

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2026 REGULAR SESSION
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Amend printed copy of **HB 2/HCS 1**

Beginning on page 6, line 5 and continuing through page 8, line 16, by deleting the text in its entirety and inserting the following in lieu thereof:

"➔Section 2. KRS 205.6312 is amended to read as follows:

(1) Notwithstanding any state law to the contrary, **unless otherwise required under federal law,** the cabinet or a managed care organization contracted by the cabinet to provide Medicaid services pursuant to this chapter shall not institute copayments, cost sharing, or similar charges to be paid by any medical assistance recipients, their spouses, or parents, for any assistance provided pursuant to this chapter, federal law, or any federal Medicaid waiver.

(2) **If federal law requires the imposition of copayments, cost sharing, or similar charges in the Medicaid program, the cabinet shall:**

(a) **Establish cost-sharing requirements through the promulgation of administrative regulations in accordance with KRS Chapter 13A;**

(b) **Establish cost-sharing requirements at the minimum amount required to comply with federal law; and**

(c) **Require Medicaid-participating providers to:**

1. Provide medically necessary, Medicaid-covered services to a Medicaid beneficiary without regard to the beneficiary's ability to meet cost-sharing

Amendment No. HFA 1

Rep. Rep. Adam Moore

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRD Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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requirements at the time services are rendered; and

2. Bill a Medicaid beneficiary for the amount of his or her cost-sharing requirement if the beneficiary was unable to meet cost-sharing requirements at the time services were delivered.

(3) Notwithstanding any provision of law to the contrary and except as provided in subsection (2)(c)2. of this section, a Medicaid-participating provider shall not attempt to collect a cost-sharing requirement from a Medicaid beneficiary who is unable to meet cost-sharing requirements at the time of delivery of Medicaid-covered services. A Medicaid-participating provider may bill unpaid cost-sharing requirements but may not sell or otherwise turnover debt or debt collection duties to a third-party entity, coerce or attempt to coerce payment for any unpaid cost-sharing charge, or cause the credit of a Medicaid beneficiary to be impaired by reason of the beneficiary's inability or failure to comply with cost-sharing requirements."