



Legislative Council Staff

Nonpartisan Services for Colorado's Legislature

FINAL FISCAL NOTE

Drafting Number: LLS 18-0255 Date: September 17, 2018
Prime Sponsors: Rep. Pettersen Bill Status: Signed into Law
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Bill Topic: OPIOID MISUSE PREVENTION

- Summary of Fiscal Impact: State Revenue, State Expenditure, State Transfer, TABOR Refund, Local Government, Statutory Public Entity

The bill continues the Opioid and Other Substance Use Disorders Interim Study Committee for two years and allocates marijuana tax revenue to various substance use prevention efforts.

Appropriation Summary: For FY 2018-19, the bill requires and includes appropriations of \$2.5 million to multiple state agencies.

Fiscal Note Status: The fiscal note reflects the enacted bill.

Table 1 State Fiscal Impacts Under HB 18-1003

Table with 3 columns: Category, FY 2018-19, FY 2019-20. Rows include Revenue, Expenditures (General Fund, Cash Funds, Centrally Appropriated, Total), Total FTE, Transfers, and TABOR Refund.

Summary of Legislation

This bill implements several policies related to the prevention of opioid and substance misuse, including:

- establishing the 10-member Opioid and Other Substance Use Disorders Study Committee as an interim study committee through July 1, 2020, with the committee authorized to meet up to six times and to refer up to six bills per interim;
- clarifying that school-based health centers that apply for grants from the grant program from the Department of Public Health and Environment (CDPHE) can use this funding for education, intervention, and prevention for opioid, alcohol, marijuana, and other substance use disorders, and requiring that \$775,000 from the Marijuana Tax Cash Fund be appropriated in FY 2018-19 for school-based behavioral health services;
- directing the Department of Health Care Policy and Financing (HCPF) to make grants to organizations to operate screening, brief intervention, and referral to treatment (SBIRT) programs that meet certain requirements starting on July 1, 2018, and requiring that a total of \$1,500,000 in grants be awarded;
- requiring the SBIRT contractor to develop an online patient education module for women of childbearing age to learn about the risks of substance-exposed pregnancies and requiring that \$175,000 from the Marijuana Tax Cash Fund be appropriated for this purpose;
- directing the Center for Research into Substance Use Disorder Prevention, Treatment, and Recovery Support Strategies at the University of Colorado Health Sciences Center to develop and implement continuing medical education activities to help prescribers of pain medication to safely and effectively manage patients with chronic pain, and prescribe opioids when appropriate, requiring the center to develop education and training for law enforcement officers and first responders concerning the use of opioid antagonists, and requiring that \$750,000 from the Marijuana Tax Cash Fund be appropriated for these purposes in FY 2018-19; and
- requiring the Governor to direct the Colorado Consortium for Prescription Drug Abuse Prevention to develop a strategic plan concerning substance use recovery services and issue recommendations to the General Assembly in several areas by January 1, 2020.

State Expenditures

This bill increases state expenditures by \$2.5 million in FY 2018-19 and increases expenditures by \$795,304 in FY 2019-20. Staffing is increased by 0.4 FTE in both years. These costs are paid primarily from the Marijuana Tax Cash Fund, but with Legislative Department costs paid from the General Fund. These costs are summarized in Table 2 and discussed below.

**Table 2
Expenditures Under HB 18-1003**

	FY 2018-19	FY 2019-20
Dept. of Health Care Policy and Financing		
Training Module	\$175,000	-
SBIRT Grants	\$750,000	\$750,000
HCPF Subtotal	\$925,000	\$750,000
Legislative Department		
Personal Services	\$26,139	\$26,139
Member Per Diem and Reimbursement	\$13,110	\$13,110
Centrally Appropriated Costs*	\$6,055	\$6,055
FTE – Personal Services	0.4 FTE	0.4 FTE
Legislative Subtotal	\$45,304	\$45,304
Other Grants		
School-Based Health Clinic Grants (CDPHE)	\$775,000	-
Research Grants (CDHE)	\$750,000	-
Other Grants Subtotal	\$1,525,000	-
Total Cost	\$2,495,304	\$795,304
Total FTE	0.4 FTE	0.4 FTE

* Centrally appropriated costs are not included in the bill's appropriation.

Department of Health Care Policy and Financing. HCPF will have costs in two areas related to SBIRT. First, it will be required to contract for the development of a training module on substance-exposed pregnancies. The bill requires an appropriation of \$175,000 for this purpose. This is a one-time expense. Second, the bill requires that HCPF provide \$1.5 million in SBIRT grants on or after July 1, 2018. Currently, the department receives an annual appropriation of \$750,000 for SBIRT grants. Therefore, to meet the requirement of the bill, HCPF requires an additional \$750,000 in funding in FY 2018-19, paid from the Marijuana Tax Cash Fund. The fiscal note assumes this funding will continue in future years.

Legislative Department. By extending the Opioid and Other Substance Use Disorders Study Committee for two years, Legislative Council Staff and the Office of Legislative Legal Services will have increased costs for staffing, and per diem and expense payments to legislators. These costs, which continue for two fiscal years, are shown in Table 2 and are based on the committee meeting six times per legislative interim, with 10 legislators receiving \$218.50 in per diem and expense reimbursement per meeting. It is assumed that the committee will start meeting on July 1, 2018. Legislative Council Staff will also have increased workload to prepare the final reports of the committee and to prepare fiscal notes for any bills requested.

Other grants. For FY 2018-19 only, the bill requires that \$775,000 be appropriated to the CDPHE for grants to school-based health clinics and that \$750,000 be appropriated for a research institution at the University of Colorado to develop and provide continuing medical education activities and law enforcement training. It is assumed that the research center will continue to provide education and training within existing appropriations and revenue streams in future years once the initial \$750,000 has been spent.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are estimated to be \$6,055 in both FY 2018-19 and FY 2019-20.

Local Government

The bill clarifies the scope of behavioral health treatment in school-based health clinics and provides grant funding through the CDPHE. To the extent school-based health clinics operated by school districts or other local entities choose to seek grant funding and provide additional services, local revenue and costs will increase.

Effective Date

The bill was signed into law by the Governor and took effect on May 21, 2018.

State Appropriations

For FY 2018-19, the bill requires the following appropriations from the Marijuana Tax Cash Fund:

- \$775,000 to the CDPHE for school-based health clinic grants;
- \$750,000 to the University of Colorado System in the Department of Higher Education;
- \$750,000 to HCPF for SBIRT grants; and
- \$175,000 to HCPF for contractor services.

For FY 2018-19, the bill requires General Fund appropriations of \$39,249 to the Legislative Department as follows:

- \$18,414 and 0.3 FTE to Legislative Council Staff;
- \$7,725 and 0.1 FTE to the Office of Legislative Legal Services; and
- \$13,110 to the General Assembly for member reimbursement and per diem.

State and Local Government Contacts

Education	Health Care Policy and Financing
Higher Education	Human Services
Information Technology	Legislature
Public Health and Environment	Regulatory Agencies
School Districts	