



# **LAWS OF ALASKA**

**2006**

**Source**  
CCS HB 366

**Chapter No.**  
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## **AN ACT**

Making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

1 Making appropriations for the operating and capital expenses of the state's integrated  
2 comprehensive mental health program; and providing for an effective date.

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(SECTION 1 OF THIS ACT BEGINS ON PAGE 2)

\* **Section 1.** The following appropriation items are for increases in operating expenditures from the general fund or other funds as set out in section 3 of this Act to the agencies named for the purposes expressed for the fiscal year ending June 30, 2007, unless otherwise indicated. A departmentwide, agency-wide, or branch-wide unallocated reduction set out in this section may be allocated among the appropriations made in this section to that department, agency, or branch.

	Appropriation	General	Other
Allocations	Items	Funds	Funds
*****	*****		
***** <b>Department of Administration</b> *****			
*****	*****		
<b>Legal and Advocacy Services</b>	<b>1,811,400</b>	<b>1,705,300</b>	<b>106,100</b>
Office of Public Advocacy	1,554,700		
Public Defender Agency	256,700		
*****	*****		
***** <b>Department of Corrections</b> *****			
*****	*****		
<b>Administration and Support</b>	<b>611,600</b>	<b>565,600</b>	<b>46,000</b>
Offender Habilitation	611,600		
Programs			
<b>Inmate Health Care</b>	<b>5,835,300</b>	<b>5,600,300</b>	<b>235,000</b>
Inmate Health Care	5,835,300		
*****	*****		
***** <b>Department of Education and Early Development</b> *****			
*****	*****		
<b>Teaching and Learning Support</b>	<b>344,300</b>	<b>119,300</b>	<b>225,000</b>
Student and School	344,300		
Achievement			
*****	*****		
***** <b>Department of Health and Social Services</b> *****			
*****	*****		

	Appropriation	General	Other
	Allocations	Items	Funds
1			
2			
3	No money appropriated in this appropriation may be expended for an abortion that is not a		
4	mandatory service required under AS 47.07.030(a). The money appropriated for Health and		
5	Social Services may be expended only for mandatory services required under Title XIX of the		
6	Social Security Act and for optional services offered by the state under the state plan for		
7	medical assistance that has been approved by the United States Department of Health and		
8	Human Services. This statement is a statement of the purpose of the appropriation and is		
9	neither merely descriptive language nor a statement of legislative intent.		
10	It is the intent of the legislature that the Department continues to aggressively pursue		
11	Medicaid cost containment initiatives. Efforts should continue where the Department		
12	believes additional cost containment is possible including further efforts to contain travel		
13	expenses. The Department must continue efforts imposing regulations controlling and		
14	materially reducing the cost of Personal Care Attendant (PCA) services. Efforts must be		
15	initiated utilizing existing resources to impose regulations screening applicants for Residential		
16	Psychiatric Treatment Center (RPTC) services, especially for out-of-state services. The		
17	department must address the entire matrix of optional Medicaid services, reimbursement rates		
18	and eligibility requirements that are the basis of the Medicaid growth algorithm. This work is		
19	to utilize the results of the Medicaid Assessment and Planning analysis. The legislature		
20	requests that by January 2007 the Department be prepared to present projections of future		
21	Medicaid funding requirements under our existing statute and regulations and be prepared to		
22	present and evaluate the consequences of viable policy alternatives that could be implemented		
23	to lower growth rates and reducing projections of future costs.		
24	It is the intent of the legislature that the Department of Health and Social Services actively		
25	participate in the development and growth of Alaska's therapeutic courts.		
26	It is the intent of the legislature that the Department of Health and Social Services work		
27	cooperatively with the Legislature's professional contractor to assist in providing information		
28	needed for the contractor to review Medicaid program and complete its scope of work.		
29	<b>Alaskan Pioneer Homes</b>	<b>12,559,200</b>	<b>12,559,200</b>
30	It is the intent of the legislature that the Department establishes regulations requiring all		
31	residents of the Pioneer Homes to apply for all appropriate benefit programs prior to a state		
32	subsidy being provided for their care from the State Payment Assistance program.		
33	It is the intent of the legislature that all pioneers' homes and veterans' homes applicants shall		

