

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Walsh, Marian (SEN)

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 bill:

An Act relative to substance addiction treatment.

PETITION OF:

NAME:

DISTRICT/ADDRESS:

Walsh, Marian (SEN)

Suffolk and Norfolk

Thomas M. Menino (Mayor of Boston)

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. S01144 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO SUBSTANCE ADDICTION TREATMENT.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 “SECTION XX:

2 SECTION 1. Chapter 29 of the General Laws, as appearing in the official 2006 version, is hereby amended,
3 by inserting after section 2XXX the following section: -

4

5 Section 2YYY. There shall be established and set up on the books of the commonwealth a separate fund
6 to be known as the Substance Abuse Health Protection Fund. Amounts credited to the fund shall be
7 expended, not subject to appropriation, by the department of public health to provide funding or
8 supplement existing levels of funding for the following purposes:

9 (a) For a comprehensive substance abuse treatment program, to be administered by the department of
10 public health, for the treatment of individuals who are dependent on or addicted to alcohol or
11 controlled substances, or both alcohol and controlled substances and who lack public or private health
12 insurance that would provide coverage for such treatment;

13 (b) To fund such substance abuse treatment programs, subject to approval by the department of public
14 health, administered by the office of community corrections, the office of the district attorney, the
15 department of corrections, the department of social services, the department of youth services or the
16 office of the commissioner of probation;

17 (c) For comprehensive school health education programs, subject to approval by the department of
18 public health, administered by the department of education, provided that such programs shall
19 incorporate information relating to the hazards of alcohol and controlled substances use;

20 (d) For workplace-based and community substance abuse prevention and drinking cessation programs,
21 for substance abuse-related public service advertising and for drug and alcohol education programs,
22 administered by the department of public health; and

23 (e) For outpatient substance abuse treatment services, subject to approval by the department of public
24 health, administered by the office of community corrections, the office of the district attorney, the
25 department of corrections, the department of social services, the department of youth services or the
26 office of the commissioner of probation, for the outreach, counseling, training and follow-up of
27 individuals who have received treatment for or are dependent on or addicted to alcohol or controlled
28 substances.

29 No expenditure from the fund shall cause the fund to become deficient at any point during the fiscal
30 year.

31 SECTION 2. Notwithstanding clause (g) of section 6 of chapter 64H or any other general or special law to
32 the contrary, there shall be a sales tax of 5 per cent on each vendors gross receipts on each sale at retail
33 of alcoholic beverages for off-premises consumption. Notwithstanding any general or special law to the
34 contrary, the proceeds of said tax together with any penalties, forfeitures, interest, costs of suits and

35 fines collected in connection therewith, all as determined by the commissioner of revenue according to
36 his best information and belief shall be credited to the Substance Abuse Health Protection Fund. Any
37 appropriation, grant, gift, or other contribution explicitly made to said fund at any time, and any income
38 derived from the investment of amounts credited to said fund shall also be credited to the Substance
39 Abuse Health Protection Fund.”