

1 AN ACT relating to reorganization.

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

3 ➔Section 1. KRS 36.010 is amended to read as follows:

4 The Department of Military Affairs shall be attached to the Office of the Governor, have  
5 charge of and be responsible to the Governor for the proper functioning of the Kentucky  
6 National Guard, militia, and all other military or naval matters of the state, and shall  
7 consist of the **Office of the Adjutant General, containing the** following~~[offices and]~~  
8 divisions:

9 (1) **Division of Administrative Services;**

10 (2) **Division of Facilities;**

11 (3) **Bluegrass Station Division;**

12 (4) **Logistics Operations Division;**

13 (5) **Division of Emergency Management; and**

14 (6) **Kentucky Guard Youth Challenge Division**~~[Office of Management and  
15 Administration, containing the:~~

16 (a)~~—Division of Administrative Services;~~

17 (b)~~—Division of Facilities;~~

18 (c)~~—Bluegrass Station Division; and~~

19 (d)~~—Logistics Operations Division;~~

20 (2)~~—Division of Emergency Management;~~

21 (3)~~—Office of the Chief of Staff for Federal Army Guard;~~

22 (4)~~—Office of the Chief of Staff for Federal Air Guard;~~

23 (5)~~—Kentucky Guard Youth Challenge Division; and~~

24 (6)~~—Kentucky Civil Air Patrol].~~

25 In order to promote greater efficiency, economy, and improved administration, the  
26 divisional structure of the Department of Military Affairs may be changed, redesignated,  
27 or reorganized in accordance with KRS Chapter 12. Notwithstanding KRS Chapter 12,

1 the department's attachment to the Office of Governor as a separate organizational unit  
 2 not attached to any cabinet shall not be changed except by action of the General  
 3 Assembly.

4 ➔Section 2. KRS 36.255 is amended to read as follows:

- 5 (1) The Kentucky Community Crisis Response Board is hereby created as a separate  
 6 administrative body of state government within the meaning of KRS Chapter 12 and  
 7 attached for administrative purposes to the Division of Emergency  
 8 Management~~[Department of Military Affairs]~~.
- 9 (2) The membership of the board shall consist of the following:
- 10 (a) The commissioner of the Department for Behavioral Health, Developmental  
 11 and Intellectual Disabilities, or the commissioner's designee;
- 12 (b) The commissioner of the Department for Public Health, or the commissioner's  
 13 designee;
- 14 (c) The commissioner of the Department of Education, or the commissioner's  
 15 designee;
- 16 ~~(d) [The commissioner of the Department of Kentucky State Police, or the~~  
 17 ~~commissioner's designee;~~
- 18 ~~(e) The Kentucky state fire marshal, or the fire marshal's designee;~~
- 19 ~~(f) ]The executive director of the Division of Emergency Management, or the~~  
 20 ~~executive director's designee;~~
- 21 ~~(e)~~~~[(g)] The Attorney General, or the Attorney General's designee;~~
- 22 ~~(f)~~~~[(h)]~~ **One (1) representative of law enforcement appointed by the Governor;**
- 23 ~~(g)~~ **One (1) representative of local community crisis response teams appointed by**  
 24 **the Governor;**
- 25 ~~(h)~~~~[(i)]~~ **Two (2)**~~[(Four (4))]~~ members appointed by the Governor to represent  
 26 mental health disciplines;
- 27 ~~(i)~~~~[(j)]~~ **Two (2) members appointed by the Governor to represent emergency**

1 services disciplines;

2 ~~(j)~~~~(k)~~ One (1) member who is a mental health professional licensed for  
 3 independent clinical practice, to be appointed by the Governor. The licensed  
 4 mental health professional member shall serve as clinical director for the  
 5 board; ***and***

6 ~~(k)~~~~(4)~~ One (1) member, appointed by the Governor, from a statewide chaplain's  
 7 association involved in emergency services, who is trained in grief counseling  
 8 and has experience in crisis response;

9 ~~(m) One (1) member from the Kentucky Chapter of the American Red Cross; and~~  
 10 ~~(n) The commissioner of the Department for Community Based Services or the~~  
 11 ~~commissioner's designee].~~

12 (3) All board members appointed pursuant to subsection (2)~~(f) to (k)~~~~(h) to (1)~~ of this  
 13 section shall be approved members of the existing community crisis response team.

14 (4) All board members appointed pursuant to subsection (2)~~(f) to (k)~~~~(h) to (1)~~ of this  
 15 section shall have demonstrated a commitment to the provision of community crisis  
 16 response services.

17 (5) The members of the board appointed by the Governor shall serve for two (2) years  
 18 and may be reappointed for one (1) additional consecutive two (2) year term. All  
 19 vacancies in appointed members' terms shall be filled by appointment of the  
 20 Governor for the remainder of the unexpired term.

21 (6) The board shall elect annually from its membership a chairperson and shall  
 22 establish other officers and committees as needed to execute the duties of the board.

23 (7) The board shall meet at least quarterly, and a majority of the members shall  
 24 constitute a quorum for the transaction of the board's business.

25 (8) Except for hired and appointed staff, no board member or team member shall  
 26 receive compensation. However, board members and crisis response team members  
 27 may receive reimbursement for expenses incurred in the course of providing crisis

1 response services or executing the duties of the board, consistent with state policy  
2 governing the reimbursement of state employees for food, travel, and lodging.  
3 Except as provided for in KRS 36.260, nothing in the provisions of KRS 36.250 to  
4 36.270 shall be construed to create liability of a private party for expenses incurred  
5 or reimbursed under this subsection.

6 ➔Section 3. The General Assembly confirms Executive Order 2020-1035, dated  
7 December 15, 2020, to the extent it is not otherwise confirmed or superseded by this Act.

8 ➔Section 4. For the purposes of KRE 506, members of a crisis response team or  
9 local community crisis response team, organized temporarily within the Division of  
10 Emergency Management pursuant to Executive Order 2020-1035, from December 16,  
11 2020, to July 1, 2021, shall be deemed to have acted under KRS 36.250 to 36.270.