

205.5623 Department's powers in providing program benefits.

- (1) In providing program benefits, the department may:
 - (a) Enter into a contract with one (1) or more prescription drug plans to coordinate the prescription benefits of the program and the federal law;
 - (b) Preliminarily enroll beneficiaries into a preferred Medicare Part D plan, with an opt-out provision for individuals. Individuals who opt out of the preferred PDP shall remain enrolled in the program unless they choose to disenroll from the program;
 - (c) Prescribe the application and enrollment procedures for prospective enrollees;
 - (d) Select, in accordance with applicable state law, a contractor to assist in the administration of the program or negotiate program administrative functions with a preferred PDP plan;
 - (e) Determine which drugs will be covered by the plan; and
 - (f) Negotiate with manufacturers for rebates.
- (2) Program benefits shall begin January 1, 2006.
- (3) For persons meeting eligibility requirements, the program may pay all or some of the deductibles, coinsurance payments, premiums, and copayments required under the Medicare Part D pharmacy benefit program.

Effective: June 20, 2005

History: Created 2005 Ky. Acts ch. 136, sec. 8, effective June 20, 2005.