

AMENDMENT #1

OFFERED IN THE SENATE
TO: CSSB 4(FIN)

BY SENATOR WIELECHOWSKI

1 Page 1, line 2, following "**amount;**":

2 Insert "; **amending medical income eligibility provisions for persons under 19**
3 **years of age and for pregnant women**"

4

5 Page 1, following line 3:

6 Insert a new bill section to read:

7 **"* Section 1.** AS 47.07.020(b) is amended to read:

8 (b) In addition to the persons specified in (a) of this section, the following
9 optional groups of persons for whom the state may claim federal financial
10 participation are eligible for medical assistance:

11 (1) persons eligible for but not receiving assistance under any plan of
12 the state approved under 42 U.S.C. 1381 - 1383c (Title XVI, Social Security Act,
13 Supplemental Security Income) or a federal program designated as the successor to the
14 aid to families with dependent children program;

15 (2) persons in a general hospital, skilled nursing facility, or
16 intermediate care facility, who, if they left the facility, would be eligible for assistance
17 under one of the federal programs specified in (1) of this subsection;

18 (3) persons under 21 years of age who are under supervision of the
19 department, for whom maintenance is being paid in whole or in part from public
20 funds, and who are in foster homes or private child-care institutions;

21 (4) aged, blind, or disabled persons, who, because they do not meet
22 income and resources requirements, do not receive supplemental security income
23 under 42 U.S.C. 1381 - 1383c (Title XVI, Social Security Act), and who do not

1 receive a mandatory state supplement, but who are eligible, or would be eligible if
2 they were not in a skilled nursing facility or intermediate care facility to receive an
3 optional state supplementary payment;

4 (5) persons under 21 years of age who are in an institution designated
5 as an intermediate care facility for the mentally retarded and who are financially
6 eligible as determined by the standards of the federal program designated as the
7 successor to the aid to families with dependent children program;

8 (6) persons in a medical or intermediate care facility whose income
9 while in the facility does not exceed \$1,656 a month but who would not be eligible for
10 an optional state supplementary payment if they left the hospital or other facility;

11 (7) persons under 21 years of age who are receiving active treatment in
12 a psychiatric hospital and who are financially eligible as determined by the standards
13 of the federal program designated as the successor to the aid to families with
14 dependent children program;

15 (8) persons under 21 years of age and not covered under (a) of this
16 section, who would be eligible for benefits under the federal program designated as
17 the successor to the aid to families with dependent children program, except that they
18 have the care and support of both their natural and adoptive parents;

19 (9) pregnant women not covered under (a) of this section and who
20 meet the income and resource requirements of the federal program designated as the
21 successor to the aid to families with dependent children program;

22 (10) persons under 21 years of age not covered under (a) of this section
23 who the department has determined cannot be placed for adoption without medical
24 assistance because of a special need for medical or rehabilitative care and who the
25 department has determined are hard-to-place children eligible for subsidy under
26 AS 25.23.190 - 25.23.210;

27 (11) persons who can be considered under 42 U.S.C. 1396a(e)(3) (Title
28 XIX, Social Security Act, Medical Assistance) to be individuals with respect to whom
29 a supplemental security income is being paid under 42 U.S.C. 1381 - 1383c (Title
30 XVI, Social Security Act) because they meet all of the following criteria:

31 (A) they are 18 years of age or younger and qualify as disabled

1 individuals under 42 U.S.C. 1382c(a) (Title XVI, Social Security Act);

2 (B) the department has determined that

3 (i) they require a level of care provided in a hospital,
4 nursing facility, or intermediate care facility for the mentally retarded;

5 (ii) it is appropriate to provide their care outside of an
6 institution; and

7 (iii) the estimated amount that would be spent for
8 medical assistance for their individual care outside an institution is not
9 greater than the estimated amount that would otherwise be expended
10 individually for medical assistance within an appropriate institution;

11 (C) if they were in a medical institution, they would be eligible
12 for medical assistance under other provisions of this chapter; and

13 (D) home and community-based services under a waiver
14 approved by the federal government are either not available to them under this
15 chapter or would be inappropriate for them;

