

New AOC Drug Court Fund Fact Sheet

The new AOC Drug Court Fund:

- **Was established pursuant to HB35, passed during the 2018 Legislative Session**
 - House of Representatives – Y:67 N:0
 - Senate – Y:38 N:0
 - Signed by Governor – Chapter 48 – March 2, 2018
- **Was passed as a joint effort with the NMAC**
 - Mutually beneficial in eliminating competition over same funding stream
 - Prudential for LDWI programs due to impending sunset of temporary funding increase from 46% of the LETF to 41.5%
- **Became law based on fund use commitments made in committee hearings, meetings with legislators, and an understanding with the governor**
 - LFC recommendations – primarily data collection/reporting and quality assurance measures
 - Sustainability post-TSD funding
 - Impact on Opioid Crisis
- **Establishes a recurring distribution from the liquor excise tax revenue**
 - Previous OSF source was a legislatively-identified transfer from the LDWI percentage of the LETF
 - New OSF source is a direct distribution of 5% of the LETF revenues
- **Creates a non-reverting fund**
 - GF appropriations will not be directed to this fund
 - LETF distributions will be directed to this fund
 - Unspent LETF distribution will remain in the fund into the new FY
- **Is projected to provide an increase in total funding allocated to the AOC for drug courts**
 - Previous OSF = \$1.6 million
 - New OSF projection = \$1.9 million (based on August consensus revenue estimates at 83% to accommodate lag in revenue distribution)
 - One-time Special Appropriation *Request* = \$500,000
- **Must be carefully managed due to the nature of the distribution**
 - Monthly distribution actuals may vary from projections
 - Unspent funds are unpredictable and vary from year to year
 - Current LETF projections indicate a reduction in revenue beginning in FY22
- **Will immediately result in statewide program support and targeted service enhancement, but will not immediately result in a broad windfall of funding for individual programs**
 - Solution to the Access database issue
 - Certification and Peer Review
 - Special projects related to Opioids
- **Establishes potential stability for future funding requests as programs identify needs and demonstrate justification according to the *Guiding Principles***
 - Non-reverting fund is projected to grow over time
 - Will eventually create a buffer by maintaining a minimum fund balance equal to 50% of the annual operating budget
 - Projected to provide a stable – and expandable – funding source as standardized guidelines are followed