

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

The Committee on **Ways and Means** recommends **SB 264** be amended on page 2, in line 12, by striking "to the credit of" and inserting ". The state treasurer shall credit 75% of each such deposit to"; also in line 12, after "fund" by inserting "and 25% of each such deposit to the municipalities fight addiction fund"; in line 15, after the period by inserting "Except as provided in subsection (c),"; in line 23, by striking "All"; by striking all in lines 24 through 27; following line 27, by inserting:

"(c) On July 1 of each year, or as soon thereafter as moneys are available, the director of accounts and reports shall transfer \$200,000 from the Kansas fights addiction fund to the prescription monitoring program fund established by section 8, and amendments thereto. For any fiscal year, if there are insufficient unencumbered moneys in the Kansas fights addiction fund to make such transfer, no transfer shall be made under this subsection for such fiscal year.

(d) (1) There is hereby established in the state treasury the municipalities fight addiction fund, and such fund shall be administered by the attorney general to disburse funds to municipalities. Moneys in the municipalities fight addiction fund shall be expended subject to an agreement between the attorney general, the Kansas association of counties and the league of Kansas municipalities for projects and activities that prevent, reduce, treat or mitigate the effects of substance abuse and addiction or to reimburse the municipality for previous expenses related to substance abuse mitigation or arising from covered conduct. Moneys may also be used to reimburse municipalities for the payment of litigation costs, expenses or attorney fees related to opioid litigation, except that a municipality shall first seek payment from applicable outside settlement sources or settlement fee funds prior to seeking payment from the municipalities fight

addiction fund.

(2) An agreement between the attorney general, the Kansas association of counties and the league of Kansas municipalities shall determine the method for disbursing moneys from the fund, and such moneys shall be disbursed to municipalities that have not filed opioid litigation and municipalities that have filed opioid litigation and have entered into an agreement with the attorney general prior to January 1, 2022, that releases the municipality's legal claims arising from covered conduct to the attorney general and assigns any future legal claims arising from covered conduct to the attorney general.

(e) All expenditures from the Kansas fights addiction fund and the municipalities fight addiction fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports pursuant to vouchers approved by the attorney general or the attorney general's designee.";

Also on page 2, in line 35, by striking "Two members" and inserting "One member"; also in line 35, by striking all after "general"; in line 36, by striking all before "be" and inserting "to"; also in line 36, by striking all after "board"; in line 37, by striking all before the semicolon;

On page 3, in line 5, by striking "and"; in line 7, by striking all after the first "Kansas"; in line 8, by striking all before the period and inserting "; and

(11) one member appointed by the behavioral sciences regulatory board";

On page 4, following line 16, by inserting:

"(3) The attorney general may take any action necessary to ensure the greatest possible recovery from opioid litigation and to seek funds for the Kansas fights addiction fund and the municipalities fight addiction fund.";

Also on page 4, in line 27, by striking all before the period and inserting "deposited in the Kansas fights addiction fund"; in line 29, by striking "maintain" and inserting "become a party

to"; in line 31, after "filed" by inserting "or became a party to"; in line 35, after "any" by inserting "municipality that filed or became a party to opioid"; also in line 35, by striking "filed";

On page 5, following line 7, by inserting:

"Sec. 8. (a) There is hereby established in the state treasury the prescription monitoring program fund. Such fund shall be administered by the president of the state board of pharmacy or the president's designee. All expenditures from the prescription monitoring program fund shall be for the purpose of operating the prescription monitoring program that is established in accordance with the prescription monitoring program act. All expenditures from the prescription monitoring program fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the state board of pharmacy or the president's designee.

(b) This section shall be a part of and supplemental to the prescription monitoring program act.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the attorney general" and inserting "substance abuse; relating to the mitigation thereof"; in line 2, after the semicolon by inserting "prescribing powers, duties and functions of the attorney general related thereto"; in line 3, after the semicolon by inserting "transferring a portion of such moneys annually for the operation of the prescription monitoring program"; in line 5, after "fund" by inserting ", municipalities fight addiction fund and prescription monitoring program fund"; and the bill be passed as amended.

Chairperson