



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

SENATE BILL NO. 1152

PRINTERS NO. 2005

PRIME SPONSOR: Mastriano

COST / (SAVINGS)

FUND	FY 2022/23	FY 2023/24
General Fund	See Fiscal Impact	See Fiscal Impact

SUMMARY: Senate Bill 1152, Printer's Number 2005, establishes the Overdose Information Network and confers additional duties on the Pennsylvania State Police.

ANALYSIS: This bill establishes the Overdose Mapping Act (Act), which requires the Pennsylvania State Police (PSP) to launch an overdose information network to electronically track known or suspected overdoses in this Commonwealth and do the following:

- Administer the network in consultation with the Department of Health (DOH). All technical onboarding, assistance and maintenance of the network shall be provided by the PSP.
- Ensure that the network shall be accessible to authorized users.
- In consultation with the DOH, adopt, amend and rescind rules, regulations, guidelines and protocols for the function and administration of the network, and spike thresholds developed by DOH using relevant public health data.
- Ensure that the network is capable of sending automatic and immediate overdose spike-alerts to preapproved State, county and local governmental, public health and public safety leaders.
- Share examples of spike-response framework with state, county and local leaders and provide access to overdose data and useful reports based on the data.
- Connect the data in the network with the Overdose Mapping Application Program created by the Washington-Baltimore High Intensity Drug Trafficking Areas.
- Enter into participation agreements, data sharing agreement and other memoranda of understanding to fully implement the network.

Law enforcement officers who encounter a known or suspected overdose shall access the network to report and document the incident within 72 hours the following information:

- The date and time of the overdose.
- The location of the overdose.
- The known or suspected controlled substances administered to or inhaled, ingested, imbibed or injected by the overdose victim.
- Whether an overdose reversal drug was administered and, if so, they type of overdose reversal drug administered, the number of doses and the method of delivery.
- Whether the confirmed or suspected overdose was fatal or nonfatal.

An authorized user's report of information about an overdose does not preempt or replace any other reporting requirement applicable to the authorized user. Authorized users who report information under this act in good faith are immune from civil liability or damages for making the report, unless their acts or omissions constitute willful and wanton conduct.

PSP is required to issue a progress report to the General Assembly regarding the usage of the system and its implementation within 6 months, 12 months, and 30 months after the effective date. The report shall identify, at a minimum, the following:

- The costs incurred by PSP in implementing, administering and maintaining the network.
- A full statistical analysis of the reports of overdoses made to the network.
- Any instances of willful and gross noncompliance with the provisions of the Act.
- Any legislative recommendations to fulfill the purposes of the Act and to combat drug trafficking, drug abuse, overdoses and overdose deaths.

The bill also requires the PSP to pursue any available federal funding to implement, administer and maintain the overdose information network. The agency may receive gifts, grants and endowments from public or private sources for the use and benefit of the purposes outlined under the act and expend such resources as applicable.

This legislation would take effect in 60 days upon enactment.

FISCAL IMPACT: According to the PSP, the duties to administer and manage the network could require up to three new staff positions. However, the bill requires the PSP to consult with the Department of Health and pursue available federal funding to cover operational costs, while the agency will be eligible to receive and expend public or private funds in the form of gifts, grants and endowments for the network. It should also be noted the agency received a total of \$1.1 Billion (from the General and Motor License Funds) to cover its General Government Operations as part of the FY 2022-23 Budget.

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House Appropriations Committee (R)

DATE: October 26, 2022

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.