

1 AN ACT relating to drug treatment and prevention and making an appropriation
2 therefor.

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

4 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 222 IS CREATED TO
5 READ AS FOLLOWS:

6 *(1) The Kentucky addiction prevention, recovery, and enforcement fund is hereby*
7 *created in the State Treasury as a restricted fund.*

8 *(2) (a) The fund shall be administered and managed by a committee made up of*
9 *the following members:*

10 *1. The Attorney General, as chair;*

11 *2. The secretary of health and family services;*

12 *3. The Speaker of the House of Representatives, as an ex officio,*
13 *nonvoting, advisory member;*

14 *4. The President of the Senate, as an ex officio, nonvoting, advisory*
15 *member;*

16 *5. One (1) member representing law enforcement appointed by the*
17 *Attorney General;*

18 *6. One (1) member representing Kentuckians who have lost family*
19 *members to overdoses appointed by the Governor; and*

20 *7. One (1) member representing the drug treatment community*
21 *appointed by the Governor.*

22 *(b) 1. Committee members described in paragraph (a)5. to 7. of this*
23 *subsection shall be appointed to one (1) year terms, expiring on June*
24 *30 of each calendar year. Any appointed member may be reappointed*
25 *without limit.*

26 *2. Initial appointments of committee members described in paragraph*
27 *(a)5. to 7. of this subsection shall be made within sixty (60) days of the*

1 effective date of this Act, and the initial terms of these appointed
2 committee members shall expire on June 30, 2019.

3 (c) The committee shall meet quarterly at a location determined by the chair.

4 (d) A simple majority of the total number of voting members of the committee is
5 required to make any decisions for allocation or expenditure of the moneys
6 in the fund.

7 (3) The fund shall consist of moneys received from any source, including but not
8 limited to recoveries from lawsuits, fines, and settlements brought or secured by
9 an officer or unit of state government related to Kentucky's drug and addiction
10 epidemic, the costs of treating the epidemic, or practices that led to the epidemic.

11 (4) Funds recovered by the Commonwealth that are related to Kentucky's drug and
12 addiction epidemic shall not be deposited into the general fund or the general
13 fund surplus account, but shall be deposited in the fund established in this
14 section.

15 (5) Amounts deposited in the fund shall be used only for the following purposes:

16 (a) Addiction treatment services;

17 (b) Addiction prevention and education services;

18 (c) Law enforcement services; and

19 (d) Other programs addressing Kentucky's drug epidemic.

20 (6) Notwithstanding KRS 45.229, fund amounts not expended at the close of a fiscal
21 year shall not lapse but shall be carried forward into the next fiscal year.

22 (7) Any interest earnings of the fund shall become a part of the fund and shall not
23 lapse.

24 (8) Moneys deposited in the fund are hereby appropriated for the purposes set forth
25 in this section and shall not be appropriated or transferred by the General
26 Assembly for any other purposes.

27 (9) No later than October 1 of each calendar year, the committee shall provide a

- 1 *complete report and accounting of moneys received and spent by the fund in the*
- 2 *prior fiscal year to the Legislative Research Commission.*