

CHAPTER 204**(HB 335)**

AN ACT relating to appointments to boards, commissions, and councils.

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

➔Section 1. KRS 15.315 is amended to read as follows:

The Kentucky Law Enforcement Council is hereby established as an independent administrative body of state government to be made up as follows:

- (1) The Attorney General of Kentucky, the commissioner of the Department of Kentucky State Police, the commissioner of the Department of Criminal Justice Training, the chief of police of the Louisville Metro Police Department, the chief of police of the Lexington-Fayette Urban County Division of Police, the director of the Southern Police Institute of the University of Louisville, the dean of the College of Justice and Safety of Eastern Kentucky University, the president of the Kentucky Peace Officers Association, the president of the Kentucky Association of Chiefs of Police, the Kentucky president of the Fraternal Order of Police, the president of the Kentucky Women's Law Enforcement Network, and the president of the Kentucky Sheriffs' Association shall be ex officio members of the council, as full voting members of the council by reason of their office. The United States attorneys for the Eastern and Western Districts of Kentucky may confer and designate a local law enforcement liaison who shall serve on the council in an advisory capacity only without voting privileges. Each ex officio member may designate in writing a person to represent him or her and to vote on his or her behalf. Designees of the Department of Kentucky State Police, Department of Criminal Justice Training, Louisville Metro Police Department, and the Lexington-Fayette Urban County Division of Police shall be the head of the agency's training division or the agency's deputy chief or deputy commissioner.
- (2) Twelve (12) members shall be appointed by the Governor for terms of four (4) years from the following classifications: a city manager or mayor *from a list of three (3) names submitted by the Kentucky League of Cities*, a county judge/executive *from a list of three (3) names submitted by the Kentucky Association of Counties*, three (3) Kentucky sheriffs, a member of the Kentucky State Bar Association, five (5) chiefs of police, and a citizen of Kentucky not coming within the foregoing classifications. No person shall serve beyond the time he or she holds the office or employment by reason of which he or she was initially eligible for appointment. Vacancies shall be filled in the same manner as the original appointment and the successor shall be appointed for the unexpired term. Any member may be appointed for additional terms.
- (3) No member may serve on the council with the dual membership as the representative of more than one (1) of the aforementioned groups or the holder of more than one (1) of the aforementioned positions. In the event that an existing member of the council assumes a position entitling him to serve on the council in another capacity, the Governor shall appoint an additional member from the group concerned to prevent dual membership.
- (4) Membership on the council does not constitute a public office, and no member shall be disqualified from holding public office by reason of his membership.

➔Section 2. KRS 222.480 is amended to read as follows:

- (1) The Advisory Council for Recovery Ready Communities is hereby created and shall be attached to the Office of Drug Control Policy within the Justice and Public Safety Cabinet for administrative purposes.
- (2) The Advisory Council for Recovery Ready Communities shall consist of the following members:
 - (a) One (1) representative from *a list of three (3) names submitted by the Kentucky League of Cities*, appointed by the Governor;
 - (b) One (1) representative from *a list of three (3) names submitted by the Kentucky Association of Counties*, appointed by the Governor;
 - (c) One (1) representative from *a list of three (3) names submitted by the Kentucky Chamber of Commerce*, appointed by the Governor;
 - (d) One (1) representative from *a list of three (3) names submitted by the Recovery Consortium of Kentucky*, appointed by the Governor;

- (e) One (1) representative from *a list of three (3) names submitted by* the Kentucky School Boards Association, appointed by the Governor;
- (f) One (1) representative that represents the leadership of active law enforcement officers in Kentucky, appointed by the Governor;
- (g) One (1) representative that is a practicing physician with an active license in Kentucky representing the medical profession, appointed by the Governor;
- (h) One (1) representative from the Kentucky Pharmacists Association, appointed by the governor;
- (i) One (1) representative from a family advocate organization who shall have experience in substance use recovery disorders, appointed by the Governor;
- (j) One (1) representative from a faith community organization who shall have experience in substance use recovery disorders, appointed by the Governor
- (k) Two (2) individuals in recovery from a substance use disorder, one (1) of whom has served time in jail or prison due to a substance use disorder, appointed by the Governor;
- (l) The Chief Justice of the Supreme Court, or his or her designee;
- (m) The Attorney General, or his or her designee;
- (n) The commissioner of the Department for Public Health, or his or her designee;
- (o) The commissioner of the Department for Behavioral Health, Developmental and Intellectual Disabilities, or his or her designee;
- (p) The commissioner of the Department of Corrections, or his or her designee;
- (q) The commissioner of the Department of Workforce Investment, or his or her designee;
- (r) The public advocate, or his or her designee;
- (s) The President of the Senate, or his or her designee;
- (t) The Speaker of the House, or his or her designee; and
- (u) One (1) representative from the Kentucky Association of Regional Programs, appointed by the Governor.

The Governor shall designate a chairperson.

- (3) Appointed members of the Advisory Council for Recovery Ready Communities shall serve without compensation, but shall be reimbursed for actual expenses incurred in the performance of duties in accordance with KRS 45.101 and administrative regulations promulgated thereunder.
- (4) The Governor shall appoint advisory council members who reflect, inasmuch as possible, the political, geographic, gender, age, and racial diversity of the population of the Commonwealth.
- (5) The Advisory Council for Recovery Ready Communities shall:
 - (a) Establish a Kentucky Recovery Ready Community Certification Program for cities and counties. The purpose of the certification program is to provide a quality measure of a city's or county's substance use disorder recovery programs and to assure citizens and businesses that a city or county is committed to ensuring the availability of high quality recovery programs in its community that can help lead to a highly skilled community workforce;
 - (b) Establish guidelines, protocols, standards, and an application and approval process for cities and counties related to the Kentucky Recovery Ready Community Certification Program;
 - (c) Ensure that the certification process evaluates a city's or county's availability of high quality substance use treatment programs in their communities for persons in active, post, and recovered addiction status;
 - (d) Request and utilize federal, state, and private funds, including funds from philanthropic sources;
 - (e) Improve procedures for ensuring accountability and measuring success of recovery programs that receive state, federal, and philanthropic funds; and
 - (f) Other duties and responsibilities as designated by the Governor.

- (6) The Justice and Public Safety Cabinet may contract with any public or private agency or any individual for research, the gathering of information, the printing and publication of reports, consulting, or for any other purpose necessary to discharge the duties of the advisory council.
- (7) The Justice and Public Safety Cabinet, in collaboration with the Advisory Council for Recovery Ready Communities created under subsection (1) of this section, may promulgate administrative regulations pursuant to KRS Chapter 13A to carry out this section.

➔Section 3. Appointees currently serving under the authority of paragraphs (a) through (g) of subsection (2) of Section 2 of this Act shall serve until January 1, 2023.

➔Section 4. Appointees currently serving under the authority of Section 1 of this Act shall, as long as they meet all qualifications for service, serve the remainder of their current terms.

Veto Overridden and Signed by Secretary of State April 14, 2022.