Department of Planning and Budget
2015 Fiscal Impact Statement

1. **Bill Number:** HB 1500

House of Origin	☐	Introduced	☐	Substitute	☒	Engrossed
Second House	☐	In Committee	☐	Substitute	☐	Enrolled

2. **Patron:** Carr

3. **Committee:** Courts of Justice

4. **Title:** Safe reporting of overdoses.

5. **Summary:** Establishes an affirmative defense to prosecution of an individual for (i) simple possession of a controlled substance, marijuana, or controlled paraphernalia; (ii) intoxication in public; or (iii) the unlawful purchase, possession, or consumption of alcohol if such individual sought or obtained emergency medical attention for himself or for another individual because of a drug- or alcohol-related overdose and if the evidence for the charge was obtained as a result of the individual seeking or obtaining emergency medical attention. The bill provides that the affirmative defense may only be invoked by an individual who (a) remains at the scene of the overdose or at any location to which he is transported for emergency medical attention until a law-enforcement officer responds to the report of an overdose, (b) identifies himself to the responding law-enforcement officer, and (c) cooperates, upon request, with any criminal investigation reasonably related to the drug or alcohol that resulted in the overdose. No individual may assert this affirmative defense if the emergency medical attention sought or obtained was during the execution of an arrest warrant or search warrant or during the conduct of a lawful search.

6. **Budget Amendment Necessary**: No.

7. **No Fiscal Impact.**

8. **Fiscal Implications:** This bill as engrossed would not have a fiscal impact on the Commonwealth. This bill would not impact operations at the Department of Health or the Department of Corrections.

9. **Specific Agency or Political Subdivisions Affected:** None.

10. **Technical Amendment Necessary:** No.

11. **Other Comments:** None.