



LAWS OF ALASKA

2004

Source
CSSB 201(HES)

Chapter No.

AN ACT

Relating to home care and respite care; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to home care and respite care; and providing for an effective date.

2
3 * **Section 1.** AS 47.05.017(a) is amended to read:

4 (a) State money may not be used for a home care provider unless **criminal**
5 **history record information as permitted by P.L. 105-277 and AS 12.62 is**
6 [RECORDS UNDER AS 12.62.035(a) ARE] requested for the provider within 10
7 business days after the provider is hired to provide the care and **is** [ARE] reviewed
8 within five business days after **it is** [THEY ARE] received. The department shall
9 require the grantee or contractor to do the **information** [RECORDS] request and
10 review required under this subsection for a home care provider employed by a person
11 who has a grant or contract from the department to provide home care services.

12 * **Sec. 2.** AS 47.14.100(h) is amended to read:

13 (h) The department may not pay for respite care, as defined in (d) of this
14 section, unless the department or the entity that has contracted with the department to
15 provide the respite care requests **criminal history record information as permitted**

1 **by P.L. 105-277 and AS 12.62** [RECORDS UNDER AS 12.62.035(a)] for the
2 individual who provides the respite care within 10 business days after the individual is
3 hired to provide respite care and reviews the **information** [RECORDS] within five
4 business days after receiving **it** [THEM].

5 * **Sec. 3.** AS 47.65.050(b) is amended to read:

6 (b) The commission may not make payments to a sponsor whose program
7 includes family respite care services or home care services unless the sponsor has
8 agreed to request **criminal history record information as permitted by P.L. 105-**
9 **277 and AS 12.62** [RECORDS UNDER AS 12.62.035(a)] for the individual who will
10 provide the services within 10 business days after the individual is hired to provide the
11 services and review the **information** [RECORDS] within five business days after
12 receiving **it** [THEM].

13 * **Sec. 4.** AS 47.65.100(e) is amended to read:

14 (e) The commission may not award a grant under this section for family
15 respite care services or for adult day care services that include home care services
16 unless the grantee has agreed to request **criminal history record information as**
17 **permitted by P.L. 105-277 and AS 12.62** [RECORDS UNDER AS 12.62.035(a)] for
18 the individual who will provide the services within 10 business days after the
19 individual is hired to provide the services and review the **information** [RECORDS]
20 within five business days after receiving **it** [THEM].

21 * **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).