

CHAPTER 45**(HB 334)**

AN ACT relating to intermediate care facilities for individuals with an intellectual disability.

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

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 216B IS CREATED TO READ AS FOLLOWS:

An application to increase the number of beds by an intermediate-care facility for individuals with an intellectual disability (ICF/ID) as defined in KRS Chapter 202B shall be consistent with the state health plan if the applicant:

- (1) Is an ICF/ID owned by a nongovernmental entity;*
- (2) Requests additional beds in a freestanding building on or off the campus of the ICF/ID facility;*
- (3) Demonstrates that the additional beds will be filled with individuals from the applicant's waiting list or from a community-based setting that the applicant currently supports; and*
- (4) Demonstrates that each individual living at the ICF/ID will have an individualized plan developed to improve their life experiences.*

Signed by Governor March 22, 2023.