

1 AN ACT relating to lung cancer screening and making an appropriation therefor.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 214 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in Sections 1 to 3 of this Act:*

6 *(a) "Department" means the Department for Public Health in the Cabinet for*
7 *Health and Family Services; and*

8 *(b) "Program" means the Lung Cancer Screening Program.*

9 *(2) The Lung Cancer Screening Program is hereby established within the*
10 *department for the purpose of:*

11 *(a) Increasing lung cancer screening;*

12 *(b) Reducing morbidity and mortality from lung cancer; and*

13 *(c) Reducing the cost of treating lung cancer among citizens of the*
14 *Commonwealth.*

15 *(3) The requirements of Sections 1 to 3 of this Act shall be limited to the amount of*
16 *appropriations to the department for the Lung Cancer Screening Program.*

17 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 214 IS CREATED TO
18 READ AS FOLLOWS:

19 *(1) (a) There is hereby created a restricted fund to be known as the Kentucky Lung*
20 *Cancer Screening Program fund.*

21 *(b) The fund shall be administered by the Finance and Administration Cabinet.*

22 *(c) The fund shall include moneys:*

23 *1. Appropriated by the General Assembly for the purpose of the Lung*
24 *Cancer Screening Program; and*

25 *2. Distributed by the Transportation Cabinet from extra fees associated*
26 *with the issuance of any special lung cancer license plates.*

27 *(2) Moneys in the fund shall be used by the department to administer Sections 1 to 3*

1 of this Act.

2 (3) Notwithstanding KRS 45.229, any moneys remaining in the fund at the close of
3 the fiscal year shall not lapse but shall be carried forward into the succeeding
4 fiscal year to be used solely for the purposes established in subsection (2) of this
5 section.

6 (4) Interest earned on any moneys in the fund shall accrue to the fund.

7 (5) Moneys in the fund are hereby appropriated solely for the purposes set forth in
8 Sections 1 to 3 of this Act.

9 ➔SECTION 3. A NEW SECTION OF KRS CHAPTER 214 IS CREATED TO
10 READ AS FOLLOWS:

11 (1) A Lung Cancer Screening Advisory Committee is hereby established. The
12 advisory committee shall include:

13 (a) One (1) member of the House of Representatives who shall be appointed by
14 and serve at the pleasure of the Speaker of the House;

15 (b) One (1) member of the Senate who shall be appointed by and serve at the
16 pleasure of the President of the Senate;

17 (c) The deputy commissioner of the Department for Public Health;

18 (d) The commissioner of the Department of Insurance, or his or her designee;

19 (e) The commissioner of the Department for Medicaid Services, or his or her
20 designee;

21 (f) Two (2) at-large members who shall be appointed by the Governor;

22 (g) One (1) member who shall be appointed by the Governor from a list of three
23 (3) names provided by the American Cancer Society;

24 (h) The director of the Kentucky Cancer Program at the University of
25 Kentucky;

26 (i) The director of the Kentucky Cancer Program at the University of
27 Louisville;

- 1 (j) The director of the Kentucky Cancer Registry;
- 2 (k) The director of the American Lung Association of Kentucky;
- 3 (l) The chair of Kentucky African Americans Against Cancer; and
- 4 (m) The director of the Kentucky Cancer Consortium.
- 5 (2) The chair of the advisory committee shall be elected from the membership of the
- 6 advisory committee to serve for a two (2) year term. A member of the advisory
- 7 committee may designate an alternate to attend meetings in his or her place.
- 8 (3) The advisory committee may add members of subject matter expertise from other
- 9 organizations as deemed appropriate.
- 10 (4) The advisory committee shall:
- 11 (a) Review relevant data, clinical guidelines, and best practices for lung cancer
- 12 screening;
- 13 (b) Provide recommendations for the overall implementation and conduct of
- 14 the program with the goal of improving access to high quality lung cancer
- 15 screening;
- 16 (c) Establish and provide oversight for a lung cancer screening, public
- 17 awareness, education, and outreach program to focus on individuals who
- 18 are eligible for lung cancer screening; and
- 19 (d) Provide an annual report on implementation and outcomes from the
- 20 program and recommendations to the Legislative Research Commission,
- 21 the Interim Joint Committee on Health, Welfare, and Family Services, the
- 22 Interim Joint Committee on Appropriations and Revenue, the Governor, the
- 23 secretary of the Cabinet for Health and Family Services, and the
- 24 commissioner of the Department for Public Health.

25 ➔Section 4. Members appointed under subsection (1)(f) and (g) of Section 3 of

26 this Act shall be appointed for a term of four years, and members shall not serve more

27 than two terms of four years. Members serving under subsection (1)(c) to (e) and (h) to

- 1 (m) of Section 3 of this Act shall serve by virtue of their positions and shall not be subject
- 2 to term limits.