

**SENATE APPROPRIATIONS COMMITTEE  
FISCAL NOTE**

**BILL NO.** Senate Bill 446

**PRINTER NO.** 913

**AMOUNT**

**FUND**

Minimal Fiscal Impact

General Fund

**DATE INTRODUCED**

**PRIME SPONSOR**

March 2, 2017

Senator McGarrigle

**DESCRIPTION AND PURPOSE OF BILL**

Senate Bill 446 amends Title 68 (Real and Personal Property) to provide for the regulation and certification of drug and alcohol recovery houses, and to establish the Drug and Alcohol Recovery House Fund.

The legislation requires the Department of Drug and Alcohol Programs to promulgate regulations for the licensure and certification of drug and alcohol recovery houses to ensure a safe environment for residents including the following policies and procedures:

- Disclosure of recovery house rules, residency requirements and lease agreements to residents upon admission.
- Management of all funds received and expended by the recovery house.
- Safety and protection of residents.
- Requiring resident participation in treatment, self-help groups or other recovery supports.
- Requiring abstinence from alcohol and other illicit drugs.
- Requiring appropriate use of security and medication.
- Maintenance of the property.

Deems the regulations promulgated by the Department temporary regulations that shall not expire for a period of three years following publication. Regulations adopted after this period shall be promulgated under the Regulatory Review Act.

The licensure or certification will last for a period of two years. Existing recovery houses may be deemed licensed or certified following an inspection and the completion of proper documentation to the Department (within 180 days after the promulgation of regulations) that it is in compliance with the regulations. Requires recovery houses to be in compliance with all Federal, State and local ordinances to receive and maintain licensure or certification.

Requires the Department to create and maintain a publicly accessible registry on its Internet website of all licensed or certified drug and alcohol recovery houses.

Requires the Department to establish a fee to be paid by the drug and recovery houses to carry out the provisions in this chapter.

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## FISCAL NOTE

A person that has failed to attain or maintain licensure or certification of a drug and alcohol house shall pay a fine of \$1,000 for each violation.

Establishes the Drug and Alcohol Recovery House Fund as a restricted account into which all fines and fees will be deposited to be used for the enforcement.

This act shall take effect in 120 days.

### **FISCAL IMPACT:**

SB 446 will have a minimal fiscal impact to the Commonwealth to implement the provisions of this act; however, the Department of Drug and Alcohol Programs will establish application, inspection and annual certification renewal fees which will eventually cover the costs of this legislation.