

533.290 Behavioral Health Conditional Dismissal Program trust fund.

- (1) There is hereby created a trust and agency account to be known as the Behavioral Health Conditional Dismissal Program trust fund to be administered by the Department for Behavioral Health, Developmental and Intellectual Disabilities within the Cabinet for Health and Family Services.
- (2) The fund may contain:
 - (a) Appropriations by the General Assembly for the purpose of the behavioral health conditional dismissal program;
 - (b) State and federal grants, including but not limited to treatment related to substance use disorder or a mental health disorder;
 - (c) Opioid settlement moneys made available for the purposes of the fund;
 - (d) Devises, bequests, gifts, and donations, including philanthropic organizations; and
 - (e) Any other contributions from public agencies or other entities made available for the purposes of the fund.
- (3) Moneys deposited in the fund shall be used to administer and support the purposes of KRS 533.270 to 533.290 and may include payments for services rendered by a qualified mental health provider as defined under KRS 533.270 and treatment program providers upon exhaustion of payments from other payment providers, including but not limited to Medicaid and private insurance.
- (4) The department may, in accordance with KRS Chapter 45A, select and contract with a third-party administrator to serve as the benefit manager for the program. The contract between the department and the benefit manager shall be submitted to the Government Contract Review Committee of the Legislative Research Commission for comment and review.
- (5) Notwithstanding KRS 45.229, any moneys remaining in the fund at the close of the fiscal year shall not lapse but shall be carried forward into the succeeding fiscal year to be used for the purposes established in KRS 533.270 to 533.290.
- (6) Any interest earned on moneys in the fund shall accrue to the fund and shall not lapse.
- (7) Moneys deposited in the fund are hereby appropriated for the purposes set forth in this section and shall not be appropriated or transferred by the General Assembly for any other purposes.

Effective: July 14, 2022

History: Created 2022 Ky. Acts ch. 230, sec. 11, effective July 14, 2022.