

Department of Planning and Budget 2004 Fiscal Impact Statement

1. Bill Number: SB607

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron: Wampler

3. Committee: Passed Both Houses

4. Title: Notice of proposals for methadone clinics required.

5. Summary/Purpose: This bill prohibits the granting of an initial license to a provider of treatment for persons with opiate addiction using the controlled substance methadone or other opioid replacements, if such facility is to be located within one-half mile of a licensed public or private day care center or K-12 school. This bill exempts hospitals licensed by the Department of Health and the Department of Mental Health, Mental Retardation and Substance Abuse Services or those owned or operated by an agency of the Commonwealth from these requirements. The Commissioner is required to notify the local governing body and the community services board serving the jurisdiction in which such facility is to be located within 15 days of receiving notice of a proposal or an application to obtain initial licensure for provision of treatment for persons with opiate addiction using the controlled substance, methadone or other opioid replacements. The local governing body and the community services board shall submit comments on the proposal or application within 30 days of the notice. The local governing body must notify the Commissioner within 30 days of the date of the notice concerning the compliance of the applicant with the location condition and applicable local ordinances. The Commissioner shall not issue a license until the provider is in compliance with these conditions and relevant local ordinances. Existing providers and those applicants that have made an application for licensure and obtained a certificate of occupancy in accordance with the law and regulations in effect on January 1, 2004, are grandfathered. Jurisdictions located in Planning District 8 (i.e., Northern Virginia) are exempted from location restrictions, but notification requirements still apply.

6. No Fiscal Impact.

7. Budget amendment necessary: No.

8. Fiscal implications: There will be minimal impact; it is projected that four to six notifications and subsequent follow-up letters will be needed per year.

9. Specific agency or political subdivisions affected: Department of Mental Health, Mental Retardation and Substance Abuse Services; local jurisdictions.

10. Technical amendment necessary: No.

11. Other comments: This bill is identical to the enrolled HB 745.

Date: 04/01/04 / jlv

Document: G:\04-06\Efis\Mhmr\Sb607er.Doc Janet Vogelgesang

cc: Secretary of Health and Human Resources