

1           AN ACT relating to Medicaid coverage for evaluation and management services.

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    *The Department for Medicaid Services and any managed care organization with whom*  
6    *the department contracts for the delivery of Medicaid services shall provide coverage*  
7    *for evaluation and management services. If the department or a managed care*  
8    *organization establishes coverage limits for evaluation and management services,*  
9    *coverage required under this section shall not be limited to fewer than two (2)*  
10   *evaluation and management service units per Medicaid-participating provider, per*  
11   *recipient, per date of service.*

12           ➔Section 2. If the Cabinet for Health and Family Services or the Department for  
13    Medicaid Services determines that a state plan amendment, waiver, or any other form of  
14    authorization or approval from any federal agency to implement Section 1 of this Act is  
15    necessary to prevent the loss of federal funds or to comply with federal law, the cabinet  
16    or department:

17           (1) Shall, within 90 days after the effective date of this section, request the  
18    necessary federal authorization or approval to implement Section 1 of this Act; and

19           (2) May only delay implementation of the provisions of Section 1 of this Act for  
20    which federal authorization or approval was deemed necessary until the federal  
21    authorization or approval is granted.

22           ➔Section 3. Sections 1 and 2 of this Act shall constitute the specific authorization  
23    required under KRS 205.5372(1).