

Kentucky medical association state legislative update

CORY W. MEADOWS

DEPUTY EXECUTIVE VICE PRESIDENT / DIRECTOR
OF ADVOCACY & LEGAL AFFAIRS



2021 Kentucky General Assembly

- Short Session
 - 30 Legislative Days (January – March)
- One-Year Budget
- COVID Recovery
- Executive Power Limitations
- Criminal Justice Reforms
- Unemployment Insurance



2021 KMA Legislative Priorities

- **HB 140 – Telehealth**
 - Expands definition of telehealth
 - Remote patient monitoring
 - Audio-only encounters
 - Removes face-to-face restrictions for certain behavioral health services
 - **PASSED & SIGNED INTO LAW**



2021 KMA Legislative Priorities

- **SB 5 – COVID-19 Liability Protections**
 - Provides premises liability protections for public-facing businesses
 - Provides liability protections for "essential service" providers, including physicians and hospitals, from claims “arising from COVID-19”
 - **PASSED & BECAME LAW WITHOUT GOVERNOR’S SIGNATURE**



2021 KMA Legislative Priorities

- **SB 45 – Co-pay Accumulator**
 - Requires health insurers to count ALL payments for prescription drugs made by patients directly or on their behalf toward their deductibles and overall out-of-pocket maximums
 - **PASSED & SIGNED INTO LAW**



2021 KMA Legislative Priorities

- **HB 50 – Mental Health Parity**
 - Requires insurers to demonstrate compliance with federal law in how they design and apply managed care techniques for behavioral and mental health treatment
 - **PASSED & SIGNED INTO LAW**



2021 KMA Legislative Priorities

- **SB 51 – MAT Prior Authorization**
 - Removes prior authorization requirements by commercial health plans and Medicaid MCOs for FDA-approved medications used to treat alcohol and opioid use disorder
 - **PASSED & SIGNED INTO LAW**



Other Issues of Interest

- APRN CS Prescriptive Authority
- False Claims Act
- Medicaid Co-pays
- Vaccinations



Other Issues of Interest

- Insulin Cost Sharing Caps
- PPP Deductibility
- Colorectal Cancer Medicaid Coverage
- Marijuana



Potential 2022 Priorities

- Healthcare Workforce Shortage
- Prior Authorization
- Coding Limitations
- Scope of Practice





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kycovid19.ky.gov
(855)598-2246

Contact information



Cory W. Meadows

Deputy Executive Vice President

Office: (502) 814-1392

Cell: (502) 609-3715

Email: meadows@kyma.org



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