



Legislative Council Staff
Nonpartisan Services for Colorado's Legislature

Final Fiscal Note

Drafting Number: LLS 22-0640 **Date:** September 13, 2022
Prime Sponsors: Sen. Rodriguez **Bill Status:** Signed into Law
Rep. Roberts; Will **Fiscal Analyst:** Annie Scott | 303-866-5851
Annie.Scott@state.co.us

Bill Topic: **PROGRAM ALLOWING REDISPENSING OF UNUSED DRUGS**

Summary of Fiscal Impact:

<input type="checkbox"/> State Revenue	<input type="checkbox"/> TABOR Refund
<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> Local Government
<input type="checkbox"/> State Transfer	<input type="checkbox"/> Statutory Public Entity

This bill creates a task force in the Department of Public Health and Environment to determine how to implement a safe, efficient, and effective drug repository program. The bill increases state expenditures in FY 2022-23 only.

Appropriation Summary: For FY 2022-23, the bill requires and includes an appropriation of \$47,423 to the Department of Public Health and Environment.

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

Table 1
State Fiscal Impacts Under SB 22-098

		Budget Year FY 2022-23	Out Year FY 2023-24
Revenue		-	-
Expenditures	General Fund	\$47,423	-
	Centrally Appropriated	\$3,455	-
	Total Expenditures	\$50,878	-
	Total FTE	0.1 FTE	-
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$7,113	-

Summary of Legislation

The bill creates the Drug Repository Task Force in the Department of Public Health and Environment (CDPHE) to examine existing drug repository program models, and determine how to implement an efficient and effective drug repository program.

The task force consists of up to 15 voting members, as outlined under the bill, including six members appointed by the Executive Director of the CDPHE, six members appointed by the Executive Director of the Department of Regulatory Agencies (DORA), and one member appointed by the Executive Director of the Department of Health Care Policy and Financing (HCPF). Members must be appointed no later than August 1, 2022, and each task force member serves without compensation, or reimbursement for expenses.

The task force is required to convene by September 15, 2022, and will meet as necessary to consider issues including:

- program models;
- patient access prioritization;
- medications to be included in the program, and requirements for donating, receiving, packaging, and redispensing medications;
- fees and costs;
- legal or regulatory barriers and solutions; and
- any interaction with existing drug take-back and repository programs.

The task force is required to report findings and recommendations to the Governor and the legislature by December 15, 2022. The task force repeals July 1, 2023.

State Expenditures

The bill increases state expenditures in the CDPHE by \$50,787 in FY 2022-23 from the General Fund. Expenditures are shown in Table 2 and detailed below.

Table 2
Expenditures Under SB 22-098

	FY 2022-23	FY 2023-24
Department of Public Health and Environment		
Personal Services	\$5,923	-
Task Force Facilitator Contract	\$9,000	-
Clinical Facilities Survey	\$25,000	-
Professional Report Writer	\$7,500	-
Centrally Appropriated Costs ¹	\$3,455	-
Total Cost	\$50,878	-
Total FTE	0.1 FTE	-

¹ Centrally appropriated costs are not included in the bill's appropriation.

Department of Public Health and Environment. The CDPHE requires staff and contractual assistance to support the task force in FY 2022-23 only.

- **Staff.** In FY 2022-23, the CDPHE requires 0.1 FTE to develop, execute, and monitor the contracts for the facilitator, survey services, and report writer; provide assistance to the task force; ensure recommendations align with the CDPHE’s legal and privacy protections, and oversee the development and submission of the report.
- **Task force facilitator.** In FY 2022-23, the CDPHE will hire a professional meeting facilitator to facilitate work of the task force. This fiscal note assumes that the task force will hold at least six virtual meetings to create a scope of work, review survey data, and make recommendations. For each two-hour meeting, it is assumed that the facilitator will require four hours of preparation and four hours to debrief, report out, and follow up as needed, at an estimated cost of \$9,000.
- **Clinical facilities survey.** In FY 2022-23, the CDPHE will contract with an outside entity to develop and implement a survey for clinical settings and prescribers to gather information about program participation and implementation. These costs are estimated at \$25,000.
- **Reporting.** In FY 2022-23 only, the CDPHE will hire a professional report writer to prepare the findings and recommendations of the task force. It is assumed that 50 hours of work will be required, estimated at a cost of \$7,500.

Other Budget Impacts

General Fund reserve. Under current law, an amount equal to 15 percent of General Fund appropriations must be set aside in the General Fund statutory reserve beginning in FY 2022-23. Based on this fiscal note, the bill is expected to increase the amount of General Fund held in reserve by \$7,113 in FY 2022-23, which will decrease the amount of General Fund available for other purposes.

Effective Date

This bill was signed into law by the Governor and took effect on June 8, 2022.

State Appropriations

For FY 2022-23, the bill requires and includes an appropriation of \$47,423 from the General Fund to the Department of Public Health and Environment, and 0.1 FTE.

State and Local Government Contacts

Corrections
Law

Information Technology
Public Health and Environment

Judicial
Regulatory Agencies