HOUSE DOCKET, NO. 3097 FILED ON: 1/16/2015

HOUSE . . . . . No. 2576

The Commonwealth of Massachusetts

PRESENTED BY:

Kay Khan

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act establishing the substance abuse health protection fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kay Khan	*11th Middlesex*
Elizabeth A. Malia	*11th Suffolk*
Marjorie C. Decker	*25th Middlesex*
Marcos A. Devers	*16th Essex*
Robert L. Hedlund	*Plymouth and Norfolk*
Patricia D. Jehlen	*Second Middlesex*
David M. Rogers	*24th Middlesex*
Benjamin Swan	*11th Hampden*

HOUSE DOCKET, NO. 3097 FILED ON: 1/16/2015

HOUSE . . . . . No. 2576

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 2576) of Kay Khan and others relative to establishing a substance abuse health protection fund with collections from the sale of certain alcoholic beverages. Revenue.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *2632* OF 2013-2014.]

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act establishing the substance abuse health protection fund.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Subsection (g) of Section 6 of Chapter 64H of the General Laws, as appearing in the 2012 Official Edition, is hereby amended by striking out, in line 72, the following words:- “and one hundred and thirty-eight”.

SECTION 2. Chapter 10 of the General Laws, as so appearing, is hereby amended by inserting after section 35XX the new following section:-

Section 35YY. There shall be established and set up on the books of the commonwealth a separate fund to be known as the substance abuse health protection fund. There shall be credited to said fund all amounts collected under Sections 2 and 6(h) of Chapter 64H from the sale of alcoholic beverages that are not considered to be sales of meals, together with any penalties,

10 forfeitures, interest, costs of suits and fines collected in connection therewith, less all amounts
11 refunded or abated in connection therewith, all as determined by the commissioner of revenue
12 according to his best information and belief; any appropriation, grant, gift, or other contribution
13 explicitly made to aid fund; and any income derived from the investment of amounts credited to
14 said fund; 100 per cent of the amounts credited to such fund shall be expended without further
15 appropriation, by the department of public health to provide funding, or supplement existing
16 levels of funding, for the following purposes:-

17 For a comprehensive substance abuse treatment program, to be administered by the
18 department of public health, for the treatment of individuals who are dependent on or addicted to
19 alcohol or controlled substances, and who lack public or private health insurance that would
20 provide coverage for such treatment.

21 Subject to the approval of the department of public health, for comprehensive school
22 health education programs to be administered by the department of education; provided that such
23 programs shall incorporate information relating to the hazards of alcohol and controlled
24 substance use; and

25 Subject to the approval of the department of public health, for substance abuse treatment
26 programs administered by the office of community corrections, the department of corrections,
27 the department of children and families, the department of youth services, and the office of the
28 commissioner of probation;

29 For community and workplace-based and community substance abuse prevention and
30 drinking cessation programs, for substance abuse-related public service advertising and for drug
31 and alcohol education program, to be administered by the department of public health.

32 The commissioner of public health shall annually file a report with the house and senate
33 committees on ways and means and the joint committee on public health detailing the activity of
34 the fund.