



# **LAWS OF ALASKA**

**2007**

**Source**  
CCS HB 96

**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 operating expenditures from the general fund or other funds as set out in section 2 of this Act to the agencies named for the purposes expressed for the fiscal year beginning July 1, 2007 and ending June 30, 2008, unless otherwise indicated. A department-wide, 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	Funds	Funds
	*****	*****	
	***** <b>Department of Administration</b> *****		
	*****	*****	
<b>Legal and Advocacy Services</b>	<b>1,700,100</b>	<b>1,700,100</b>	
Office of Public Advocacy	1,549,700		
Public Defender Agency	150,400		
	*****	*****	
	***** <b>Department of Corrections</b> *****		
	*****	*****	
<b>Population Management</b>	<b>611,500</b>	<b>611,500</b>	
Offender Habilitation	611,500		
Programs			
It is the intent of the legislature that the Department will develop plans and proposals for inmate habilitation and reentry programs that can be undertaken during FY08; identify federal or other funding sources available for such programs; and seek receipt authority for those identified funds.			
<b>Inmate Health Care</b>	<b>5,897,200</b>	<b>5,687,200</b>	<b>210,000</b>
Inmate Health Care	5,897,200		
	*****	*****	
	***** <b>Department of Education and Early Development</b> *****		
	*****	*****	
<b>Teaching and Learning Support</b>	<b>349,400</b>	<b>49,400</b>	<b>300,000</b>
Student and School	349,400		

	Appropriation	General	Other
	Allocations	Funds	Funds
Achievement			
<b>Alaska Postsecondary</b>	<b>200,000</b>		<b>200,000</b>
<b>Education Commission</b>			
Program Administration &	200,000		
Operations			
*****		*****	
***** <b>Department of Health and Social Services</b> *****			
*****		*****	

No money appropriated in this appropriation may be expended for an abortion that is not a mandatory service required under AS 47.07.030(a). The money appropriated for Health and Social Services may be expended only for mandatory services required under Title XIX of the Social Security Act and for optional services offered by the state under the state plan for medical assistance that has been approved by the United States Department of Health and Human Services. This statement is a statement of the purpose of the appropriation and is neither merely descriptive language nor a statement of legislative intent.

It is the intent of the legislature that the Department continues to aggressively pursue Medicaid cost containment initiatives. Efforts should continue where the Department believes additional cost containment is possible including further efforts to contain travel expenses. The Department must continue efforts imposing regulations controlling and materially reducing the cost of Personal Care Attendant (PCA) services. Efforts must be continued utilizing existing resources to impose regulations screening applicants for Residential Psychiatric Treatment Center (RPTC) services, especially for out-of-state services. The department must address the entire matrix of optional Medicaid services, reimbursement rates and eligibility requirements that are the basis of the Medicaid growth algorithm. This work is to utilize the results of the Medicaid Assessment and Planning analysis. The legislature requests that by January 2008 the Department be prepared to present projections of future Medicaid funding requirements under our existing statute and regulations and be prepared to present and evaluate the consequences of viable policy alternatives that could be implemented to lower growth rates and reducing projections of future costs.

It is the intent of the legislature that the Department of Health and Social Services actively participate in the development and growth of Alaska's therapeutic courts.

	Appropriation	General	Other	
	Allocations	Items	Funds	Funds
It is the intent of the legislature that the department evaluate establishing an asset test to be incorporated in Denali KidCare and Child Care Benefits programs' eligibility determinations that includes the value of assets leased and not owned by the applicant. The department should report to the legislature, no later than January 15, 2008, possible asset test structures their projected consequences on program participants and any necessary changes to statute, regulation or Alaska's Medicaid State Plan.				
Alaskan Pioneer Homes		12,511,600	12,511,600	
It is the intent of the legislature that the Department maintain regulations requiring all residents of the Pioneer Homes to apply for all appropriate benefit programs prior to a state subsidy being provided for their care from the State Payment Assistance program.				
It is the intent of the legislature that all pioneers' homes and veterans' homes applicants shall 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.				
Alaska Pioneer Homes	64,300			
Management				
Pioneer Homes	12,447,300			
Behavioral Health		86,903,800	63,303,500	23,600,300
Alcohol Safety Action	305,400			
Program (ASAP)				
Behavioral Health Medicaid	32,156,100			
Services				
Behavioral Health Grants	16,418,900			
It is the intent of the legislature that the department continue developing polices and procedures surrounding the awarding of recurring grants to assure that applicants are regularly evaluated on their performance in achieving outcomes consistent with the expectations and missions of the Department related to their specific grant. The recipient's specific performance should be measured and incorporated into the decision whether to continue				

