



AMENDMENT #3

OFFERED IN THE HOUSE
TO: CSSB 136(CRA)

BY REPRESENTATIVE WOOL

Josephson
Spohnko (2
Snyder

1 Page 3, following line 1:

2 Insert a new bill section to read:

3 **** Sec. 2.** AS 47.05.010, as amended by sec. 41 of Executive Order 121, is amended to
4 read:

5 **Sec. 47.05.010. Duties of Department of Health.** The Department of Health
6 shall

7 (1) administer adult public assistance, the Alaska temporary assistance
8 program, and all other assistance programs, and receive and spend money made
9 available to it;

10 (2) adopt regulations necessary for the conduct of its business and for
11 carrying out federal and state laws granting adult public assistance, temporary cash
12 assistance, diversion payments, or self-sufficiency services for needy families under
13 the Alaska temporary assistance program, and other assistance;

14 (3) establish minimum standards for personnel employed by the
15 department and adopt necessary regulations to maintain those standards;

16 (4) require those bonds and undertakings from persons employed by it
17 that, in its judgment, are necessary, and pay the premiums on them;

18 (5) cooperate with the federal government in matters of mutual
19 concern pertaining to adult public assistance, the Alaska temporary assistance
20 program, and other forms of public assistance;

21 (6) make the reports, in the form and containing the information, that
22 the federal government from time to time requires;

23 (7) cooperate with the federal government in adopting state plans to

1 make the state eligible for federal matching in appropriate categories of assistance, and
2 in all matters of mutual concern, including adoption of the methods of administration
3 that are found by the federal government to be necessary for the efficient operation of
4 welfare programs;

5 (8) adopt regulations, not inconsistent with law, defining need,
6 prescribing the conditions of eligibility for assistance, and establishing standards for
7 determining the amount of assistance that an eligible person is entitled to receive; the
8 amount of the assistance is sufficient when, added to all other income and resources
9 available to an individual, it provides the individual with a reasonable subsistence
10 compatible with health and well-being; an individual who meets the requirements for
11 eligibility for assistance shall be granted the assistance promptly upon application for
12 it;

13 (9) grant to a person claiming or receiving assistance and who is
14 aggrieved because of the department's action or failure to act, reasonable notice and an
15 opportunity for a fair hearing by the office of administrative hearings (AS 44.64.010),
16 and the department shall adopt regulations relative to this;

17 (10) enter into reciprocal agreements with other states relative to
18 public assistance that are considered advisable;

19 (11) establish the requirements of residence for public assistance that
20 are considered advisable, subject to the limitations of other laws of the state, or law or
21 regulation imposed as conditions for federal financial participation;

22 (12) establish the divisions and local offices that are considered
23 necessary or expedient to carry out a duty or authority assigned to it and appoint and
24 employ the assistants and personnel that are necessary to carry on the work of the
25 divisions and offices, and fix the compensation of the assistants or employees, except
26 that a person engaged in business as a retail vendor of general merchandise, or a
27 member of the immediate family of a person who is so engaged, may not serve as an
28 acting, temporary, or permanent local agent of the department, unless the
29 commissioner of health certifies in writing to the governor, with relation to a particular
30 community, that no other qualified person is available in the community to serve as
31 local welfare agent; for the purposes of this paragraph, a "member of the immediate

1 family" includes a spouse, child, parent, brother, sister, parent-in-law, brother-in-law,
2 or sister-in-law;

3 (13) provide education and health-related services and referrals
4 designed to reduce the number of out-of-wedlock pregnancies and the number of
5 induced pregnancy terminations in the state;

6 (14) investigate reports of abuse, neglect, or misappropriation of
7 property by certified nurse aides in facilities licensed by the department under
8 AS 47.32;

9 (15) establish state policy relating to and administer federal programs
10 subject to state control as provided under 42 U.S.C. 3001 - 3058ee (Older Americans
11 Act of 1965), as amended, and related federal regulations;

12 (16) administer the older Alaskans service grants under AS 47.65.010 -
13 47.65.050 and the adult day care and family respite care grants under AS 47.65.100;

14 (17) develop and implement a public education program to
15 promote safe firearm storage; the program under this paragraph must be
16 primarily directed at the actions of adults and may not address other matters
17 related to the right to keep and bear arms; the department shall consider public
18 input when preparing the focus and content of each public education program
19 under this program;

20 (18) the department shall prepare a report that summarizes the
21 program activities under (17) of this section and, not later than the 10th
22 legislative day of each regular legislative session, deliver the report to the
23 governor, the senate secretary, and the chief clerk of the house of representatives
24 and notify the legislature that the report is available."

25
26 Renumber the following bill section accordingly.