

CS FOR SENATE BILL NO. 128()**IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTIETH LEGISLATURE - SECOND SESSION****BY****Offered:****Referred:****Sponsor(s): SENATOR GIESSEL****A BILL****FOR AN ACT ENTITLED**

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

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

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

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

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

11 (f) The marijuana education and treatment fund is established in the general
12 fund. In addition to the accounting under (c) of this section, the Department of
13 Administration shall separately account for 25 percent of the tax collected under this
14 section and interest earned on the fund and deposit it into the marijuana education and

1 treatment fund. Money in the fund does not lapse. The legislature may use the annual
2 estimated balance in the fund to make appropriations to the Department of Health and
3 Social Services for the marijuana use education and treatment program established
4 under AS 44.29.020(a)(17).

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

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

- 8 (1) maternal and child health services;
- 9 (2) preventive medical services;
- 10 (3) public health nursing services;
- 11 (4) nutrition services;
- 12 (5) health education;
- 13 (6) laboratories;
- 14 (7) mental health treatment and diagnosis;
- 15 (8) management of state institutions, except for adult penal institutions;
- 16 (9) medical facilities;
- 17 (10) adult public assistance;
- 18 (11) the Alaska temporary assistance program;
- 19 (12) child welfare services;
- 20 (13) general relief;

21 (14) a comprehensive smoking education, tobacco use prevention, and
22 tobacco control program; to the maximum extent possible, the department shall
23 administer the program required under this paragraph by grant to or contract with one
24 or more organizations in the state; the department's program must include

25 (A) a community-based tobacco use prevention and cessation
26 component addressing the needs of youth and adults that includes use of
27 cessation aids such as a nicotine patch or a nicotine gum tobacco substitute;

28 (B) youth-based efforts that involve youth in the design and
29 implementation of tobacco control efforts;

30 (C) anti-tobacco counter-marketing targeting both youth and
31 adult populations designed to communicate messages to help prevent youth

1 initiation of tobacco use, promote cessation among tobacco users, and educate
2 the public about the lethal effects of exposure to secondhand smoke;

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

5 (E) an enforcement component;

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

7 (16) licensure and regulation of child care facilities;

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

12 **(A) a community-based marijuana misuse prevention**
13 **component;**

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

18 **(C) surveys of youth and adult populations concerning**
19 **knowledge, awareness, attitude, and use of marijuana products;**

20 **(D) monitoring of population health status related to the**
21 **consequences of marijuana use; and**

22 **(E) substance abuse screening, brief intervention, and**
23 **referral to treatment.**