

1 AN ACT relating to Medicaid home and community-based waiver residential
2 services.

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

4 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 205 IS CREATED TO
5 READ AS FOLLOWS:

- 6 *(1) Notwithstanding any provision of law to the contrary and to the extent permitted*
7 *under federal law, including but not limited to the Health Insurance Portability*
8 *and Accountability Act of 1996, Pub. L. No. 104-191, the parent, guardian, or*
9 *limited guardian of an individual who is receiving residential services under a*
10 *federally approved 1915(c) home and community-based services waiver program,*
11 *as defined in 907 KAR 7:005 sec. 1(2), shall have the right to install, or cause to*
12 *be installed, video recording devices in the private residential room of the*
13 *individual receiving services.*
- 14 *(2) The cabinet shall, within ninety (90) days after the effective date of this Act,*
15 *promulgate administrative regulations in accordance with KRS Chapter 13A to*
16 *carry out the provisions of this section.*