

CHAPTER 56

(SB 82)

AN ACT establishing the Kentucky Eating Disorder Council and making an appropriation therefor.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 210 IS CREATED TO READ AS FOLLOWS:

- (1) *The Kentucky Eating Disorder Council is hereby established in the Cabinet for Health and Family Services and shall be attached to the cabinet for administrative purposes.*
- (2) *The following members shall be appointed to the council:*
 - (a) *The secretary of the Cabinet for Health and Family Services or his or her designee;*
 - (b) *The commissioner of the Department for Medicaid Services or his or her designee;*
 - (c) *The commissioner of the Department for Behavioral Health, Developmental and Intellectual Disabilities or his or her designee;*
 - (d) *The commissioner of the Department for Public Health or his or her designee;*
 - (e) *The commissioner of the Department of Insurance or his or her designee;*
 - (f) *The commissioner of the Department of Education or his or her designee;*
 - (g) *The president of the Council on Postsecondary Education or his or her designee;*
 - (h) *One (1) representative to be appointed by the Governor from a list of three (3) individuals submitted by the Kentucky Hospital Association;*
 - (i) *One (1) psychologist who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Psychological Association;*
 - (j) *One (1) pediatrician who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Chapter of the American Academy of Pediatrics;*
 - (k) *One (1) psychiatrist who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Psychiatric Medical Association;*
 - (l) *One (1) licensed clinical social worker who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Chapter of the National Association of Social Workers;*
 - (m) *One (1) psychiatric nurse practitioner who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Association of Nurse Practitioners and Nurse-Midwives;*
 - (n) *One (1) registered and licensed dietician who works with individuals who have eating disorders to be nominated by the Governor from a list of three (3) individuals provided by the Kentucky Dietetics Association;*
 - (o) *One (1) eating disorder researcher to be appointed by the Governor from a list of three (3) individuals provided by the Kentucky Psychological Association;*
 - (p) *One (1) public health policy researcher to be appointed by the Governor from a list of three (3) individuals provided by the Kentucky Public Health Association; and*
 - (q) *Three (3) individuals who have an eating disorder or who have experience with individuals who have eating disorders to be appointed by the Governor from a list of five (5) individuals provided by the Louisville Center for Eating Disorders until a statewide consumer and family advocacy organization is established.*
- (3) *The members of the council shall elect a chair and vice chair to serve one (1) year.*

- (4) *The council shall meet at least quarterly or upon the call of the chair.*
- (5) *After the initial appointments, members of the council shall serve terms of two (2) years, beginning the day of appointment. Members of the council shall be eligible to succeed themselves and shall serve until their successors are appointed.*
- (6) *Members of the council shall serve without compensation but shall be reimbursed for reasonable and necessary expenses in accordance with state travel expenses and reimbursement administrative regulations.*
- (7) *The council shall:*
 - (a) *Oversee the development and implementation of eating disorder awareness, education, and prevention programs;*
 - (b) *Identify strategies for improving access to adequate diagnosis and treatment services;*
 - (c) *Assist the cabinet in identifying eating disorder research projects;*
 - (d) *Work with the Cabinet for Health and Family Services and other appropriate entities to routinely examine existing surveillance systems, data collection systems, and administrative databases to determine the best strategies for implementing evidence-based eating disorder measures that provide data for program and policy planning purposes;*
 - (e) *As reasonably as possible, collaborate and coordinate on data research projects with the Cabinet for Health and Family Services and other appropriate entities; and*
 - (f) *Make recommendations regarding legislative and regulatory changes as appropriate.*
- (8) *The council shall apply for grants from the federal government, private foundations, or other sources that may be available for programs related to eating disorders.*
- (9) *The council shall report annually beginning December 1, 2020, on its activities, findings, and recommendations to the Governor and the Legislative Research Commission.*
- (10) *The Kentucky Eating Disorder Council shall cease to exist on December 1, 2030, unless otherwise reestablished by the General Assembly.*

➔SECTION 2. A NEW SECTION OF KRS CHAPTER 210 IS CREATED TO READ AS FOLLOWS:

- (1) *The Kentucky Eating Disorder fund is hereby created as a separate trust and agency fund. The fund shall be administered by the Cabinet for Health and Family Services for the purpose outlined in Section 1 of this Act.*
- (2) *The fund may receive amounts from state or federal appropriations, grants, contributions, or other moneys made available for the purposes of the fund. All grants, contributions, or moneys received shall be deposited in the State Treasury in a trust and agency fund account to the credit of the Kentucky Eating Disorder fund. Moneys in the fund shall be used to support the Kentucky Eating Disorder Council or similar program established under Section 1 of this Act and eating disorder prevention programs in Kentucky.*
- (3) *Notwithstanding KRS 45.229, fund amounts not expended at the close of a fiscal year shall not lapse but shall be carried forward to the next fiscal year.*
- (4) *Any interest earned on moneys in the fund shall become a part of the trust fund and shall not lapse.*
- (5) *Moneys in the fund are appropriated for the purposes set forth in this section and shall not be appropriated or transferred by the General Assembly for any other purposes.*

➔Section 3. The initial terms for members of the Kentucky Eating Disorder Council established in Section 1 of this Act shall be:

- (1) Two years for members who are appointed under Section 1(2)(h), (i), (j), (k), (l), and (m) of this Act; and
- (2) Three years for members who are appointed under Section 1(2)(n), (o), (p), and (q) of this Act.

Signed by Governor March 27, 2020.