

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2023 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **HB 3/HCS 1**

On page 6 by deleting lines 10 through 18 in their entirety and inserting the following in lieu thereof:

**"(3) (a) Any child detained pursuant to subsection (2) of this section shall be examined by a qualified mental health professional as defined in KRS 202A.011 to determine if the child exhibits behavior that indicates the child could benefit from cognitive behavioral therapy or substance use disorder treatment. Any treatment recommended under this subsection shall be provided pursuant to a contract between the Justice and Public Safety Cabinet and a behavioral health services organization.**

**(b) The Justice and Public Safety Cabinet shall enter into a contract or contracts with at least one (1):**

**1. Qualified mental health professional to provide the examination required by paragraph (a) of this subsection; and**

**2. Behavioral health services organization that is accredited and qualified to provide behavioral health treatment including restorative practices designed to hold the participant accountable to the victim to provide the treatment required by paragraph (a) of this subsection.**

**(c) Behavioral health services organizations contracted pursuant to paragraph (b) of**

Amendment No. HFA 1

Rep. Rep. Kimberly Poore Moser

Committee Amendment \_\_\_\_\_

Signed:  \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRC Drafter: \_\_\_\_\_

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

Doc. ID: XXXX

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- this subsection may utilize restorative practices when there is an identified victim and it is, in the professional opinion of the behavioral health service provider, safe to do so.*
- (d) Any communication between a child detained pursuant to subsection (2) of this section and a qualified mental health professional during the course of the examination required by paragraph (a) of this subsection or a behavioral health service provider during the course of treatment required by paragraph (a) of this subsection shall be privileged under the Kentucky Rules of Evidence."*