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**AB-2365 Fentanyl program grants.** (2021-2022)

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**Assembly Bill No. 2365**

**CHAPTER 783**

An act to add and repeal Chapter 1 (commencing with Section 3200) of Division 3 of the Welfare and Institutions Code, relating to narcotics programs.

[ Approved by Governor September 29, 2022. Filed with Secretary of State September 29, 2022. ]

**LEGISLATIVE COUNSEL'S DIGEST**

AB 2365, Patterson. Fentanyl program grants.

Existing law establishes the California Health and Human Services Agency, under the direction of the Secretary of California Health and Human Services, which includes, among other departments, the State Department of Public Health and the State Department of Health Care Services. Existing law provides for various programs to reduce the use of, and harm caused by, controlled substances, including opioids.

This bill, contingent upon an appropriation in the annual Budget Act, would require the agency to establish a grant program to reduce fentanyl overdoses and use throughout the state by giving out 6 one-time grants to increase local efforts in education, testing, recovery, and support services, as specified. The bill would require the participating entities to provide the agency with specified information on the results of the program and would require the agency to report those results to the Legislature and Governor's office on or before January 1, 2026.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

**THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:**

**SECTION 1.** Chapter 1 (commencing with Section 3200) is added to Division 3 of the Welfare and Institutions Code, to read:

**CHAPTER 1. Fentanyl Program Grants**

**3200.** (a) The California Health and Human Services Agency shall establish a grant program to reduce fentanyl overdoses and use throughout the state. Six one-time grants shall be made; two in northern California, two in the central valley, and two in southern California.

(b) Grant moneys may be used for any of the following purposes:

- (1) Education programs in local schools.
- (2) Increasing testing abilities for fentanyl.

(3) Overdose prevention and recovery programs, including making naloxone or other overdose recovery drugs more available in the community.

(4) Increasing social services and substance use recovery services to those addicted to fentanyl or other opioids.

(c) A local jurisdiction or agency, or a group comprised of local jurisdictions and agencies working in concert, shall submit an application and plan to the state agency in a form required by the state agency. The state agency shall award grants based on need, evidence-based likelihood of success, and the number of people proposed to be served.

**3201.** (a) As a condition of receiving a grant pursuant to this chapter, the applying entity shall agree to provide the state agency with information on the program, including, but not limited to, all of the following:

(1) How the grant moneys were used.

(2) The number of people served.

(3) All of the following for both the year prior to the grant and the year the grant was used:

(A) The number of hospitalizations due to fentanyl.

(B) The number of overdoses from fentanyl.

(C) The number of overdose deaths from fentanyl.

(4) Any other information the state agency requires.

(b) (1) On or before January 1, 2026, the state agency shall submit a report on the efficacy of the programs for which grants were provided to the Legislature and the Governor's office, including, but not limited to, all of the information provided by the programs pursuant to subdivision (a).

(2) A report to be submitted pursuant to this subdivision shall be submitted in compliance with Section 9795 of the Government Code.

**3202.** This chapter shall be implemented only to the extent that funds are appropriated for this purpose in the annual Budget Act.

**3203.** This chapter shall remain in effect only until January 1, 2027, and as of that date is repealed.