	Appropriation	General	Other
	Allocations	Funds	Funds
awarding grants. Performance measurement should be standardized, accurate, objective and fair, recognizing and compensating for differences among grant recipients including acuity of services provided, client base, geographic location and other factors necessary and appropriate to reconcile and compare grant recipient performances across the array of providers and services involved.			
Behavioral Health	2,473,100		
Administration			
Community Action Prevention	958,100		
& Intervention Grants			
Rural Services and Suicide	2,115,200		
Prevention			
Psychiatric Emergency	6,103,400		
Services			
Services to the Seriously	9,399,300		
Mentally Ill			
It is the intent of the legislature that the department provide the legislature, no later than January 15, 2008, a report on the progress and funding to-date for the Bring the Kids Home initiative and a five-year projected plan of development and anticipated funding requirements including in-state infrastructure needs, care levels, in-state bed counts, out-of-state bed counts, waitlists, Mental Health Trust Authority participation and expected outcomes and improvements in the lives of clients expected to be achieved.			
Designated Evaluation and	1,211,900		
Treatment			
Services for Severely	8,600,200		
Emotionally Disturbed Youth			
Alaska Psychiatric Institute	7,162,200		
<b>Children's Services</b>		<b>11,728,600</b>	<b>180,000</b>
Children's Medicaid Services	3,830,000		
Children's Services	64,100		
Management			
Front Line Social Workers	148,600		

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
	Foster Care Augmented Rate	500,000		
	Foster Care Special Need	747,900		
	Residential Child Care	1,956,300		
	Infant Learning Program	4,481,700		
	Grants			
	<b>Adult Preventative Dental</b>	<b>1,425,000</b>		<b>1,425,000</b>
	<b>Medicaid Services</b>			
	Adult Preventative Dental	1,425,000		
	Medicaid Services			
	<b>Juvenile Justice</b>	<b>558,600</b>	<b>369,400</b>	<b>189,200</b>
	McLaughlin Youth Center	348,400		
	Fairbanks Youth Facility	94,700		
	Bethel Youth Facility	55,700		
	Probation Services	59,800		
	<b>Public Health</b>	<b>716,600</b>	<b>466,600</b>	<b>250,000</b>
	Women, Children and Family	500,000		
	Health			
	It is the intent of the legislature that the Department of Health and Social Services maintain			
	fiscal accountability for Alaska's Breast and Cervical Cancer screening population by			
	amending the age eligibility criteria based on the amount of federal resources appropriated on			
	an annual basis. It is incumbent upon the Department of Health and Social Services to revise			
	criteria appropriately to ensure that federal resources remain the sole source of financial			
	support for this program.			
	Certification and Licensing	118,300		
	Community Health Grants	98,300		
	<b>Senior and Disabilities</b>	<b>13,904,400</b>	<b>13,156,600</b>	<b>747,800</b>
	<b>Services</b>			
	It is the intent of the legislature that the department continue improving procedures for			
	maintaining the disabilities waitlist to assure that criteria for listing are consistent, objective			
	and meaningful. The list should be accurately maintained without unnecessary action by			
	individuals on the list, identify services already being received by those on the list and be			



