

HOUSE BILL NO. HB0168

Methamphetamine study.

Sponsored by: Representative(s) Lubnau, Brown and Olsen  
and Senator(s) Decaria

A BILL

for

1 AN ACT relating to methamphetamine; requiring a study to  
2 determine the scope of the methamphetamine problem in  
3 Wyoming; requiring law enforcement agencies and prosecuting  
4 attorneys to provide information to the attorney general as  
5 specified; authorizing the department to contract for an  
6 evaluation of methamphetamine treatment pilot projects for  
7 mothers addicted to methamphetamine; specifying conditions;  
8 requiring reports; providing appropriations; and providing  
9 for an effective date.

10

11 *Be It Enacted by the Legislature of the State of Wyoming:*

12

13 **Section 1.**

14

15 (a) The Wyoming attorney general shall conduct a  
16 study to determine the scope of the methamphetamine problem

1 that exists in Wyoming. The report shall include  
2 information with respect to:

3

4 (i) Incidents involving arrests for the  
5 possession, use, manufacture or sale of methamphetamine;

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7 (ii) Dispositions of any citations or arrests as  
8 a result of an arrest for the possession, use, manufacture  
9 or sale of methamphetamine, including the age, gender and  
10 zip code of the person cited or arrested, any deferred  
11 prosecutions, deferred sentences, plea bargains, dropped  
12 charges, diversions to alternative courts, presentence  
13 reports, convictions, sentences and any treatment for  
14 methamphetamine use that is required as a condition of  
15 probation or incarceration; and

16

17 (iii) To the extent any de-identified  
18 information is available, the results of any treatment for  
19 methamphetamine use. For purposes of this paragraph, "de-  
20 identified information" means as provided in 45 C.F.R. Part  
21 164.514.

22

23 (b) Every law enforcement agency in this state shall  
24 provide to the attorney general data for the period

1 beginning July 1, 2004, and ending June 30, 2007, relating  
2 to each arrest or citation issued by the law enforcement  
3 agency that involved the possession, use, manufacture or  
4 sale of methamphetamine.

5  
6 (c) Every district attorney and county and  
7 prosecuting attorney in the state shall provide to the  
8 attorney general information with respect to the  
9 disposition of each citation or arrest for the period  
10 beginning July 1, 2004, and ending June 30, 2007, involving  
11 the possession, use, manufacture or sale of  
12 methamphetamine, including the age, gender and zip code of  
13 the person cited or arrested, any deferred prosecutions,  
14 deferred sentences, plea bargains, dropped charges,  
15 diversions to alternative courts, presentence reports,  
16 convictions, sentences and any treatment for  
17 methamphetamine use that is required as a condition of  
18 probation or incarceration, and the results thereof if  
19 available.

20  
21 (d) The attorney general shall report the results of  
22 study to the governor, the joint judiciary interim  
23 committee, the joint labor, health and social services  
24 interim committee and the select committee on mental health

1 and substance abuse services no later than October 1, 2007,  
2 including any recommendations along with projected costs to  
3 improve the data collection, retention and reporting  
4 capabilities of law enforcement agencies and district and  
5 prosecuting attorneys with respect to arrests and  
6 prosecutions for methamphetamine possession, use,  
7 manufacture or sale.

8

9 **Section 2.**

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11 (a) The department of health shall use the funds  
12 appropriated under subsection 3(b) of this act to enter  
13 into a contract with the Wyoming survey and analysis center  
14 at the University of Wyoming for an evaluation of two (2)  
15 pilot projects in the cities of Cheyenne and Casper,  
16 Wyoming, that shall be implemented collaboratively by the  
17 department of health, the department of family services and  
18 the department of corrections to provide a treatment  
19 program for mothers addicted to methamphetamine. The  
20 contract between the department of health and the Wyoming  
21 survey and analysis center shall require, at minimum, the  
22 Wyoming survey and analysis center to:

23

1           (i) Assist the department of health in the  
2 development of requests for proposals;

3

4           (ii) Provide on-site technical assistance to  
5 develop evaluation protocols appropriate to the program  
6 components and the program goals for the targeted treatment  
7 population;

8

9           (iii) Assist with the development of reporting  
10 protocols and forms;

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12           (iv) Conduct an evaluation of the pilot programs  
13 specified in this subsection;

14

15           (v) Provide technical assistance and guidance in  
16 data collection, data interpretation and data driven  
17 decision making;

18

19           (vi) Develop and submit annual reports in  
20 accordance with subsection (b) of this section.

21

22           (b) The contract under subsection (a) of this section  
23 shall provide that the Wyoming survey and analysis center

1 shall submit reports to the department of health as  
2 follows:

3

4 (i) An interim report shall be submitted no  
5 later than June 30, 2008. The report shall:

6

7 (A) Describe implementation efforts and  
8 associated outcomes;

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10 (B) Describe successes and challenges;

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12 (C) Describe initial outcomes of clients as  
13 compared to a control population.

14

15 (ii) A final report shall be submitted no later  
16 than June 30, 2009. The report shall provide a description  
17 of outcomes and core achievements.

18

19 (c) The department of health shall, upon receipt of  
20 the reports under subsection (b) of this section, submit  
21 the reports and the department's recommendations to the  
22 joint appropriations interim committee, the joint labor,  
23 health and social services interim committee and the select  
24 committee on mental health and substance abuse, if the

1 select committee continues its study of substance abuse  
2 issues.

3

4 **Section 3.**

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6 (a) There is appropriated fifty thousand dollars  
7 (\$50,000.00) from the general fund to the attorney general  
8 for the period beginning with the effective date of this  
9 act and ending June 30, 2008 for the purposes of section 1  
10 of this act. To the extent funds from this appropriation  
11 are available, the attorney general shall reimburse  
12 agencies for expenses incurred in providing information  
13 required under section 1 of this act. Any agency seeking  
14 reimbursement for actual expenses incurred under section 1  
15 of this act shall submit documentation of the expenses  
16 prior to April 1, 2008 in a format required by the attorney  
17 general. Any funds from the appropriation under this  
18 subsection that are unobligated or unencumbered on June 30,  
19 2008 shall revert to the general fund.

20

21 (b) There is appropriated from the general fund  
22 seventy-five thousand dollars (\$75,000.00), or as much  
23 thereof as necessary, to the department of health, for the  
24 period beginning with the effective date of this section

1 and ending June 30, 2009 for the purposes of section 2 of  
2 this act. Notwithstanding W.S. 9-2-1008, 9-2-1012(e) and  
3 9-4-207(a), the funds appropriated under this subsection  
4 shall not lapse or revert at the end of the biennium ending  
5 June 30, 2008, but shall remain in effect until June 30,  
6 2009.

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8       **Section 4.** This act is effective immediately upon  
9 completion of all acts necessary for a bill to become law  
10 as provided by Article 4, Section 8 of the Wyoming  
11 Constitution.

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13

(END)