	Appropriation	General	Other
	Allocations	Funds	Funds
complete any forms to determine eligibility for supplemental program funding, such as Medicaid, Medicare, SSI, and other benefits as part of the application process. If an applicant is not able to complete the forms him/herself, or if relatives or guardians of the applicant are not able to complete the forms, Department of Health and Social Services staff may complete the forms for him/her, obtain the individuals' or designee's signature and submit for eligibility per AS 47.25.120.			
It is the intent of the legislature that the Pioneers' Home program administration review the actual full cost of care for services provided at the Pioneers' Homes and develop a proposal to increase rates to reflect the system wide average of full cost of care at the three different care levels. In order to maximize Medicaid recovery, a proposed rate increase should be considered for implementation July 1, 2007.			
Alaska Pioneer Homes	64,300		
Management			
Pioneer Homes	12,494,900		
<b>Behavioral Health</b>		<b>85,471,500</b>	<b>60,669,600</b>
Alcohol Safety Action	105,000		
Program (ASAP)			
Behavioral Health Medicaid	32,156,100		
Services			
Behavioral Health Grants	16,873,500		
It is the intent of the legislature that the department reviews its procedures surrounding the awarding of recurring grants to assure that applicants are regularly evaluated on their performance in achieving the missions of the Department related to their specific grant and that the recipients' performance be measured and incorporated in to the decision whether to continue awarding grants.			
Behavioral Health	2,369,700		
Administration			
Community Action Prevention	958,100		
& Intervention Grants			
Rural Services and Suicide	2,115,200		
Prevention			

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
1				
2				
3	Psychiatric Emergency	6,153,400		
4	Services			
5	Services to the Seriously	9,837,900		
6	Mentally Ill			
7	Designated Evaluation and	1,211,900		
8	Treatment			
9	Services for Severely	6,526,200		
10	Emotionally Disturbed Youth			
11	It is the intent of the legislature that the Department of Health and Social Services provide a			
12	detailed five year plan for the Bring the Kids Home initiative that will include: infrastructure			
13	requirements in Alaska, number of beds needed identified by level of intensity, five year			
14	funding forecast, and the anticipated improvement of life for clients.			
15	Alaska Psychiatric Institute	7,164,500		
16	<b>Children's Services</b>		<b>11,548,700</b>	<b>11,548,700</b>
17	Children's Medicaid Services	3,830,000		
18	Children's Services	64,200		
19	Management			
20	Front Line Social Workers	148,600		
21	Foster Care Augmented Rate	500,000		
22	Foster Care Special Need	747,900		
23	Residential Child Care	1,956,300		
24	Infant Learning Program	4,301,700		
25	Grants			
26	<b>Juvenile Justice</b>		<b>370,200</b>	<b>370,200</b>
27	McLaughlin Youth Center	159,500		
28	Fairbanks Youth Facility	95,000		
29	Bethel Youth Facility	55,700		
30	Probation Services	60,000		
31	<b>Public Health</b>		<b>217,000</b>	<b>217,000</b>
32	Certification and Licensing	118,700		
33	Community Health Grants	98,300		

	Appropriation	General	Other
	Allocations	Funds	Funds
<b>Senior and Disabilities</b>	<b>14,011,700</b>	<b>13,033,900</b>	<b>977,800</b>
<b>Services</b>			
It is the intent of the legislature that the department examine their procedure for maintaining the disabilities waitlist to assure that criteria for listing are consistent, objective and meaningful, that the list is accurately maintained without unnecessary action by individuals on the list, that the list identify services already being received by those on the list and that the list be managed to promote parity in the provision of services through out the social services system.			
It is the intent of the legislature that the department utilize funds referenced as available to begin the Inventory of Client and Agency Planning (ICAP) process as recommended in the Ad Hoc Committee on the Developmental Disability Waitlist Recommendations for Change report. It is further the intent of the legislature that the Department move forward with implementation of the report recommendations as appropriate and submit a progress report to the Legislature by January 15, 2007, which includes information regarding the number of individuals on the waiting list that have had an ICAP completed as well as the Department's recommended action for those recommendations contained in the Ad Hoc report with which they may disagree.			
Senior and Disabilities	2,272,200		
Services Administration			
Protection and Community	740,300		
Services			
Senior Community Based	3,024,400		
Grants			
Community Developmental	7,974,800		
Disabilities Grants			
<b>Departmental Support Services</b>	<b>1,426,400</b>	<b>1,334,300</b>	<b>92,100</b>
Agency-wide Unallocated	-187,000		
Reduction			
Administrative Support	394,300		
Services			
Health Planning and	50,000		



