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**ESB 5476** - H AMD TO APP COMM AMD (H-1622.1/21) **755**

By Representative Maycumber

**OUT OF ORDER 04/24/2021**

On page 53, line 8 of the striking amendment, after "2023" insert ", unless notice as described in Section 31 of this act has not been provided by that date, in which case these sections do not expire until such notice is provided"

On page 53, line 9 of the striking amendment, after "**Sec. 31.**" strike all material through "2023" on line 10 and insert "(1) Except as provided in subsection (3) of this section, sections 13 through 17, 20, and 25 of this act take effect upon the director of the health care authority providing notice to the chief clerk of the house of representatives, the secretary of the senate, the office of the code reviser, and others as deemed appropriate by the director that the director has received confirmation of the criteria outlined in subsection (2) of this section.

(2) The director of the health care authority shall provide written notice as described in subsection (1) of this section once the director has received confirmation from all behavioral health services organizations that an adequate supply of behavioral health providers and a sufficient behavioral health treatment services capacity exists within their respective regions to meet the requirements of this act.

(3) If notice as described in subsection (1) occurs prior to July 1, 2023, sections 13 through 17, 20, and 25 of this act take effect on July 1, 2023"

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|  | EFFECT:   Makes the expiration of misdemeanor penalties for possession of a controlled substance, possession of a counterfeit substance, and possession of a legend drug, and the effective date of provisions reclassifying those offenses as class 2 civil infractions, contingent upon notice from the Health Care Authority that there is an adequate supply of behavioral health providers and that sufficient behavioral health treatment services capacity exists to meet the requirements of the act. |

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