

AMENDMENT # 1

OFFERED IN THE SENATE  
TO: CSSB 57(FIN)

BY SENATOR GIESSEL

1 Page 1, line 1, following "Act":

2 Insert "relating to home- and community-based services under the medical  
3 assistance program;"

4

5 Page 1, following line 4:

6 Insert a new bill section to read:

7 **\*\* Section 1.** AS 47.07.045 is amended by adding a new subsection to read:

8 (e) Unless prohibited by federal law, the state shall allow a legally responsible  
9 person to provide personal care services under this section to a recipient of medical  
10 assistance under the 1915(k) state plan option under 42 U.S.C. 1396n."

11

12 Page 1, line 5:

13 Delete "Section 1"

14 Insert "Sec. 2"

15

16 Renumber the following bill sections accordingly.

17

18 Page 4, line 24, following "PLAN.":

19 Insert "(a) The Department of Health shall amend and submit for federal approval the  
20 state plan for medical assistance coverage consistent with AS 47.07.045(e), enacted by sec. 1  
21 of this Act.

22 (b)"

23

1 Page 4, line 28:

2 Delete "sec. 1"

3 Insert "sec. 2"

4

5 Page 4, line 31:

6 Delete "sec. 1"

7 Insert "sec. 2"

8

9 Page 5, line 3, following "(a)":

10 Insert "Section 1 of this Act takes effect only if, and only to the extent that, the United  
11 States Department of Health and Human Services approves the amendment to the state plan  
12 for medical assistance under AS 47.07.045(e), enacted by sec. 1 of this Act.

13 (b) If the United States Department of Health and Human Services approves the  
14 amendment to the state plan submitted under sec. 7(a) of this Act, the commissioner of health  
15 shall notify the revisor of statutes in writing not later than 30 days after receiving notice of the  
16 approval.

17 (c)"

18

19 Reletter the following subsection accordingly.

20

21 Page 5, line 3:

22 Delete "Section 1"

23 Insert "Section 2"

24

25 Page 5, line 5:

26 Delete "sec. 6"

27 Insert "sec. 7"

28

29 Page 5, following line 8:

30 Insert a new bill section to read:

31 "\* **Sec. 9.** If sec. 1 of this Act takes effect, it takes effect on the 31st day after the date the

1 commissioner of health receives notice of approval of the amendment to the state plan from  
2 the United States Department of Health and Human Services under sec. 8(a) of this Act."

3

4 Renumber the following bill section accordingly.

5

6 Page 5, line 9:

7 Delete "sec. 1"

8 Insert "sec. 2"

9

10 Page 5, line 10:

11 Delete "sec. 1"

12 Insert "sec. 2"

13

14 Page 5, line 11:

15 Delete "sec. 7(b)"

16 Insert "sec. 8(d)"

17

18 Page 5, following line 11:

19 Insert a new bill section to read:

20 "\* **Sec. 11.** Sections 7(a), and 8(a) and (b) of this Act take effect immediately under  
21 AS 01.10.070(c)."