

HOUSE BILL No. 2042

By Committee on Health and Human Services

1-16

1 AN ACT concerning membership on the governor's behavioral health
2 services planning council; amending K.S.A. 2014 Supp. 39-1605 and
3 repealing the existing section.

4
5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2014 Supp. 39-1605 is hereby amended to read as
7 follows: 39-1605. (a) There is hereby established the governor's behavioral
8 health services planning council. The council shall consist of ~~33~~ 34
9 members.

10 (b) So the composition of the council is in compliance with the
11 requirements of public law 102-321 and supplementary federal acts,
12 ~~persons appointed to membership on~~ the council will be in accordance
13 with the following:

14 (1) Nine members shall be state agency representatives who shall
15 include:

16 (A) The secretary for aging and disability services or the secretary's
17 designee;

18 (B) the secretary for children and families shall appoint one member
19 for each of the following areas: Vocational rehabilitation and children and
20 family services;

21 ~~(C) the commissioner of juvenile justice, or the commissioner's~~
22 ~~designee~~ *deputy secretary of juvenile services of the department of*
23 *corrections or the deputy secretary's designee;*

24 (D) the commissioner of education;

25 (E) the secretary of corrections;

26 (F) the secretary of commerce. If a commissioner or secretary is
27 unable to participate, the commissioner or secretary shall appoint a
28 designee as the official member of the council; and

29 (G) the secretary for aging and disability services shall appoint one
30 member for each of the following areas: Substance use disorder services
31 and medical services.

32 (2) The governor shall appoint the following persons to the council:

33 (A) One member shall be a person licensed to practice medicine and
34 surgery with board certification in psychiatry;

35 (B) two members shall be executive directors of mental health
36 centers;

1 (C) one member shall be a representative of a behavioral health
2 advocacy group;

3 (D) one member shall be a substance use disorder prevention
4 professional;

5 (E) one member shall be an executive director of a substance use
6 disorder treatment center;

7 (F) one member shall be a judge of the district court or a district
8 magistrate judge;

9 (G) 17 members shall be individuals who are not state employees or
10 providers of behavioral health services. Of the 17 members, four members
11 shall be adult consumers with serious and persistent mental illness; two
12 members shall be immediate family members of adult consumers with
13 serious and persistent mental illnesses; four members shall be family
14 members of minor children or youth with severe emotional disturbance;
15 one member shall be a youth at least 16 years of age but not more than 18
16 years of age at the time of appointment with severe emotional disturbance;
17 two members shall be adults in recovery from substance use disorders; one
18 member shall be a family member of an adult with a substance use
19 disorder; one member shall be a mentor to an adult with a substance use
20 disorder; and two members shall be members of the general public.

21 (3) *One member shall be the governor's tribal liaison.*

22 (c) A member of the council prior to the effective date of this act
23 whose term expires after June 30, 2013, shall continue to serve as a
24 member of the council until the expiration of the term of the member.
25 Except as otherwise provided in this subsection and in subsection (d), each
26 member appointed to the council by the governor on and after July 1,
27 2013, shall be appointed for a term of four years. Of the nine new
28 members authorized by this act, four shall be appointed for an initial term
29 of two years and five shall be appointed for an initial term of four years as
30 specified by the governor.

31 (d) Each member of the council shall serve until a successor is
32 appointed and qualified. In the case of a vacancy on the council, a
33 successor of like qualifications shall be appointed or designated to fill the
34 unexpired term in accordance with subsection (b).

35 (e) The governor shall designate the chairperson of the council. The
36 members of the council shall elect a vice-chairperson.

37 (f) Members of the governor's behavioral health services planning
38 council attending meetings of the council, or attending a subcommittee
39 meeting thereof authorized by the council, shall be paid amounts provided
40 in ~~subsection (e) of K.S.A. 75-3223(e)~~, and amendments thereto, from the
41 administration account of the state general fund appropriated for the
42 Kansas department for aging and disability services.

43 (g) Whenever the governor's mental health services planning council,

1 or words of like effect, are referred to in a statute, contract or other
2 document, such reference or designation shall be deemed to apply to the
3 governor's behavioral health services planning council.

4 Sec. 2. K.S.A. 2014 Supp. 39-1605 is hereby repealed.

5 Sec. 3. This act shall take effect and be in force from and after its
6 publication in the statute book.