		Appropriation	General	Other
		Allocations	Funds	Funds
1	Infrastructure			
2	Information Technology	819,100		
3	Services			
4	HSS State Facilities Rent	350,000		
5				
6	<b>Boards and Commissions</b>	<b>1,284,900</b>	<b>590,800</b>	<b>694,100</b>
7	AK Mental Health & Alcohol	809,200		
8	& Drug Abuse Boards			
9	Commission on Aging	120,000		
10	Governor's Council on	230,000		
11	Disabilities and Special			
12	Education			
13	Suicide Prevention Council	125,700		
14				
15	*****	*****		
16	***** <b>Department of Law</b> *****			
17	*****	*****		
18	<b>Civil Division</b>	<b>76,900</b>	<b>76,900</b>	
19	Human Services Section	76,900		
20	*****	*****		
21	***** <b>Department of Natural Resources</b> *****			
22	*****	*****		
23	<b>Resource Development</b>	<b>1,443,900</b>		<b>1,443,900</b>
24	Mental Health Trust Lands	1,443,900		
25	Administration			
26	*****	*****		
27	***** <b>Department of Revenue</b> *****			
28	*****	*****		
29	<b>Alaska Mental Health Trust</b>	<b>1,738,100</b>		<b>1,738,100</b>
30	<b>Authority</b>			
31	Mental Health Trust	1,738,100		
32	Operations			

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Items</b>	<b>Funds</b>	<b>Funds</b>
	*****	*****		
	***** <b>University of Alaska</b> *****			
	*****	*****		
1	It is the intent of the legislature that the University of Alaska continues its partnership with			
2	the Department of Education and Early Development in support of the Alaska Statewide			
3	Mentor Project.			
4	<b>University of Alaska</b>	<b>1,025,800</b>	<b>200,800</b>	<b>825,000</b>
5	Budget Reductions/Additions	45,000		
6	- Systemwide			
7	Statewide Services	100,000		
8	Anchorage Campus	488,500		
9	Fairbanks Campus	287,300		
10	Juneau Campus	105,000		
11	*****	*****		
12	***** <b>Alaska Court System</b> *****			
13	*****	*****		
14	<b>Alaska Court System</b>	<b>693,100</b>	<b>227,800</b>	<b>465,300</b>
15	Budget requests from agencies of the Judicial Branch are transmitted as requested.			
16	Trial Courts	693,100		
17	(SECTION 2 OF THIS ACT BEGINS ON PAGE 9)			

\* **Sec. 2** The following appropriation items are for operating expenditures from the general fund or other funds as set out in the fiscal year 2007 budget summary by funding source to the state agencies named and for the purposes set out in the new legislation for the fiscal year beginning July 1, 2006 and ending June 30, 2007. The appropriation items contain funding for legislation assumed to have passed during the second session of the twenty-fourth legislature and are to be considered part of the agency operating budget. Should a measure listed in this section either fail to pass, its substance fail to be incorporated in some other measure, or be vetoed by the governor, the appropriation for that measure shall lapse. A department-wide, agency-wide, or branch-wide unallocated reduction or increase set out in the New Legislation section may be allocated among the appropriations made in this section to that department, agency, or branch.

	Appropriation	General	Other
	Items	Funds	Funds
HB 105 Medicaid for Adult Dental Services	425,000		425,000
appropriated to Department of Health and Social Services			

(SECTION 3 OF THIS ACT BEGINS ON PAGE 10)

\* **Sec. 3.** The following sets out the funding by agency for the appropriations made in sec. 1 and sec. 2 of this Act.

Funding Source	Operating	New Legislation	Total
<b>Department of Administration</b>			
1037 General Fund / Mental Health	1,705,300	0	1,705,300
1092 Mental Health Trust Authority	106,100	0	106,100
Authorized Receipts			
*** Total Agency Funding ***	\$1,811,400	\$0	\$1,811,400
<b>Department of Corrections</b>			
1037 General Fund / Mental Health	6,165,900	0	6,165,900
1092 Mental Health Trust Authority	281,000	0	281,000
Authorized Receipts			
*** Total Agency Funding ***	\$6,446,900	\$0	\$6,446,900
<b>Department of Education and Early Development</b>			
1037 General Fund / Mental Health	119,300	0	119,300
1092 Mental Health Trust Authority	225,000	0	225,000
Authorized Receipts			
*** Total Agency Funding ***	\$344,300	\$0	\$344,300
<b>Department of Health and Social Services</b>			
1037 General Fund / Mental Health	100,323,700	0	100,323,700
1092 Mental Health Trust Authority	7,673,200	425,000	8,098,200
Authorized Receipts			
1180 Alcohol and Other Drug Abuse	18,892,700	0	18,892,700
Treatment & Prevention Fund			
*** Total Agency Funding ***	\$126,889,600	\$425,000	\$127,314,600
<b>Department of Law</b>			
1037 General Fund / Mental Health	76,900	0	76,900
*** Total Agency Funding ***	\$76,900	\$0	\$76,900
<b>Department of Natural Resources</b>			
1092 Mental Health Trust Authority	1,443,900	0	1,443,900