		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Items</b>	<b>Funds</b>
1				
2				
3	utilized to promote parity in the provision of service throughout the social services system.			
4	It is the intent of the legislature that the department act expeditiously in the administrative			
5	processing of individuals on the waitlist so that they may begin receiving services as quickly			
6	as possible utilizing the funding increment initiated in the fiscal 2007 budget.			
7	It is the intent of the legislature that regulations related to the General Relief / Temporary			
8	Assisted Living program be reviewed and revised as needed to minimize the length of time			
9	that the state provides housing alternatives and assure the services are provided only to			
10	intended beneficiaries who are actually experiencing harm, abuse or neglect. The department			
11	should educate care coordinators and direct service providers about who should be referred			
12	and when they are correctly referred to the program in order that referring agents correctly			
13	match consumer needs with the program services intended by the department.			
14	It is the intent of the legislature that the department continues the Inventory of Client and			
15	Agency Planning (ICAP) process as recommended in the Ad Hoc Committee on the			
16	Developmental Disability Waitlist Recommendations for Change report. It is further the			
17	intent of the legislature that the Department move forward with implementation of the report			
18	recommendations as appropriate and submit a progress report to the Legislature by January			
19	15, 2008, which includes information regarding the number of individuals on the waiting list			
20	that have had an ICAP completed as well as the Department's recommended action for those			
21	recommendations contained in the Ad Hoc report with which they may disagree.			
22	Senior and Disabilities	2,294,900		
23	Services Administration			
24	Protection and Community	740,300		
25	Services			
26	Senior Community Based	2,944,400		
27	Grants			
28	Community Developmental	7,924,800		
29	Disabilities Grants			
30	<b>Departmental Support Services</b>	<b>1,739,000</b>	<b>1,659,000</b>	<b>80,000</b>
31	Office of Program Review	98,400		
32	Administrative Support	393,100		
33	Services			

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Health Planning and	80,000		
4	Infrastructure			
5	Information Technology	817,500		
6	Services			
7	HSS State Facilities Rent	350,000		
8	<b>Boards and Commissions</b>	<b>1,611,500</b>	<b>568,900</b>	<b>1,042,600</b>
9	AK Mental Health & Alcohol	819,400		
10	& Drug Abuse Boards			
11	Commission on Aging	130,600		
12	Governor's Council on	536,000		
13	Disabilities and Special			
14	Education			
15	Suicide Prevention Council	125,500		
16	*****	*****		
17	***** <b>Department of Law</b> *****			
18	*****	*****		
19	<b>Civil Division</b>	<b>76,700</b>	<b>76,700</b>	
20	Human Services and Child	76,700		
21	Protection			
22	*****	*****		
23	***** <b>Department of Natural Resources</b> *****			
24	*****	*****		
25	<b>Resource Development</b>	<b>1,653,700</b>		<b>1,653,700</b>
26	Mental Health Trust Lands	1,653,700		
27	Administration			
28	*****	*****		
29	***** <b>Department of Revenue</b> *****			
30	*****	*****		
31	<b>Alaska Mental Health Trust</b>	<b>2,213,000</b>		<b>2,213,000</b>
32	<b>Authority</b>			
33	Mental Health Trust	2,213,000		

1			<b>Appropriation</b>	<b>General</b>	<b>Other</b>
2		<b>Allocations</b>	<b>Items</b>	<b>Funds</b>	<b>Funds</b>
3	Operations				
4		*****	*****		
5		***** <b>University of Alaska</b> *****			
6		*****	*****		
7	<b>University of Alaska</b>		<b>1,285,800</b>	<b>200,800</b>	<b>1,085,000</b>
8	Statewide Services	300,000			
9	Anchorage Campus	945,800			
10	Fairbanks Campus	40,000			
11		*****	*****		
12		***** <b>Alaska Court System</b> *****			
13		*****	*****		
14	<b>Alaska Court System</b>		<b>827,700</b>	<b>589,900</b>	<b>237,800</b>
15	Trial Courts	827,700			
16	(SECTION 2 OF THIS ACT BEGINS ON PAGE 10)				

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

Funding Source	Amount
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**Department of Administration**

