

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).