HOUSE DOCKET, NO. 1703 FILED ON: 1/20/2011

HOUSE . . . . . No. 1696

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 passage of the accompanying:

An Act establishing the substance abuse health protection fund.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Kay Khan	*11th Middlesex*
Cory Atkins	*14th Middlesex*
Ruth B. Balser	*12th Middlesex*
Timothy J. Toomey, Jr.	*26th Middlesex*
Elizabeth A. Malia	*11th Suffolk*
Carl M. Sciortino, Jr.	*34th Middlesex*
Denise Provost	*27th Middlesex*

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HOUSE . . . . . No. 1696

By Ms. Khan of Newton, a petition (accompanied by bill, House, No. 1696) 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. *3954* OF 2009-2010.]

The Commonwealth of Massachusetts

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 2006 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 35BB the new following section:-

Section 35CC. 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, forfeitures, interest, costs of suits and fines collected in connection therewith, less all amounts refunded or abated in connection therewith, all as determined by the commissioner of revenue according to his best information and belief; any appropriation, grant, gift, or other contribution explicitly made to aid fund; and any income derived from the investment of amounts credited to said fund; 50 per cent of the amounts credited to such fund shall be expended without further appropriation, by the department of public health to provide funding, or supplement existing 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 social services, 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.

35 The remaining 50 per cent of such amounts shall be expended without further
36 appropriation by the department of education for the purposes of chapter 70.