

1 IN THE HOUSE

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2

HOUSE BILL NO. 342

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to medical assistance for needy  
7 persons."

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

9 \* Section 1. AS 47.07.020(b) is amended to read:

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

13 (1) persons eligible for but not receiving assistance under  
14 any plan of the state approved under 42 U.S.C. 601 - 615 (Title IV-A,  
15 Social Security Act, Aid to Families with Dependent Children) or 42  
16 U.S.C. 1381 - 1383c (Title XVI, Social Security Act, Supplemental  
17 Security Income);

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

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

26 (4) aged, blind, or disabled persons, who, because they do  
27 not meet income and resources requirements, do not receive supple-  
28 mental security income under 42 U.S.C. 1381 - 1383c (Title XVI, Social  
29 Security Act), and who do not receive a mandatory state supplement,

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

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

8 (6) persons in a medical or intermediate care facility  
9 whose income while in the facility does not exceed 300 percent of the  
10 supplemental security income benefit rate under 42 U.S.C. 1381 - 1383c  
11 (Title XVI, Social Security Act) but who would not be eligible for an  
12 optional state supplementary payment if they left the hospital or  
13 other facility;

14 (7) persons under age 21 who are receiving active treatment  
15 in a psychiatric hospital and who are financially eligible as deter-  
16 mined by the standards of 42 U.S.C. 601 - 615 (Title IV-A, Social  
17 Security Act, Aid to Families with Dependent Children);

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

22 (9) pregnant women not covered under (a) of this section  
23 and who meet the income and resource requirements of the federal aid  
24 to families with dependent children program;

25 (10) pregnant women, and children five years of age or  
26 younger, with a household income that does not exceed 100 percent of  
27 the federal poverty level.

28 \* Sec. 2. AS 47.07.030(b) is amended to read:

29 (b) In addition to the mandatory services specified in (a) of

1 this section, the department may offer only the following optional  
2 services: case management services for pregnant women; personal care  
3 services in a recipient's home; emergency hospital services; long-term  
4 care noninstitutional services; medical supplies and equipment; clinic  
5 services; inpatient psychiatric facility services for individuals age  
6 65 or older and individuals under age 21; physical therapy; occupa-  
7 tional therapy; chiropractic services; treatment of speech, hearing,  
8 and language disorders; adult dental services; prosthetic devices and  
9 eyeglasses; optometrists' services; intermediate care facility ser-  
10 vices, including intermediate care facility services for the mentally  
11 retarded; skilled nursing facility services for individuals under age  
12 21; and reasonable transportation to and from the point of medical  
13 care.

14 \* Sec. 3. AS 47.07.035 is amended to read:

15 Sec. 47.07.035. PRIORITY OF MEDICAL ASSISTANCE. If the depart-  
16 ment finds that the cost of medical assistance for all persons eligi-  
17 ble under this chapter will exceed the amount allocated in the state  
18 budget for that assistance for the fiscal year, the department shall  
19 eliminate coverage for optional medical services and optionally eligi-  
20 ble groups of individuals in the following order:

- 21 (1) chiropractic services;
- 22 (2) adult dental services;
- 23 (3) emergency hospital services;
- 24 (4) treatment of speech, hearing, and language disorders;
- 25 (5) optometrists' services and eyeglasses;
- 26 (6) occupational therapy;
- 27 (7) prosthetic devices;
- 28 (8) medical supplies and equipment;
- 29 (9) clinic services;

- 1 (10) physical therapy;
- 2 (11) personal care services in a recipient's home;
- 3 (12) long-term care noninstitutional services;
- 4 (13) inpatient psychiatric facility services;
- 5 (14) intermediate care facility services for the mentally  
6 retarded;
- 7 (15) intermediate care facility services;
- 8 (16) pregnant women, and children five years of age or  
9 younger, with a household income that does not exceed 100 percent of  
10 the federal poverty level;
- 11 (17) individuals under age 21 who are not eligible for  
12 benefits under the federal aid to families with dependent children  
13 program because they are not deprived of one or more of their natural  
14 or adoptive parents;
- 15 (18) [(17)] skilled nursing facility services for persons  
16 under age 21;
- 17 (19) [(18)] aged, blind, and disabled individuals who,  
18 because they do not meet the income requirements, do not receive  
19 supplemental security income under Title XVI of the Social Security  
20 Act, but who are eligible, or would be eligible if they were not in a  
21 skilled nursing facility or intermediate care facility, to receive an  
22 optional state supplementary payment;
- 23 (20) [(19)] individuals in a hospital, skilled nursing  
24 facility, or intermediate care facility whose income while in the  
25 facility does not exceed 300 percent of the supplemental security  
26 income benefit rate under Title XVI of the Social Security Act, but  
27 who, because of income, are not eligible for the optional state  
28 supplementary payment;
- 29 (21) [(20)] individuals under age 21 under supervision of

1 the department, for whom maintenance is being paid in whole or in part  
2 from public money and who are in foster homes or private child-care  
3 institutions.