			New	
	Funding Source	Operating	Legislation	Total
	Authorized Receipts			
	*** Total Agency Funding ***	\$1,443,900	\$0	\$1,443,900
	<b>Department of Revenue</b>			
	1094 Mental Health Trust	1,738,100	0	1,738,100
	Administration			
	*** Total Agency Funding ***	\$1,738,100	\$0	\$1,738,100
	<b>University of Alaska</b>			
	1037 General Fund / Mental Health	200,800	0	200,800
	1092 Mental Health Trust Authority	825,000	0	825,000
	Authorized Receipts			
	*** Total Agency Funding ***	\$1,025,800	\$0	\$1,025,800
	<b>Alaska Court System</b>			
	1037 General Fund / Mental Health	227,800	0	227,800
	1092 Mental Health Trust Authority	465,300	0	465,300
	Authorized Receipts			
	*** Total Agency Funding ***	\$693,100	\$0	\$693,100
	* * * * * Total Budget * * * * *	\$140,470,000	\$425,000	\$140,895,000
	(SECTION 4 OF THIS ACT BEGINS ON PAGE 12)			

\* **Sec. 4.** The following sets out the statewide funding for the appropriations made in sec. 1 and sec. 2 of this Act.

		New		
Funding Source		Operating	Legislation	Total
<b>General Funds</b>				
1037	General Fund / Mental Health	108,819,700		108,819,700
***Total General Funds***		\$108,819,700	\$0	\$108,819,700
<b>Federal Funds</b>				
***Total Federal Funds***		\$0	\$0	\$0
<b>Other Non-Duplicated Funds</b>				
1092	Mental Health Trust Authority	11,019,500	425,000	11,444,500
Authorized Receipts				
1094	Mental Health Trust	1,738,100		1,738,100
Administration				
1180	Alcohol and Other Drug Abuse	18,892,700		18,892,700
Treatment & Prevention Fund				
***Total Other Non-Duplicated Funds***		\$31,650,300	\$425,000	\$32,075,300
<b>Duplicated Funds</b>				
***Total Duplicated Funds***		\$0	\$0	\$0

(SECTION 5 OF THIS ACT BEGINS ON PAGE 13)

\* **Sec. 5.** The following appropriation items are for capital projects and grants from the general fund or other funds as set out in section 6 of this Act by funding source to the agencies named for the purposes expressed and lapse under AS 37.25.020, unless otherwise noted.

	Appropriation	General	Other
	Allocations	Funds	Funds
	*****	*****	
	***** <b>Department of Health and Social Services</b> *****		
	*****	*****	
Alaska Psychiatric	3,000,000	3,000,000	
Institute Asbestos			
Abatement (HD 17-32)			
This appropriation is for costs associated with fulfilling the obligation of the State of Alaska related to the demolition and asbestos abatement of the old Alaska Psychiatric Institute.			
Cost Share Match for Bring	5,000,000	5,000,000	
the Kids Home (HD 1-40)			
Home and Community-Based	400,000		400,000
Group Home Development (HD			
1-40)			
Home Modification and	200,000		200,000
Design Upgrades (HD 1-40)			
Transitional Housing for	1,200,000		1,200,000
Substance Abuse (HD 1-40)			
	*****	*****	
	***** <b>Department of Natural Resources</b> *****		
	*****	*****	
Mental Health Trust Land	550,000		550,000
Development (HD 1-40)			
Mental Health Trust Land	350,000		350,000
Facilities Maintenance (HD			
1-40)			

	Appropriation	General	Other
	Allocations	Items	Funds
	*****	*****	
	***** Department of Revenue	*****	
	*****	*****	
<b>Alaska Housing Finance</b>			
<b>Corporation</b>			
AHFC Beneficiary and	1,750,000		1,750,000
Special Needs Housing (HD			
1-40)			
AHFC Homeless Assistance	2,000,000		2,000,000
Program (HD 1-40)			
	*****	*****	
	***** Department of Transportation/Public Facilities	*****	
	*****	*****	
Coordinated Transportation	400,000		400,000
and Vehicles (HD 1-40)			
	(SECTION 6 OF THIS ACT BEGINS ON PAGE 15)		



\* **Sec. 6.** The following sets out the funding by agency for the appropriations made in sec. 5 of this Act.

