

SENATE BILL NO. 78

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATORS GREEN, Ben Stevens, Therriault, Bunde, Cowdery, Dyson, Ogan, Seekins, Taylor, Wagoner, Wilken

REPRESENTATIVES Lynn, Wilson

Introduced: 2/21/03

Referred: Health, Education and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to an optional group of persons eligible for medical assistance who**
2 **require treatment for breast and cervical cancer; relating to cost sharing by those**
3 **recipients under the medical assistance program; and providing for an effective date."**

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

5 *** Section 1.** AS 47.07.020(b) is amended by adding a new paragraph to read:

6 (15) persons who have been diagnosed with breast or cervical cancer
7 and who are eligible for coverage under 42 U.S.C. 1396a(a)(10)(A)(ii)(XVIII).

8 *** Sec. 2.** AS 47.07.042 is amended by adding a new subsection to read:

9 (e) Except as provided in (c) of this section and notwithstanding (b) of this
10 section, the department may require premiums and other cost-sharing contributions
11 from recipients who are eligible for assistance under AS 47.07.020(b)(15) to the
12 maximum extent allowed by federal law. If the department requires premiums or
13 other cost-sharing contributions under this subsection, the department shall

14 (1) adopt in regulation a sliding scale for those premiums or

1 contributions based on household income; and

2 (2) implement a system by which the department or its designee
3 collects the premiums or other cost-sharing contributions.

4 * **Sec. 3.** Section 1, ch. 33, SLA 2001, is repealed.

5 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 TRANSITION: CONTINUED ELIGIBILITY FOR CURRENT RECIPIENTS. A
8 person who applied, and was determined eligible, for medical assistance under sec. 1, ch. 33,
9 SLA 2001, may continue to receive that medical assistance under AS 47.07.020(b)(15),
10 enacted by sec. 1 of this Act, without reapplying for an eligibility determination under
11 AS 47.07.020(b)(15), enacted by sec. 1 of this Act, so long as the person remains eligible for
12 that assistance under AS 47.07.020(b)(15), enacted by sec. 1 of this Act.

13 * **Sec. 5.** The uncodified law of the State of Alaska is amended by adding a new section to
14 read:

15 TRANSITION: REGULATIONS. To the extent the regulations are not inconsistent
16 with this Act, regulations relating to the optional group of persons eligible for medical
17 assistance who require treatment for breast or cervical cancer adopted by the Department of
18 Health and Social Services and in effect before the effective date of this section remain in
19 effect as valid regulations implementing this Act. The Department of Health and Social
20 Services may administer and enforce those previously adopted regulations relating to this
21 optional group.

22 * **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to
23 read:

24 TRANSITION. State plan provisions adopted under AS 47.07.042(a) - (c) and
25 approved by the federal government apply to persons who are eligible for assistance under
26 AS 47.07.020(b)(15), enacted by sec. 1 of this Act, until conflicting state plan amendments
27 are adopted under AS 47.07.042(e), enacted by sec. 2 of this Act, and are approved by the
28 federal government.

29 * **Sec. 7.** This Act takes effect immediately under AS 01.10.070(c).