

# Fiscal Note

State of Alaska  
2018 Legislative Session

|                     |               |
|---------------------|---------------|
| Bill Version:       | CSHB 387(JUD) |
| Fiscal Note Number: | 1             |
| (H) Publish Date:   | 4/12/2018     |

Identifier: HB387-DHSS-PHAS-3-9-18  
 Title: AG SCHEDULE CONTROLLED SUBSTANCES  
 Sponsor: CLAMAN  
 Requester: House JUD

Department: Department of Health and Social Services  
 Appropriation: Public Health  
 Allocation: Public Health Administrative Services  
 OMB Component Number: 292

**Expenditures/Revenues**

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

|                               | FY2019                  | Included in               | Out-Year Cost Estimates |                |                |                |                |                |
|-------------------------------|-------------------------|---------------------------|-------------------------|----------------|----------------|----------------|----------------|----------------|
|                               | Appropriation Requested | Governor's FY2019 Request | FY 2019                 | FY 2020        | FY 2021        | FY 2022        | FY 2023        | FY 2024        |
| <b>OPERATING EXPENDITURES</b> | <b>FY 2019</b>          | <b>FY 2019</b>            | <b>FY 2019</b>          | <b>FY 2020</b> | <b>FY 2021</b> | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
| Personal Services             |                         |                           |                         |                |                |                |                |                |
| Travel                        |                         |                           |                         |                |                |                |                |                |
| Services                      |                         |                           |                         |                |                |                |                |                |
| Commodities                   |                         |                           |                         |                |                |                |                |                |
| Capital Outlay                |                         |                           |                         |                |                |                |                |                |
| Grants & Benefits             |                         |                           |                         |                |                |                |                |                |
| Miscellaneous                 |                         |                           |                         |                |                |                |                |                |
| <b>Total Operating</b>        | <b>0.0</b>              | <b>0.0</b>                | <b>0.0</b>              | <b>0.0</b>     | <b>0.0</b>     | <b>0.0</b>     | <b>0.0</b>     | <b>0.0</b>     |

**Fund Source (Operating Only)**

|              |            |            |            |            |            |            |            |            |
|--------------|------------|------------|------------|------------|------------|------------|------------|------------|
| None         |            |            |            |            |            |            |            |            |
| <b>Total</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

**Positions**

|           |  |  |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |  |  |

**Change in Revenues**

|              |            |            |            |            |            |            |            |            |
|--------------|------------|------------|------------|------------|------------|------------|------------|------------|
| None         |            |            |            |            |            |            |            |            |
| <b>Total</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

**Estimated SUPPLEMENTAL (FY2018) cost:** 0.0 *(separate supplemental appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**Estimated CAPITAL (FY2019) cost:** 0.0 *(separate capital appropriation required)*  
*(discuss reasons and fund source(s) in analysis section)*

**ASSOCIATED REGULATIONS**

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? no  
 If yes, by what date are the regulations to be adopted, amended or repealed? n/a

**Why this fiscal note differs from previous version/comments:**

|                                  |
|----------------------------------|
| Not applicable; initial version. |
|----------------------------------|

|              |   |        |               |
|--------------|---|--------|---------------|
| Prepared By: | Jay C. Butler, MD, Chief Medical Officer/Director | Phone: | (907)269-6680 |
| Division:    | Public Health                                     | Date:  | 03/06/2018    |
| Approved By: | Shawnda O'Brien, Asst. Commissioner               | Date:  | 03/09/18      |
| Agency:      | Health and Social Services                        |        |               |

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2018 LEGISLATIVE SESSION

## Analysis

**HB 387 "A"** would allow the Attorney General to schedule by emergency regulation for up to 720 days a substance that is an immediate hazard to the public health and safety. The Attorney General would take into consideration the advice of the Department of Health and Social Services' Chief Medical Officer and the Controlled Substances Advisory Committee, the degree of danger of the substance (including the risk to public health), and whether federal law has scheduled the substance.

Juvenile offenders who commit offenses involving controlled substances that are added to the list of controlled substances under the provisions of this legislation will be referred to the Division of Juvenile Justice. The legislation is not expected to significantly increase the number of juveniles referred to the department.

Emergency scheduling of a drug dispensed by an outpatient pharmacy and covered by Medicaid may require updates to the pharmacy point-of-sale system for claims processing or drug utilization. It is anticipated that additional costs to the program could be absorbed within existing appropriations.