

SESSION OF 2016

**SUPPLEMENTAL NOTE ON HOUSE SUBSTITUTE FOR
SUBSTITUTE FOR SENATE BILL NO. 216**

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

House Sub. for Sub. for SB 216 would add several additional drugs or drug classes to the schedules of controlled substances and make other technical changes to the statute. Specifically, the bill would add an opiate drug, a hallucinogenic compound, and a type of carboximade compound to schedule I; remove the word “synthetic” to clarify the dronabinol listing in schedule III; and add eluxadoline to schedule IV. The bill also would clarify the spelling of psilocyn throughout the statutes.

The bill would be in effect upon publication in the *Kansas Register*.

Background

SB 216 was introduced by the Senate Committee on Federal and State Affairs. As introduced, the bill would have enacted the Investigation and Review of Deaths Involving Law Enforcement Officers Act.

The 2015 Senate Committee on Corrections and Juvenile Justice recommended a substitute bill replacing the original language of SB 216 with language modified from SB 194, enacting the Kansas Public School Security Act.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

The 2016 House Committee on Corrections and Juvenile Justice recommended a House substitute bill replacing the contents of the substitute bill with the language of HB 2540, as amended by House Committee, updating the Uniform Controlled Substances Act.

HB 2540 Background

HB 2540 was introduced by the House Committee on Corrections and Juvenile Justice at the request of Representative Gonzalez. At the House Committee hearing, representatives of the Kansas Bureau of Investigation and the Kansas Board of Pharmacy provided proponent testimony. Representatives of the Kansas County and District Attorneys Association and the Kansas Association of Chiefs of Police, Kansas Sheriffs' Association, and Kansas Peace Officers Association provided written proponent testimony. No neutral or opponent testimony was provided.

The House Committee amended the bill to make it effective upon publication in the *Kansas Register*.

According to the fiscal note prepared by the Division of the Budget, the Board of Pharmacy indicates HB 2540, as introduced, would have no effect on its operation, but could have an effect on other state agencies and local units of government because making more drugs illegal has the potential to result in more arrests. The Kansas Sentencing Commission indicates any increase in prison beds, prison admissions, and journal entries cannot be determined at this time. Any fiscal effect associated with the bill is not reflected in *The FY 2017 Governor's Budget Report*.