

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 153** HLS 18RS 694
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: March 25, 2018 9:42 AM	Author: MACK
Dept./Agy.: Corrections	Analyst: Monique Appeaning
Subject: Schedules I&II Uniform Controlled Dangerous Substances	

CONTROLLED SUBSTANCES EG INCREASE GF EX See Note Page 1 of 1
 Adds certain substances to Schedule I and Schedule II of the Uniform Controlled Dangerous Substances Law

Proposed law adds cyclopropylfentanyl as an opiate and deschloroketamine as a hallucinogenic substance to Schedule I of the Uniform Controlled Dangerous Substances Law. Proposed law adds naldemedine as an exclusion under opium and opiates in Schedule II of the Uniform Controlled Dangerous Substances Law.

NOTE: Cyclopropylfentanyl is described as an opioid analgesic that is an analogue of fentanyl and has been sold as a designer drug. Deschloroketamine is described as a dissociative anesthetic that has been sold as a designer drug. Naldemedine is described as a opioid receptor antagonist approved for the treatment of opioid-induced constipation in adult patients with chronic non-cancer pain.

EXPENDITURES	<u>2018-19</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

REVENUES	<u>2018-19</u>	<u>2019-20</u>	<u>2020-21</u>	<u>2021-22</u>	<u>2022-23</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will likely result in an indeterminable increase in SGF expenditures in the Department of Public Safety and Corrections – Corrections Services if a person is convicted of unlawful production, manufacture, distribution, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance or controlled substance analogue classified in Schedule I. The exact fiscal impact of the passage of this legislation is indeterminable, since it adds certain substances to the list of Controlled Dangerous Substances and it is not known how many people will be convicted as a result of this change to Schedule I.

SGF expenditures will increase by \$54.21 per offender per day if an offender is housed in a state facility or \$24.39 for a state offender housed in a local facility. An offender sentenced to the custody of the Department of Public Safety and Corrections - Correction Services for one year would increase SGF expenditures by \$19,786.65 (\$54.21 per day x 365 days) if housed in a state facility and \$8,902.35 (\$24.39 per day x 365 days) if housed in a local facility. Approximately 50% of state offenders are housed in state facilities and approximately 50% of state offenders are housed in local facilities.

REVENUE EXPLANATION

Proposed law may result in an indeterminable increase in local revenues as a result of potential fines for unlawful production, manufacture, distribution, or dispensing or possessing with the intent to produce, manufacture, distribute, or dispense a controlled dangerous substance or controlled substance analogue classified in Schedule 1. The maximum fine is \$50,000. The potential revenue will accrue to the local governing authority.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

Evan Brasseaux
Staff Director