted for control substances • Dummy NPI Fix: accepted for Compounds <p>User Interface:</p> <ul style="list-style-type: none"> • Healthcare Professional: password reset fix with NPI but no DEA on file • Medical Coordinator: enabling CSV upload by prescriber NPI • Law Enforcement /Government Employee: updated instruction on Prescriber Query Screen
R33.25 December 2025	<p>Data System:</p> <ul style="list-style-type: none"> • Dummy NPI of 9999999999 enabled • Dummy NPI Dispenser report available for admin <p>User Interface:</p> <ul style="list-style-type: none"> • Pharmacy: Revise/Void screen updated to NPI entry • Pharmacy: Allow voided/revised without a DEA (for non-scheduled monitored drugs, i.e., Gabapentin) <p>Automated Notification:</p> <ul style="list-style-type: none"> • Updated language for Delegate and Medical Coordinator Assistant activation email
R33.24 October 2025	<p>User Interface Updates:</p> <ul style="list-style-type: none"> • Submitter: Remove Old Pharmacy Error Logs • Law Enforcement/Government Employee: Data Request Attestation Filename Criteria Language Update <p>Website Management:</p> <ul style="list-style-type: none"> • Delegate and Medical Coordinator Assistant Activation Email updates • User's First Name Updates to Reflect Name in LicensE
R33.23 September 2025	<p>User Interface Updates:</p> <ul style="list-style-type: none"> • Submitter: Update Manual Prescription Entry to ASAP4.2B • Submitter: Remove Old Pharmacy Error Logs • Dispensing Practitioner: account registration NPI field ready for entry <p>Website Management:</p> <ul style="list-style-type: none"> • Patient Matching Processing Job Enhancement • Patient's Gender on the Patient Report to pull in the Gender from the Most Recent Dispensing <p>Admin Portal: Territories Added to inter-State Query Services Configuration Screen</p>
R33.22 August 2025	<p>DEA -> NPI Systemic Changeover</p> <ul style="list-style-type: none"> • NPI information auto-populated on the Record Entry screen for Pharmacy and Dispensing Practitioner account types

	<ul style="list-style-type: none"> • Erroneously flagged errors of historical records removed from pharmacy error logs <p>Administration Dispenser Report workflow fixes for Law Enforcement or Government user</p>
R33.21 July 2025	<p>DEA -> NPI Systemic Changeover</p> <ul style="list-style-type: none"> • Dispenser Compliance Report reverted to using DEA first, switching to NPI on 12/1 • Pharmacy Zero Report auto populates NPI or leaves blank if account profile doesn't Include NPI • Data Submitter Guide updates <p>Administration Fixes for Detailed Prescriber Monitoring Report</p> <p>User Interface</p> <ul style="list-style-type: none"> • Dispenser Report download fixes for Law Enforcement or Government user • Submission data field PHA05 (Pharmacy Address 1) now accepts up to 55 characters
R33.20 June 2025	<p>Website changes adapting to NPI Requirements</p> <p>Automated Notification Language Updates:</p> <ul style="list-style-type: none"> • Submission compliance notification when NPI is missing • Gabapentin reporting guideline updates <p>User Portal</p> <ul style="list-style-type: none"> • Healthcare Professional Account – NPI requirement pop up updates • Law enforcement/investigative unit account: NPI added to prescriber and dispenser report request screen for <p>Data Analytics</p> <ul style="list-style-type: none"> • Metrics calculations revert to DEA-based
R33.19 May 2025	<p>Website changes adapting to NPI Requirements</p> <p>Data Analytics</p> <ul style="list-style-type: none"> • NPI Search Added to Detailed Prescriber Monitoring Report • NPI Added to Opioid Prescribing Practice Summary Report <p>Admin Portal Fixes and Updates</p>
R33.18 April 2025	<p>Website Administration:</p> <ul style="list-style-type: none"> • On-going Formatting and Calculation cleanups for automated Reports • NPI data field added to reports <p>User Portal: NPI field added to search screen (for law enforcement, prosecutorial, and regulatory agencies)</p>

