

**39-1605. Governor's behavioral health services planning council; composition of council; chairperson; terms of members; vacancies; vice-chairperson; compensation.** (a) There is hereby established the governor's behavioral health services planning council. The council shall consist of 33 members.

(b) So the composition of the council is in compliance with the requirements of public law 102-321 and supplementary federal acts, persons appointed to the council will be in accordance with the following:

- (1) Nine members shall be state agency representatives who shall include:
  - (A) The secretary for aging and disability services or the secretary's designee;
  - (B) the secretary for children and families shall appoint one member for each of the following areas: Vocational rehabilitation and children and family services;
  - (C) the commissioner of juvenile justice, or the commissioner's designee;
  - (D) the commissioner of education;
  - (E) the secretary of corrections;
  - (F) the secretary of commerce. If a commissioner or secretary is unable to participate, the commissioner or secretary shall appoint a designee as the official member of the council; and
  - (G) the secretary for aging and disability services shall appoint one member for each of the following areas: Substance use disorder services and medical services.
- (2) The governor shall appoint the following persons to the council:
  - (A) One member shall be a person licensed to practice medicine and surgery with board certification in psychiatry;
  - (B) two members shall be executive directors of mental health centers;
  - (C) one member shall be a representative of a behavioral health advocacy group;
  - (D) one member shall be a substance use disorder prevention professional;
  - (E) one member shall be an executive director of a substance use disorder treatment center;
  - (F) one member shall be a judge of the district court or a district magistrate judge;
  - (G) 17 members shall be individuals who are not state employees or providers of behavioral health services. Of the 17 members, four members shall be adult consumers with serious and persistent mental illness; two members shall be immediate family members of adult consumers with serious and persistent mental illnesses; four members shall be family members of minor children or youth with severe emotional disturbance; one member shall be a youth at least 16 years of age but not more than 18 years of age at the time of appointment with severe emotional disturbance; two members shall be adults in recovery from substance use disorders; one member shall be a family member of an adult with a substance use disorder; one member shall be a mentor to an adult with a substance use disorder; and two members shall be members of the general public.
- (c) A member of the council prior to the effective date of this act whose term expires after June 30, 2013, shall continue to serve as a member of the council until the expiration of the term of the member. Except as otherwise provided in this subsection and in subsection (d), each member appointed to the council by the governor on and after July 1, 2013, shall be appointed for a term of four years. Of the nine new members authorized by this act, four shall be appointed for an initial term of two years and five shall be appointed for an initial term of four years as specified by the governor.
- (d) Each member of the council shall serve until a successor is appointed and qualified. In the case of a vacancy on the council, a successor of like qualifications shall be appointed or designated to fill the unexpired term in accordance with subsection (b).
- (e) The governor shall designate the chairperson of the council. The members of the council shall elect a vice-chairperson.
- (f) Members of the governor's behavioral health services planning council attending meetings of the council, or attending a subcommittee meeting thereof authorized by the council, shall be paid amounts provided in subsection (e) of K.S.A. 75-3223, and amendments thereto, from the administration account of the state general fund appropriated for the Kansas department for aging and disability services.
- (g) Whenever the governor's mental health services planning council, or words of like effect, are referred to in a statute, contract or other document, such reference or designation shall be deemed to apply to the governor's behavioral health services planning council.

**History:** L. 1990, ch. 92, § 5; L. 1997, ch. 73, § 1; L. 2003, ch. 154, § 13; L. 2013, ch. 54, § 1; July 1.