

205.5373 Department's duties when limited in ability to disenroll individuals from state medical assistance program.

- (1) When the Department for Medicaid Services receives federal funding for the state's medical assistance program which is contingent on temporary maintenance of effort restrictions, such as those restrictions imposed under Pub. L. No. 116-127 sec. 6008, or is for any reason limited in its ability to disenroll individuals from the state's medical assistance program, the department shall:
 - (a) Continue to conduct eligibility redeterminations as in the normal course of business; and
 - (b) Act on those redeterminations to the fullest extent permitted under federal law.
- (2) Following the expiration of any federally imposed restrictions described in subsection (1) of this section, the department shall conduct a full audit in which the department shall:
 - (a) Within sixty (60) days, request approval from the federal Centers for Medicare and Medicaid Services to conduct and act on eligibility redeterminations for each individual who was enrolled during the period of federally imposed restrictions and has been enrolled for more than three (3) months; and
 - (b) Within twelve (12) months:
 1. Complete and act on eligibility redeterminations for all cases that have not had a redetermination within the previous twelve (12) months; and
 2. Complete and act on eligibility redeterminations for individuals described in paragraph (a) of this subsection, if the department receives the federal approval requested pursuant to this paragraph (a) of this subsection.

Effective: July 14, 2022

History: Created 2022 Ky. Acts ch. 211, sec. 7, effective July 14, 2022.