R33.17 March 2025	<p>User Portal:</p> <ul style="list-style-type: none"> • Additional DEA fields in Prescribers account profile • NPI field added in Pharmacy account profile
R33.16 February 2025	<p>Data Analytics Updates:</p> <ul style="list-style-type: none"> • MME Conversion Factors updates • Buprenorphine exclusion rules applied to automated reporting of prescribing reports <p>User Interface Updates</p> <ul style="list-style-type: none"> • Healthcare Professionals - MME Calculator & Addiction Resource Updates • Investigators - Dispenser Report Request via User Accounts <p>Administrative workflow updates - NPI added to Pending Account Registration Review</p> <p>Webpage Language Updates: Registration Page, Dashboard charts</p>
R33.15.1 February 2025	Emergency Release to fix errors for out of state queries connecting via PMPi hub
R33.15 January 2025	<p>Data Analytics Updates:</p> <ul style="list-style-type: none"> • New admin tool of adding additional DEA numbers to automate Detailed Prescriber Monitoring Report • Formatting updates on Opioid Practice Summary Report <p>User Interface Updates:</p> <ul style="list-style-type: none"> • Pharmacy Account data revise/edit screen now with multiple DEAs dropdown selection
R33.14 January 2025	Updates to online form “Report Suspected Errors in WI ePDMP Date” PDF Pharmacy additional DEA display Increased License Number Character Limits from 7 to 8 File Processing Updates - Skipping Duplicate Files
R33.13 December 2024	<p>User Interface:</p> <ul style="list-style-type: none"> • Updated Text on the Delegate Management Screen • Updated Calculations for Daily Prescribing Volume Ranking for Opioids • License Number is no Longer a Required Field for a Medical Coordinator Account <p>Admin Portal Updates:</p> <ul style="list-style-type: none"> • Added Submission Date to Prescriber Alerts Table • NDC of Dispensed Medications displayed in the prescriber Report • Updated the Prescriber Query Compliance Report
R33.12 November 2024	ePDMP Webpage Updates: Contact Us info & user registration screen for Medical Coordinator and Researcher Analytics and Reports Updates- <ul style="list-style-type: none"> • Prescriber Monitoring Report Charts Readability • Prescriber Address populated on Dispensing History Details Administrative Workflow Enhancement: Alert reviewing screen updates

R33.11 September 2024	Non – HCP Alert Displays on Requested Reports Detailed Prescriber Monitoring Report Rework Updated Quarterly CSB Reports Prescriber Address Visible on Patient Report Table
R33.10 August 2024	Automation of Reports: <ul style="list-style-type: none"> • Opioid Prescribing Practice Summary Report Review • Quarterly Statistics for CSB Report Review • Detailed Prescriber Monitoring Report Review • Prescriber Address Populated on UI EHR Support Partial Refill Review
R33.9 July 2024	Opioid Prescribing Practice Summary Report Review Text Updates in UI Updates to notification emails Prescriber Query Compliance Report update
R33.8 June 2024	Opioid Prescribing Practice Summary Report Review Quarterly CSB Report Review Compound Drug UI Statistic utilization optimizations Addition of email address to non-HCP query requests
R33.7 May 2024	Dispenser Compliance Report Review Submitter/Dispenser Report Review
R33.6 April 2024	System Updates <ul style="list-style-type: none"> • Pending Account Changes UI language • UAT email notification links • Controlled Substance UI language Updated error messages for Submitters RXCheck 3.1 Update and Patch Statistics Dashboard populate counties' logic EHR Support
R33.5 March 2024	Statistics reporting updates EHR/Epic OAuth Support File Submission Queue processing
R33.4 February 2024	DEA File Updates LicenseE Update – State License Validation Training Materials Update File Processing support EHR support

R33.3 January 2024	LicenseE Update – New User Registration LicenseE Update – User Login Validation PDMP UI Page Text Updates <ul style="list-style-type: none"> • Home Page • Contact Us • Patient History Detail File Processing Support EHR Support
R33.2 January 2024	Pharmacy Users fixes <ul style="list-style-type: none"> • Zero reports • Revise/Correct/Void File Processing support EHR support

WI ePDMP Integration Services Summary

Updated 11.3.2025

Pending Health Systems and EHR Platforms	Status			Notes
Connected Health Systems (61% of monthly patient queries)	Free Pricing Model	Implementation Date	Est. Total # of Users	Notes
Internal Medicine Associates		In discussion		
MECFS Clinic MN		In discussion		
CareATC		In discussion		
Advent Health		03/05/2023	15	
Allina Health	Y	09/18/2023	100	
Ascension Wisconsin				
Aspirus Health Care				
Aurora Health Care	Y	05/08/2024	12,000	
Children's Hospital of Wisconsin	Y	09/01/2022	300	
Clark County	Y	11/01/2023		
Clean Slate	Y	09/01/2022	26	
CompuGroup Medical	Y	08/14/2024	50	
DrFirst	Y	05/01/2025		
Froedtert & the Medical College of Wisconsin			100	Pending signed Free agreement
GHC of South Central Wisconsin	Y	09/01/2024		
Gundersen Health System			800	Pending signed Free agreement
HealthPartners				
HSHS / Prevea Health	Y	01/01/2023	500	
M Health Fairview	Y	08/01/2022	30	
Marshfield Clinic	Y	09/01/2022	100	
Mayo Clinic				
Mercy Health	Y	08/01/2022	766	
Monroe Clinic				
NOVO Health Technology Group	Y	02/01/2023		