16 (12) disabled persons, as described in 42 U.S.C.
17 1396a(a)(10)(A)(ii)(XIII), who are in families whose income, as determined under
18 applicable federal regulations or guidelines, is less than 250 percent of the official
19 poverty line applicable to a family of that size according to the federal office of
20 management and budget, and who, but for earnings in excess of the limit established
21 under 42 U.S.C. 1396d(q)(2)(B), would be considered to be individuals with respect to
22 whom a supplemental security income is being paid under 42 U.S.C. 1381 - 1383c; a
23 person eligible for assistance under this paragraph who is not eligible under another
24 provision of this section shall pay a premium or other cost-sharing charges according
25 to a sliding fee scale that is based on income as established by the department in
26 regulations;

27 (13) persons under 19 years of age who are not covered under (a) of
28 this section and whose household income does not exceed **175 percent of the federal**
29 **poverty line for Alaska set by the United States Department of Health and**
30 **Human Services and revised under 42 U.S.C. 9902(2)**

31 [(A) \$1,635 A MONTH IF THE HOUSEHOLD CONSISTS

1 OF ONE PERSON;

2 (B) \$2,208 A MONTH IF THE HOUSEHOLD CONSISTS OF
3 TWO PERSONS;

4 (C) \$2,782 A MONTH IF THE HOUSEHOLD CONSISTS OF
5 THREE PERSONS;

6 (D) \$3,355 A MONTH IF THE HOUSEHOLD CONSISTS OF
7 FOUR PERSONS;

8 (E) \$3,928 A MONTH IF THE HOUSEHOLD CONSISTS OF
9 FIVE PERSONS;

10 (F) \$4,501 A MONTH IF THE HOUSEHOLD CONSISTS OF
11 SIX PERSONS;

12 (G) \$5,074 A MONTH IF THE HOUSEHOLD CONSISTS OF
13 SEVEN PERSONS;

14 (H) \$5,647 A MONTH IF THE HOUSEHOLD CONSISTS OF
15 EIGHT PERSONS;

16 (I) \$5,647 A MONTH, PLUS AN ADDITIONAL \$574 A
17 MONTH FOR EACH EXTRA PERSON ABOVE EIGHT PERSONS WHO
18 IS IN THE HOUSEHOLD IF THE HOUSEHOLD CONSISTS OF NINE
19 PERSONS OR MORE];

20 (14) pregnant women who are not covered under (a) of this section and
21 whose household income does not exceed 175 percent of the federal poverty
22 guideline for Alaska set by the United States Department of Health and Human
23 Services

24 [(A) \$2,208 A MONTH IF THE HOUSEHOLD CONSISTS
25 OF TWO PERSONS;

26 (B) \$2,782 A MONTH IF THE HOUSEHOLD CONSISTS OF
27 THREE PERSONS;

28 (C) \$3,355 A MONTH IF THE HOUSEHOLD CONSISTS OF
29 FOUR PERSONS;

30 (D) \$3,928 A MONTH IF THE HOUSEHOLD CONSISTS OF
31 FIVE PERSONS;

1 (E) \$4,501 A MONTH IF THE HOUSEHOLD CONSISTS OF
2 SIX PERSONS;

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4 SEVEN PERSONS;

5 (G) \$5,647 A MONTH IF THE HOUSEHOLD CONSISTS OF
6 EIGHT PERSONS;

7 (H) \$5,647 A MONTH, PLUS AN ADDITIONAL \$574 A
8 MONTH FOR EACH EXTRA PERSON ABOVE EIGHT PERSONS WHO
9 IS IN THE HOUSEHOLD IF THE HOUSEHOLD CONSISTS OF NINE
10 PERSONS OR MORE];

11 (15) persons who have been diagnosed with breast or cervical cancer
12 and who are eligible for coverage under 42 U.S.C. 1396a(a)(10)(A)(ii)(XVIII)."
13

14 Page 1, line 4:

15 Delete "**Section 1**"

16 Insert "**Sec. 2**"

17
18 Renumber the following bill sections accordingly.
19

20 Page 4, line 1:

21 Delete "secs. 1 - 10"

22 Insert "secs. 2 - 11"

23
24 Page 4, line 3:

25 Delete "secs. 8 and 10"

26 Insert "secs. 9 and 11"

27
28 Page 4, line 7:

29 Delete "Section 11"

30 Insert "Section 12"

- 1 Page 4, line 8:
- 2 Delete "sec. 12"
- 3 Insert "sec. 13"