

STATE OF WISCONSIN  
CONTROLLED SUBSTANCES BOARD

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

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FINDINGS

1. On February 1, 2018, the Department of Justice, Drug Enforcement Administration published its final rule in the Federal Register placing para-chloroisobutyryl fentanyl into schedule I of the federal Controlled Substances Act. The scheduling action is effective February 1, 2018.
2. The Controlled Substances Board did not receive an objection to similarly treating para-chloroisobutyryl fentanyl as a schedule I under ch. 961, Stats. within 30 days of the date of publication in the federal register of the final order designating para-chloroisobutyryl fentanyl 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 para-chloroisobutyryl fentanyl as a schedule I controlled substance.

ORDER

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

**CSB 2.62 Addition of para-chloroisobutyryl fentanyl to schedule I.** Section 961.14 (2) (nd) 16s., Stats., is created to read:

*961.14 (2) (nd) 16s. Para-chloroisobutyryl fentanyl (N-(4-chlorophenyl)-N-(1-phenethylpiperidin-4-yl)isobutyramide);*

This order shall take effect on March 12, 2018 to allow for publication in the Administrative Register. The order expires upon promulgation of a final rule.

Dated March 5, 2018



Doug Englebert, Chair  
Controlled Substances Board