

1 AN ACT relating to Medicaid home and community-based waiver residential
2 services.

3 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

4 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 205 IS CREATED TO
5 READ AS FOLLOWS:

6 **(1) Notwithstanding any provision of law to the contrary and to the extent permitted**
7 **under federal law, including but not limited to the Health Insurance Portability**
8 **and Accountability Act of 1996, Pub. L. No. 104-191, the parent, guardian, or**
9 **limited guardian of an individual who is receiving residential services under a**
10 **federally approved 1915(c) home and community-based services waiver program,**
11 **as defined in 907 KAR 7:005 sec. 1(2), shall have the right to install, or cause to**
12 **be installed, video recording devices in the private residential room of the**
13 **individual receiving services.**

14 **(2) The cabinet shall, within ninety (90) days after the effective date of this Act,**
15 **promulgate administrative regulations in accordance with KRS Chapter 13A to**
16 **carry out the provisions of this section.**