

Introduced: 1/31/79
Referred: Health, Education &
Social Services

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 109

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making express reference to health maintenance
7 organizations as included in the certificate-of-need
8 program; and providing for an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 18.07.031 is amended to read:

11 Sec. 18.07.031. CERTIFICATE OF NEED REQUIRED. No person may
12 undertake the following unless authorized under the terms of a certifi-
13 cate of need issued by the office:

14 (1) construction, development, or other establishment of a
15 health care facility or a health maintenance organization;

16 (2) alteration of the bed capacity of a health care facility
17 or a health maintenance organization;

18 (3) addition or elimination of a category of health services
19 provided by a health care facility or a health maintenance organization.

20 * Sec. 2. AS 18.07.041 is amended by adding a new subsection to read:

21 (b) In the case of a new category of service proposed to be
22 provided by or through a health maintenance organization, the state
23 agency may not deny a certificate of need with respect to that service
24 (or otherwise make a finding under this chapter that that service is
25 not needed) when

26 (1) the state agency has granted a certificate of need
27 which authorized the development of the service or expenditures in
28 preparation for that offering or development (or has otherwise made a
29 finding that the development or expenditure is needed); and

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(2) the offering of this category of service will be consistent with the basic objectives, time schedules, and plans of the previously approved application.

* Sec. 3. AS 18.07.111 is amended by adding a new paragraph to read:

(12) "health maintenance organization" means the same thing as stated in 42 C.F.R. 123.401.

* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.070(c).