

SENATE BILL NO. 128

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY SENATORS GIESSEL, Micciche, Bishop, Stevens, Kelly

Introduced: 1/16/18

Referred: Health and Social Services, Finance

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 deposit it into the marijuana education and treatment fund. The legislature

1 may appropriate to the marijuana education and treatment fund money from other
 2 sources and any interest earned on money in the fund. Money in the fund does not
 3 lapse. The legislature may appropriate the amount requested by the Department of
 4 Health and Social Services from the marijuana education and treatment fund for the
 5 marijuana use education and treatment program established under
 6 AS 44.29.020(a)(17).

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

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

- 10 (1) maternal and child health services;
- 11 (2) preventive medical services;
- 12 (3) public health nursing services;
- 13 (4) nutrition services;
- 14 (5) health education;
- 15 (6) laboratories;
- 16 (7) mental health treatment and diagnosis;
- 17 (8) management of state institutions, except for adult penal institutions;
- 18 (9) medical facilities;
- 19 (10) adult public assistance;
- 20 (11) **the** Alaska temporary assistance program;
- 21 (12) child welfare services;
- 22 (13) general relief;
- 23 (14) a comprehensive smoking education, tobacco use prevention, and
 24 tobacco control program; to the maximum extent possible, the department shall
 25 administer the program required under this paragraph by grant **to** or contract with one
 26 or more organizations in the state; the department's program must include

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

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

1 (C) anti-tobacco counter-marketing targeting both youth and
 2 adult populations designed to communicate messages to help prevent youth
 3 initiation of tobacco use, promote cessation among tobacco users, and educate
 4 the public about the lethal effects of exposure to secondhand smoke;

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

7 (E) an enforcement component;

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

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

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

14 **(A) a community-based marijuana misuse prevention**
 15 **component;**

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

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

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

24 **(E) substance abuse screening, brief intervention, referral,**
 25 **and treatment.**