

1 AN ACT relating to public assistance reform.

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

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

5 *(1) At a regularly scheduled interval, each enrollment or benefit tracking agency*  
6 *associated with the Medicaid Program or the food stamps program of the cabinet*  
7 *shall receive and review information from the Kentucky Lottery Corporation*  
8 *concerning individuals enrolled as recipients in the Medicaid Program or the*  
9 *food stamp program that indicates a change in circumstances that may affect*  
10 *eligibility, including but not limited to changes in income or resources.*

11 *(2) On at least a monthly basis, each enrollment or benefit tracking agency*  
12 *associated with the Medicaid Program or the food stamps program of the cabinet*  
13 *shall receive and review information from the Department for Vital Statistics*  
14 *concerning individuals enrolled in the Medicaid Program or the food stamp*  
15 *program that indicates a change in circumstances that may affect eligibility.*

16 *(3) On at least a quarterly basis, each enrollment or benefit tracking agency*  
17 *associated with the Medicaid Program or the food stamps program of the cabinet*  
18 *shall receive and review information from the Kentucky Division of*  
19 *Unemployment Insurance concerning individuals enrolled in the Medicaid*  
20 *Program or the food stamps program that indicates a change in circumstances*  
21 *that may affect eligibility, including but not limited to changes in employment or*  
22 *wages.*

23 *(4) On at least a quarterly basis, each enrollment or benefit tracking agency*  
24 *associated with the Medicaid Program or the food stamps program of the cabinet*  
25 *shall receive and review information concerning individuals enrolled in the*  
26 *Medicaid Program or the food stamps program that indicates a change in*  
27 *circumstances that may affect eligibility, including but not limited to potential*

1 changes in residency as identified by out-of-state electronic benefit transfer  
2 transactions.

3 (5) (a) Notwithstanding any other provision of law to the contrary, each enrollment  
4 or benefit tracking agency associated with the Medicaid Program or the  
5 food stamps program of the cabinet shall enter into a memorandum of  
6 understanding with any department, agency, or division for information  
7 detailed in this section.

8 (b) Notwithstanding any other provision of law to the contrary, any department,  
9 agency, or division for information detailed in this section, including but  
10 not limited to, the Kentucky Lottery Corporation, the Department for Vital  
11 Statistics, the Division of Unemployment Insurance, and the Department  
12 for Community Based Services, shall enter into any necessary memoranda  
13 of understanding with the enrollment or benefit tracking agency associated  
14 with the Medicaid Program or the food stamps program requesting an  
15 agreement pursuant to paragraph (a) of this subsection.

16 (6) Each enrollment or benefit tracking agency associated with the Medicaid  
17 Program or the food stamps program of the cabinet may contract with one (1) or  
18 more independent vendors to provide additional data or information which may  
19 indicate a change in circumstances that may affect eligibility.

20 (7) Each enrollment or benefit tracking agency associated with the Medicaid  
21 Program or the food stamps program of the cabinet shall explore joining any  
22 multi-state cooperative to identify individuals who are also enrolled in public  
23 assistance programs outside of this state.

24 (8) If an enrollment or benefit tracking agency associated with the Medicaid  
25 Program or the food stamps program of the cabinet receives information  
26 concerning an individual enrolled in the Medicaid Program or the food stamps  
27 program that indicates a change in circumstances that may affect eligibility, the

1 enrollment or benefit tracking agency or other appropriate agency shall review  
2 the individual's case.

3 (9) The food stamps program of the cabinet shall not seek, apply for, accept or renew  
4 any waiver of requirements established under 7 U.S.C. sec. 2015(o) unless there  
5 is an economic downturn resulting in an unemployment rate of ten percent (10%)  
6 or more or the Cabinet for Health and Family Services determines an increase in  
7 the unemployment rate in any particular county is severe enough to necessitate a  
8 waiver.

9 (10) The cabinet shall promulgate all rules and regulations necessary for the purposes  
10 of carrying out this section.

11 (11) On or before December 1 of each year, the Cabinet for Health and Family  
12 Services shall submit a report relating to the number of individuals discovered  
13 utilizing services inappropriately, the number of individuals who were removed  
14 from one (1) or more public assistance programs as a result of a review pursuant  
15 to this section, and the amount of public funds preserved in total and by public  
16 assistance program and aggregated by prior years. This report shall be forwarded  
17 to the Interim Joint Committees on Health and Welfare and Family Services and  
18 Appropriations and Revenue of the Legislative Research Commission.

19 ➔Section 2. The Cabinet for Health and Family Services shall examine the  
20 question of requiring noncustodial parents to cooperate with the Department for Income  
21 Support as a condition of eligibility for the food stamp program, and, by October 1, 2018,  
22 shall report to the Interim Joint Committee on Judiciary and the Interim Joint Committee  
23 on Health and Welfare and Family Services of the Legislative Research Commission.

24 ➔Section 3. Section 1 of this Act takes effect January 1, 2019.