

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.

3       ➔Section 5. This Act may be cited as the Margaret M. Poore Lung Cancer  
4 Screening Act.