Funding Source	Amount
<b>Department of Health and Social Services</b>	
1037 General Fund / Mental Health	8,000,000
1092 Mental Health Trust Authority Authorized Receipts	350,000
1139 Alaska Housing Finance Corporation Dividend	250,000
1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	1,200,000
*** Total Agency Funding ***	\$9,800,000
<b>Department of Natural Resources</b>	
1092 Mental Health Trust Authority Authorized Receipts	900,000
*** Total Agency Funding ***	\$900,000
<b>Department of Revenue</b>	
1092 Mental Health Trust Authority Authorized Receipts	1,000,000
1139 Alaska Housing Finance Corporation Dividend	2,750,000
*** Total Agency Funding ***	\$3,750,000
<b>Department of Transportation/Public Facilities</b>	
1092 Mental Health Trust Authority Authorized Receipts	400,000
*** Total Agency Funding ***	\$400,000
* * * * * Total Budget * * * * *	\$14,850,000

(SECTION 7 OF THIS ACT BEGINS ON PAGE 16)

\* **Sec. 7.** The following sets out the statewide funding for the appropriations made in sec. 5 of this Act.

Funding Source	Amount
<b>General Funds</b>	
1037 General Fund / Mental Health	8,000,000
***Total General Funds***	\$8,000,000
<b>Federal Funds</b>	
***Total Federal Funds***	\$0
<b>Other Non-Duplicated Funds</b>	
1092 Mental Health Trust Authority Authorized Receipts	2,650,000
1139 Alaska Housing Finance Corporation Dividend	3,000,000
1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	1,200,000
***Total Other Non-Duplicated Funds***	\$6,850,000
<b>Duplicated Funds</b>	
***Total Duplicated Funds***	\$0

(SECTION 8 OF THIS ACT BEGINS ON PAGE 17)

1     \* **Sec. 8.** In accordance with AS 37.14.003 and 37.14.005, the appropriations made by this  
2 Act are for the state's integrated comprehensive mental health program.

3     \* **Sec. 9.** NONGENERAL FUND RECEIPTS. (a) Alaska Mental Health Trust Authority  
4 authorized receipts (AS 37.14.036) or administration receipts (AS 37.14.036) that exceed the  
5 amounts appropriated by this Act are appropriated conditioned upon compliance with the  
6 program review provisions of AS 37.07.080(h).

7             (b) If Alaska Mental Health Trust Authority authorized receipts (AS 37.14.036) or  
8 administration receipts (AS 37.14.036) fall short of the estimates appropriated in this Act, the  
9 affected appropriation is reduced by the amount of the shortfall in receipts.

10    \* **Sec. 10.** SALARY AND BENEFIT ADJUSTMENTS. (a) The appropriations made in sec.  
11 1 of this Act include amounts for salary and benefit adjustments for public officials, officers,  
12 and employees of the executive branch, Alaska Court System employees, employees of the  
13 legislature, and legislators and to implement the terms for the fiscal year ending June 30,  
14 2007, of the following collective bargaining agreements:

- 15                     (1) Alaska Public Employees Association, for the Confidential Unit;
- 16                     (2) Alaska Public Employees Association, for the Supervisory Unit;
- 17                     (3) Alaska State Employees Association, for the General Government Unit;
- 18                     (4) Marine Engineers Beneficial Association, representing licensed engineers  
19 employed by the Alaska marine highway system;
- 20                     (5) Public Employees Local 71, for the Labor, Trades and Crafts Unit;
- 21                     (6) Inlandboatmen's Union of the Pacific, representing the unlicensed marine  
22 unit;
- 23                     (7) International Organization of Masters, Mates, and Pilots, for the Masters,  
24 Mates, and Pilots Unit;
- 25                     (8) Public Safety Employees Association, representing regularly  
26 commissioned public safety officers;
- 27                     (9) Alaska Correctional Officers Association, representing correctional  
28 officers;
- 29                     (10) Alaska Vocational Technical Center Teachers' Association - National  
30 Education Association, representing employees of the Alaska Vocational Technical Center.

31             (b) The appropriations made in sec. 1 of this Act include the arbitration award

- 1 increasing the employer health insurance contribution amount for employees in the Alaska
- 2 State Employees Association Health Benefits Trust.
- 3 \* **Sec. 11.** This Act takes effect July 1, 2006.