

CABINET FOR HEALTH AND FAMILY SERVICES
Office of Inspector General
Division of Certificate of Need
(Amended at Subject Matter Committee)

900 KAR 5:020. State Health Plan for facilities and services.

RELATES TO: KRS 216B.010-216B.130, 216B.178

STATUTORY AUTHORITY: KRS 194A.030, 194A.050(1), 216B.010, 216B.015(28), 216B.040(2)(a)2.a

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 216B.040(2)(a)2.a requires the cabinet to promulgate an administrative regulation, updated annually, to establish the State Health Plan. The State Health Plan is a critical element of the certificate of need process for which the cabinet is given responsibility in KRS Chapter 216B. This administrative regulation establishes the State Health Plan for facilities and services.

Section 1. The State Health Plan shall be used to:

- (1) Review a certificate of need application pursuant to KRS 216B.040; and
- (2) Determine whether a substantial change to a health service has occurred pursuant to KRS 216B.015(29)(a) and 216B.061(1)(d).

Section 2. Incorporation by Reference.

(1) The "2025 Update to the State Health Plan", January 2026, is incorporated by reference.

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(900 KAR 005:020. 24 Ky.R. 1433; 1714; eff. 4-13-1998; 26 Ky.R. 484; 1017; 1161; eff. 10-20-1999; 27 Ky.R. 606; 1319; 1492; eff. 12-21-2000; 29 Ky.R. 2377; eff. 6-16-2003; Recodified from 902 KAR 17:041, 5-26-2004; 31 Ky.R. 236; 782; eff. 11-17-2004; 32 Ky.R. 1785; 2295; eff. 7-24-2006; 34 Ky.R. 408; 1004; 1984; eff. 12-17-2007; 35 Ky.R. 1918; 2455; 36 Ky.R. 325; eff. 8-12-2009; 2255; 37 Ky.R. 403; 735; eff. 9-15-2010; 1571; 2222; 2400; eff. 5-6-2011; 37 Ky.R. 3005; eff. 10-19-2011; 39 Ky.R. 1322; 1895; 2174; eff. 5-31-2013; 40 Ky.R. 894; eff. 1-15-2014; 41 Ky.R. 2649; 42 Ky.R. 772; 1196; eff. 10-21-2015; 43 Ky.R. 800, 1420; eff. 3-31-2017; 44 Ky.R. 369, 1025, 1345; eff. 1-5-2018; 45 Ky.R. 472; 1238; 1622; eff. 12-12-2018; 46 Ky.R. 2841; 47 Ky.R. 550; eff. 10-28-2020; 48 Ky.R. 2524; 49 Ky.R. 69, 347; eff. 8-25-2022; 49 Ky.R. 2024; 50 Ky.R. 395, 1894, 2053; eff. 3-21-2024; 52 Ky.R. 119, 762, 969; eff. 1-22-2026.)

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