CS FOR SENATE BILL NO. 128(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/25/18
Referred: Rules
Sponsor(s): SENATORS GIESSEL, Micciche, Bishop, Stevens, Kelly
REPRESENTATIVES Kawasaki, Spohnholz

A BILL

FOR AN ACT ENTITLED

"An Act establishing the marijuana education and treatment fund; and relating to the duties of the Department of Health and Social Services to administer a comprehensive marijuana use education and treatment program."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 43.61.010(d) is amended to read:

(d) The legislature may use the annual estimated balance in the recidivism reduction fund to make appropriations to the Department of Corrections, the Department of Health and Social Services, or the Department of Public Safety for recidivism reduction programs.

* Sec. 2. AS 43.61.010 is amended by adding a new subsection to read:

(f) The marijuana education and treatment fund is established in the general fund. In addition to the accounting under (c) of this section, the Department of Administration shall separately account for 25 percent of the tax collected under this section and deposit it into the marijuana education and treatment fund. The
Department of Administration shall deposit interest earned on the fund into the general fund. Money in the fund does not lapse. The legislature may use the annual estimated balance in the fund to make appropriations to the Department of Health and Social Services for the marijuana use education and treatment program established under AS 44.29.020(a)(17).

*Sec. 3.* AS 44.29.020(a) is amended to read:

(a) The Department of Health and Social Services shall administer the state programs of public health and social services, including

1. maternal and child health services;
2. preventive medical services;
3. public health nursing services;
4. nutrition services;
5. health education;
6. laboratories;
7. mental health treatment and diagnosis;
8. management of state institutions, except for adult penal institutions;
9. medical facilities;
10. adult public assistance;
11. the Alaska temporary assistance program;
12. child welfare services;
13. general relief;
14. a comprehensive smoking education, tobacco use prevention, and tobacco control program; to the maximum extent possible, the department shall administer the program required under this paragraph by grant or contract with one or more organizations in the state; the department's program must include
   - (A) a community-based tobacco use prevention and cessation component addressing the needs of youth and adults that includes use of cessation aids such as a nicotine patch or a nicotine gum tobacco substitute;
   - (B) youth-based efforts that involve youth in the design and implementation of tobacco control efforts;
   - (C) anti-tobacco counter-marketing targeting both youth and
adult populations designed to communicate messages to help prevent youth
initiation of tobacco use, promote cessation among tobacco users, and educate
the public about the lethal effects of exposure to secondhand smoke;

(D) tobacco use surveys of youth and adult populations
concerning knowledge, awareness, attitude, and use of tobacco products; and

(E) an enforcement component;

(15) the Alaska Pioneers' Home and the Alaska Veterans' Home;

(16) licensure and regulation of child care facilities;

(17) a comprehensive marijuana use education and treatment
program; to the extent possible, the department shall administer the program
required under this paragraph by grant to, or contract with, one or more
organizations in the state; the department's program must include

(A) a community-based marijuana misuse prevention
component; the community-based component must provide for a youth
services grant program to

(i) reduce initiation and promote cessation of
marijuana use by youth, reduce youth access to marijuana
products, and reduce exposure of youth to impaired driving
dangers related to marijuana use;

(ii) provide recreational, educational, and character-
building programs for youth outside school hours; and

(iii) address marijuana use prevention through
outcome-based curricula, adult and peer mentoring, and
opportunities for positive, prosocial leisure and recreational
activities;

(B) marijuana public education designed to communicate
messages to help prevent youth initiation of marijuana use, educate the
public about the effects of marijuana use, and educate the public about
marijuana laws;

(C) surveys of

(i) youth and adult populations concerning
knowledge, awareness, attitude, and use of marijuana products;

(ii) the need for trained professionals working in organizations described in this paragraph;

(D) the development of plans to address the need for trained professionals and to assist in implementing a training program for those professionals;

(E) monitoring of population health status related to the consequences of marijuana use; and

(F) substance abuse screening, brief intervention, and referral to treatment.