

1 AN ACT relating to Medicaid managed care contracts.

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) As used in this section, "qualifying health plan" means:*

6 *(a) A health plan that is offered on a state-based exchange operated by the*
7 *state, or a federally facilitated exchange operated by the federal*
8 *government, that serves the individual health insurance market in Kentucky*
9 *in accordance with state and federal law; or*

10 *(b) If no state-based or federally facilitated exchange exists that meets the*
11 *requirements of paragraph (a) of this subsection, a health plan that is*
12 *offered in the individual health insurance market in Kentucky in*
13 *accordance with state and federal law.*

14 *(2) The Department for Medicaid Services, or its successor, shall not issue or renew*
15 *a Medicaid managed care contract on or after the effective date of this Act to any*
16 *managed care organization or other entity seeking to provide Medicaid benefits*
17 *under this chapter unless the managed care organization or entity offers, or*
18 *agrees to offer, a qualifying health plan in the same geographic areas that the*
19 *managed care organization or entity provides Medicaid benefits under this*
20 *chapter.*