OakLeaf	Y	6/11/2025	116	
Ochin	Y	12/21/2022	100	
ProHealth Care	Y	1/17/2025		
QuadMed, LLC	Y	5/17/2023	40	
SSM Health				
Thedacare				Pending signed Free agreement
UnityPoint				
UW Health			4000	
Wisconsin Statewide Health Information Network	Y	09/01/2022	3500	

DrFirst Facilities	
Alay Health Team	National Medical Groups
Associated Mental Health Consultants	Nova Integrated Care LLC
Behavioral Health Svcs of Racine Co.	Oak Medical
Benjamin S. Gozon MDSC D/B/A Capitol Rehabilitation Clinic	Oral Surgery Associates of Milwaukee
Best Self Counseling Center	Orthopedic Hospital of Wisconsin
Christian Family Solutions	Pain Management and Treatment Center
Curana Health of Wisconsin	Pediatrics Associates
Door County Memorial Hospital	Reka Furedi MD
Dr. Colleen Worth, DNP, APNP	Red Oak Counseling
Empower Recovery	Regional Medical Center
Envision ADHD Clinic	Richland Hospital
FAMILY PSYCHIATRIC CARE, LLC	Rogers Memorial Hospital
Fort Healthcare	RULA-WI
GI Associates LLC	Sauk Prairie Memorial Hospital
Heartland Hospice	Shorewood Behavioral Health
Housing Initiatives	Third Eye Health
Jonathan Hoerl PMHNP	University of Wisconsin - Milwaukee
Kelly Pickens	Watertown Rainbow Hospice
Lake Superior Community Health Center	Wauwatosa Children's Clinic
Linc Health Clinic	Watertown Regional Medical Center
Lifestance Health WI	Yee Xiong MD

Madison Recovery Center	
Marshfield Clinic Health System	
Mental Health Specialty Group PA	
Mile Bluff Medical Center	
Milwaukee Medical Associate, SC	
Mindful Healing and Wellness LLC	

2026 WI PDMP Outreach Calendar

MONTH	EVENT	DESCRIPTION	DATES	NOTES
January				
February	Overdose Fatality Review (OFR) State Advisory Group	DSPS Representative; inter-agency advisory board for OFR participating local sites	2/12/2026	Virtual; Quarterly Meeting
March	RxCHECK Governance Board Meeting	Board Member-Participant; Interstate PDMP data exchange discussion	3/12/2026	Virtual; Quarterly Meeting
April	Overdose Fatality Review (OFR) State Advisory Group	DSPS Representative; inter-agency advisory board for OFR participating local sites	4/9/2026	Virtual; Quarterly Meeting
May	RxCHECK Governance Board Meeting	Board Member-Participant; Interstate PDMP data exchange discussion	6/11/2026	Virtual; Quarterly Meeting
June	PMP InterConnect Steering Committee Meeting	Participant; Annual national meeting for PDMP administrators organized by National Association of Boards of Pharmacy (NABP)	TBA	Mount Prospect, IL
July	Overdose Fatality Review (OFR) State Advisory Group	DSPS Representative; inter-agency advisory board for OFR participating local sites	7/9/2026	Virtual; Quarterly Meeting
August				
September	RxCHECK Governance Board Meeting	Board Member-Participant; Interstate PDMP data exchange discussion	9/10/2026	Virtual; Quarterly Meeting
	Overdose Fatality Review (OFR) State Advisory Group	DSPS Representative; inter-agency advisory board for OFR participating local sites	10/8/2026	Virtual; Quarterly Meeting
October	NASCSCA Conference (National Association of State Controlled Substances Authorities)	Presenter; annual national meeting organized by NASCSCA for government controlled substances authority, PDMP and healthcare professionals	10/26-10/29/2026	Portland, ME
November				
December	RxCHECK Governance Board Meeting	Board Member-Participant; Interstate PDMP data exchange discussion	12/10/2026	Virtual; Quarterly Meeting