

HOUSE BILL NO. 168

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE SPECIAL COMMITTEE ON MILITARY AND VETERANS' AFFAIRS

Introduced: 2/22/05

Referred: House Special Committee on Military and Veterans' Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to receipt of income by an Alaska Pioneers' Home or Alaska Veterans'**
2 **Home resident."**

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

4 * **Section 1.** AS 47.55.020(b) is amended to read:

5 (b) Every person admitted to a home who receives income from any source in
6 excess of \$150 [\$100] a month shall be required by the department to pay the excess
7 to the department immediately upon receipt of the money in payment, or part payment,
8 of the cost of the person's care. However, the department may not require in any
9 month the payment of an amount greater than the monthly rate set under
10 AS 47.55.030(b) except to satisfy indebtedness incurred under AS 47.55.070. The
11 department may not evict a person from a home if the income and assets of the person
12 are insufficient to pay the monthly rate set under AS 47.55.030(b) and the person is
13 otherwise in compliance with requirements under this chapter.

14 * **Sec. 2.** AS 47.55.020(c) is amended to read:

1 (c) At the end of each month, the payments made under (b) of this section
 2 shall be transmitted to the commissioner of revenue. The department may pay the sum
 3 of **\$150** [\$100] a month to a resident without money.

4 * **Sec. 3.** AS 47.55.020(d) is amended to read:

5 (d) Notwithstanding AS 47.55.070 and (b) of this section, a resident of a home
 6 whose income, assets, and other resources are insufficient to pay the monthly rate set
 7 under AS 47.55.030(b), and who does not have private insurance to cover the cost of
 8 care, qualifies for payment assistance if the resident is otherwise in compliance with
 9 requirements under this chapter. The amount of payment assistance equals the amount
 10 needed, when added to other income and assets of the resident, to pay the monthly rate
 11 set under AS 47.55.030(b). Payment assistance received by a home resident is a debt
 12 to the state. In determining the amount of payment assistance for which a home
 13 resident qualifies, the following income, assets, and other resources of the resident
 14 shall be disregarded:

15 (1) income from any source in an amount up to **\$150** [\$100] a month
 16 as established by the department by regulation;

17 (2) the following assets received under 43 U.S.C. 1601 - 1629g
 18 (Alaska Native Claims Settlement Act):

19 (A) cash dividends and other income equal to at least \$2,000 as
 20 established by the department by regulation;

21 (B) stock;

22 (C) noncash dividends from stock; and

23 (D) land;

24 (3) a permanent fund dividend issued under AS 43.23;

25 (4) compensation to volunteers under the federal retired and senior
 26 volunteers (42 U.S.C. 5001), foster grandparents (42 U.S.C. 5011), and senior
 27 companion (42 U.S.C. 5013) programs made in accordance with 42 U.S.C. 5044(f);

28 (5) federal World War II restitution payments made under 50 U.S.C.
 29 App. 1989b-4 and c-5;

30 (6) payments under AS 18.67 (Violent Crimes Compensation Board);

31 (7) an amount, determined by the department by regulation, that is

1 sufficient for burial expenses of the resident, the resident's spouse, and dependents of
2 the resident;

3 (8) real property being used as the primary residence of the resident's
4 spouse or a dependent of the resident;

5 (9) other real or personal property equal to at least a total value of up
6 to \$10,000 as established by the department by regulation.