

AN ACT relating to the expansion of Medicaid.

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

➔Section 1. KRS 205.520 is amended to read as follows:

- (1) KRS 205.510 to 205.630 shall be known as the "Medical Assistance Act."
- (2) The General Assembly of the Commonwealth of Kentucky recognizes and declares that it is an essential function, duty, and responsibility of the state government to provide medical care to its indigent citizenry; and it is the purpose of KRS 205.510 to 205.630 to provide such care.
- (3) Further, it is the policy of the Commonwealth to take advantage of all federal funds that may be available for medical assistance. To qualify for federal funds, the secretary for health and family services may by regulation comply with any requirement that may be imposed or opportunity that may be presented by federal law. Nothing in KRS 205.510 to 205.630 is intended to limit the secretary's power in this respect. ***The secretary shall expand the Medicaid program to the fullest extent allowed by federal law, except that any waiver requested pursuant to this chapter shall only allow nominal cost sharing as established in KRS 205.6312.***
- (4) It is the intention of the General Assembly to comply with the provisions of Title XIX of the Social Security Act which require that the Kentucky Medical Assistance Program recover from third parties which have a legal liability to pay for care and services paid by the Kentucky Medical Assistance Program.
- (5) The Kentucky Medical Assistance Program shall be the payor of last resort and its right to recover under KRS 205.622 to 205.630 shall be superior to any right of reimbursement, subrogation, or indemnity of any liable third party.

➔Section 2. Within thirty (30) days of the effective date of this Act, the Governor shall commission an independent third-party analysis of the current Medicaid expansion and the Kentucky Health Benefit Exchange. The analysis shall also investigate Kentucky's uninsured rate, access to care, and any improvements in health indicators.