

**Fiscal Estimate - 2023 Session**☒ Original☐ Updated☐ Corrected☐ SupplementalLRB Number **23-4332/1**Introduction Number **SB-0445****Description**

regulating kratom products, granting rule-making authority, and providing a penalty

**Fiscal Effect****State:**☐ No State Fiscal Effect☒ Indeterminate☐ Increase Existing  
Appropriations☐ Decrease Existing  
Appropriations☐ Create New Appropriations☐ Increase Existing  
Revenues☐ Decrease Existing  
Revenues☐ Increase Costs - May be possible to  
absorb within agency's budget☐ Yes☐ No☐ Decrease Costs**Local:**☐ No Local Government Costs☐ Indeterminate1. ☐ Increase Costs☐ Permissive ☐ Mandatory2. ☐ Decrease Costs☐ Permissive ☐ Mandatory3. ☐ Increase Revenue☐ Permissive ☐ Mandatory4. ☐ Decrease Revenue☐ Permissive ☐ Mandatory**5. Types of Local Government****Units Affected**☐ Towns☐ Village☐ Cities☐ Counties☐ Others0☐ School  
Districts☐ WTCS  
Districts**Fund Sources Affected**☐ GPR ☐ FED ☐ PRO ☐ PRS ☐ SEG ☐ SEGS**Affected Ch. 20 Appropriations****Agency/Prepared By**

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**Date**

9/22/2023

## Fiscal Estimate Narratives

DOC 9/22/2023

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### Assumptions Used in Arriving at Fiscal Estimate

Current law classifies kratom as a Schedule I controlled substance and a person is guilty of a Class H felony for manufacturing, distributing, or delivering kratom and is guilty of a misdemeanor for its possession. This bill removes kratom from the schedule of controlled substances and legalizes the manufacture, distribution, delivery and possession of kratom, subject to certain limitations. The bill prohibits the sale of kratom to any person under the age of 21.

While the bill could lead to fewer manufacture, distribution, delivery, and possession convictions and a decrease in admissions to county jails and state institutions, current data on kratom-related convictions is not available to determine how many fewer individuals would be incarcerated or on community supervision if the bill were to become law. As such, the fiscal impact of the bill is indeterminate.

### Long-Range Fiscal Implications