

1 AN ACT relating to long-term care.

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

3 ➔Section 1. KRS 216.590 is amended to read as follows:

4 *(1) As used in this section:*

5 *(a) "CMS" means the Centers for Medicare and Medicaid Services;*

6 *(b) "Long-term care facility" means a nursing facility that is certified under*  
7 *Title XVIII or XIX of the Social Security Act; and*

8 *(c) "Long-term care provider association" includes but is not limited to the*  
9 *Kentucky Association of Health Care Facilities, the Kentucky Center for*  
10 *Assisted Living, and LeadingAge Kentucky.*

11 *(2) The cabinet shall provide training for surveyors and investigators who perform*  
12 *duties related to KRS 216.537 to 216.590.*

13 *(3) The Cabinet for Health and Family Services and representatives of long-term*  
14 *care provider associations shall evaluate and discuss opportunities for joint*  
15 *training no less than annually or upon the release of any new regulatory*  
16 *guideline, regulation, interpretation, program letter, or memorandum, or, if*  
17 *permitted by CMS, any other new materials used in surveyor training.*

18 *(4) The cabinet shall invite representatives of long-term care provider associations to*  
19 *participate in the planning process for any joint surveyor and provider training*  
20 *session, which may be held in person or remotely.*

21 *(5) (a) The cabinet may seek approval from CMS to utilize money from the Civil*  
22 *Money Penalty Reinvestment Program to cover the costs of joint training*  
23 *for surveyors and staff of long-term care facilities.*

24 *(b) If CMS denies the cabinet's application for funding to cover the cost of an*  
25 *in-person training session, the cabinet shall charge the long-term care*  
26 *provider associations for providing the training.*

27 *(6) If the training is approved by the cabinet, nothing in this section shall prohibit a*

1        *long-term care provider association from offering joint training to its*  
2        *membership and surveyors.*