1037 General Fund / Mental Health	1,700,100
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*** Total Agency Funding ***	\$1,700,100
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**Department of Corrections**

1037 General Fund / Mental Health	6,298,700
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1092 Mental Health Trust Authority Authorized	210,000
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Receipts

*** Total Agency Funding ***	\$6,508,700
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**Department of Education and Early Development**

1037 General Fund / Mental Health	49,400
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1092 Mental Health Trust Authority Authorized	500,000
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Receipts

*** Total Agency Funding ***	\$549,400
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**Department of Health and Social Services**

1037 General Fund / Mental Health	103,584,200
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1092 Mental Health Trust Authority Authorized	8,622,200
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Receipts

1180 Alcohol and Other Drug Abuse Treatment &	18,892,700
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Prevention Fund

*** Total Agency Funding ***	\$131,099,100
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**Department of Law**

1037 General Fund / Mental Health	76,700
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*** Total Agency Funding ***	\$76,700
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**Department of Natural Resources**

1092 Mental Health Trust Authority Authorized	1,653,700
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Receipts

*** Total Agency Funding ***	\$1,653,700
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**Department of Revenue**

1	1094 Mental Health Trust Administration	2,213,000
2	*** Total Agency Funding ***	\$2,213,000
3	<b>University of Alaska</b>	
4	1037 General Fund / Mental Health	200,800
5	1092 Mental Health Trust Authority Authorized	1,085,000
6	Receipts	
7	*** Total Agency Funding ***	\$1,285,800
8	<b>Alaska Court System</b>	
9	1037 General Fund / Mental Health	589,900
10	1092 Mental Health Trust Authority Authorized	237,800
11	Receipts	
12	*** Total Agency Funding ***	\$827,700
13	* * * * * Total Budget * * * * *	\$145,914,200
14	(SECTION 3 OF THIS ACT BEGINS ON PAGE 12)	

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

Funding Source	Amount
<b>General Funds</b>	
1037 General Fund / Mental Health	112,499,800
***Total General Funds***	\$112,499,800
<b>Federal Funds</b>	
***Total Federal Funds***	\$0
<b>Other Non-Duplicated Funds</b>	
1092 Mental Health Trust Authority Authorized Receipts	12,308,700
1094 Mental Health Trust Administration	2,213,000
1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	18,892,700
***Total Other Non-Duplicated Funds***	\$33,414,400
<b>Duplicated Funds</b>	
***Total Duplicated Funds***	\$0

(SECTION 4 OF THIS ACT BEGINS ON PAGE 13)

\* **Sec. 4.** The following appropriation items are for capital projects and grants from the general fund or other funds as set out in section 5 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> *****		
	*****	*****	
MH Southcentral Foundation	7,000,000	7,000,000	
Eklutna Residential			
Psychiatric Treatment			
Center - Match for Bring			
the Kids Home (HD 13-16)			
MH Cost Share Match for	1,000,000	1,000,000	
Bring the Kids Home (HD			
1-40)			
MH Treatment and Recovery	750,000	250,000	500,000
Based Special Needs Housing			
(HD 1-40)			
MH Home Modification and	250,000		250,000
Upgrades to Retain Housing			
(HD 1-40)			
MH Deferred Maintenance and	2,000,000	2,000,000	
Americans with Disabilities			
Act Improvement Grants to			
Service Providers and for			
Trust Beneficiaries (HD			
1-40)			
MH Essential Program	350,000	350,000	
Equipment (HD 1-40)			

