



Senate Bill 98
Adult Home Care for Disabled
Sectional Analysis (Version 32-GS 1708\W)

Section 1: Amends AS 25.23, Who May Adopt, to allow for the adoption of an adult by only one member of a married couple as long as the spouse consents to the adoption.

Section 2: Adds a new section to AS 47.07, Medicaid Assistance for Needy Persons, to create a new program- *adult home care services for* individuals. Adult home care services will be available for individuals at least 18 years of age or older who are enrolled in a home and community-base waiver.

The Department of Health will develop regulations establishing the standards and rates of the program and providing an efficient process to allow existing foster homes to transition into the new adult home care license.

Section 3: Amends AS 47.32.010(b) to add a new setting, “adult home care homes,” that shall be subject to the centralized licensing functions of the Department of Health.

Section 4: Adds a new section to AS 47.32 that defines the conditions under which the department may license an adult home care home. A person may be licensed to operate such a home for up to two persons age 18 or older who are enrolled in home and community-based waiver services. This section requires the department to streamline the application process necessary for the person to be approved as an adult home care home provider and requires that the department approve variances of building code requirements to the extent permitted by state, local, or federal law.

Section 5: Amends uncodified law by adding a new section that requires the Department of Health to submit for approval by the United States Department of Health and Human Services an amendment to the state medical assistance plan, waivers, or an 1115 demonstration waiver as necessary to allow eligible individuals to receive adult come care services and other long-term care services that are not duplicative.

Section 6: Amends uncodified law adding a new section related to the conditional effect of section 4 and the required state plan amendments submitted to the United States Department of Health and Social Services. Requires the department to notify the revisor of statutes of the approval of state plan amendments.

Section 7: Effective date related to the requirement for the department to provide notification of the revisor of statutes of approval of state plan amendments.

Section 8: Provides for a July 1, 2022 effective date to align with the effective date of Executive Order 121 and the change of the applicable department to the Department of Health.