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Items</b>	<b>Funds</b>
				<b>Funds</b>
3		*****	*****	
4		***** <b>Department of Natural Resources</b> *****		
5		*****	*****	
6	Mental Health Trust Land	650,000		650,000
7	Development (HD 1-40)			
8	Mental Health Trust Land	350,000		350,000
9	Facilities Maintenance (HD			
10	1-40)			
11		*****	*****	
12		***** <b>Department of Revenue</b> *****		
13		*****	*****	
14	<b>Alaska Housing Finance</b>			
15	<b>Corporation</b>			
16	Beneficiary and Special	1,750,000		1,750,000
17	Needs Housing (HD 1-40)			
18	Emergency Assistance Grants	200,000		200,000
19	for Mental Health Trust			
20	Beneficiaries (HD 1-40)			
21	Homeless Assistance Program	1,500,000		1,500,000
22	(HD 1-40)			
23		*****	*****	
24		***** <b>Department of Transportation/Public Facilities</b> *****		
25		*****	*****	
26	Coordinated Transportation	300,000		300,000
27	and Vehicles (HD 1-40)			
28	(SECTION 5 OF THIS ACT BEGINS ON PAGE 15)			



\* **Sec. 5.** The following sets out the funding by agency for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
<b>Department of Health and Social Services</b>	
1037 General Fund / Mental Health	10,600,000
1092 Mental Health Trust Authority Authorized Receipts	500,000
1139 Alaska Housing Finance Corporation Dividend	250,000
*** Total Agency Funding ***	\$11,350,000
<b>Department of Natural Resources</b>	
1092 Mental Health Trust Authority Authorized Receipts	1,000,000
*** Total Agency Funding ***	\$1,000,000
<b>Department of Revenue</b>	
1092 Mental Health Trust Authority Authorized Receipts	700,000
1139 Alaska Housing Finance Corporation Dividend	2,750,000
*** Total Agency Funding ***	\$3,450,000
<b>Department of Transportation/Public Facilities</b>	
1092 Mental Health Trust Authority Authorized Receipts	300,000
*** Total Agency Funding ***	\$300,000
* * * * * Total Budget * * * * *	\$16,100,000

(SECTION 6 OF THIS ACT BEGINS ON PAGE 16)

\* **Sec. 6.** The following sets out the statewide funding for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
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**General Funds**

1037 General Fund / Mental Health	10,600,000
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***Total General Funds***	\$10,600,000
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**Federal Funds**

***Total Federal Funds***	\$0
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**Other Non-Duplicated Funds**

1092 Mental Health Trust Authority Authorized	2,500,000
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Receipts

1139 Alaska Housing Finance Corporation Dividend	3,000,000
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***Total Other Non-Duplicated Funds***	\$5,500,000
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**Duplicated Funds**

***Total Duplicated Funds***	\$0
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(SECTION 7 OF THIS ACT BEGINS ON PAGE 17)

1     \* **Sec. 7. PURPOSE.** In accordance with AS 37.14.003 and 37.14.005, the appropriations  
2 made by this Act are for the state's integrated comprehensive mental health program.

3     \* **Sec. 8. 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. 9. 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 2008, 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                 (11) Teachers' Education Association of Mt. Edgecumbe.

1 (b) The operating budget appropriations made to the University of Alaska in sec. 1 of  
2 this Act include amounts for salary and benefit adjustments for the fiscal year ending June 30,  
3 2008, for university employees who are not members of a collective bargaining unit and for  
4 implementing the monetary terms of the collective bargaining agreements including the terms  
5 of the agreement providing for the health benefit plan for university employees represented by  
6 the following entities:

7 (1) Alaska Higher Education Crafts and Trades Employees;

8 (2) Alaska Community Colleges' Federation of Teachers;

9 (3) United Academics;

10 (4) United Academics-Adjuncts.

11 (c) If a collective bargaining agreement listed in (a) or (b) of this section is not ratified  
12 by the membership of the respective collective bargaining unit, the appropriations made by  
13 this Act that are applicable to that collective bargaining unit's agreement are reduced  
14 proportionately by the amount for that collective bargaining agreement, and the corresponding  
15 funding source amounts are reduced accordingly.

16 (d) Appropriations made in sec. 1 of this Act for salary and benefit adjustments as  
17 described in (a) and (b) of this section are for the benefit of the state's integrated  
18 comprehensive mental health program only and do not necessarily affect every group of  
19 noncovered employees or every collective bargaining unit listed in (a) and (b) of this section.

20 \* **Sec. 10.** This Act takes effect July 1, 2007.