

Original sponsors: Uehling, Halford,
Eliason, et al.

1 IN THE SENATE
2 HOUSE CS FOR SENATE BILL NO. 348 (HESS)
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 * Sac. 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 and nutrition services for pregnant women;
3 personal care services in a recipient's home; emergency hospital
4 services; long-term care noninstitutional services; medical supplies
5 and equipment; clinic services; inpatient psychiatric facility ser-
6 vices for individuals age 65 or older and individuals under age 21;
7 physical therapy; occupational therapy; chiropractic services; treat-
8 ment of speech, hearing, and language disorders; adult dental ser-
9 vices; prosthetic devices and eyeglasses; optometrists' services;
10 intermediate care facility services, including intermediate care
11 facility services for the mentally retarded; skilled nursing facility
12 services for individuals under age 21; prescribed drugs; and reason-
13 able transportation to and from the point of medical 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) prescribed drugs;

4 (13) long-term care noninstitutional services;

5 (14) [(13)] inpatient psychiatric facility services;

6 (15) [(14)] intermediate care facility services for the

7 mentally retarded;

8 (16) [(15)] intermediate care facility services;

9 (17) pregnant women, and children five years of age or

10 younger, with a household income that does not exceed 100 percent of

11 the federal poverty level;

12 (18) [(16)] individuals under age 21 who are not eligible fo

13 benefits under the federal aid to families with dependent children

14 program because they are not deprived of one or more of their natural

15 or adoptive parents;

16 (19) [(17)] skilled nursing facility services for persons

17 under age 21;

18 (20) [(18)] aged, blind, and disabled individuals who,

19 because they do not meet the income requirements, do not receive

20 supplemental security income under Title XVI of the Social Security

21 Act, but who are eligible, or would be eligible if they were not in a

22 skilled nursing facility or intermediate care facility, to receive an

23 optional state supplementary payment;

24 (21) [(19)] individuals in a hospital, skilled nursing

25 facility, or intermediate care facility whose income while in the

26 facility does not exceed 300 percent of the supplemental security

27 income benefit rate under Title XVI of the Social Security Act, but

28 who, because of income, are not eligible for the optional state

29 supplementary payment;

1 (22) [(20)] individuals under age 21 under supervision of
2 the department, for whom maintenance is being paid in whole or in part
3 from public money and who are in foster homes or private child-care
4 institutions.

5 * Sec. 4. AS 47.07 is amended by adding a new section to read:

6 Sec. 47.07.200. PAYMENT FOR PRESCRIBED DRUGS. Payment for
7 prescribed drugs shall be made in accordance with 42 CFR Part 447,
8 Subpart D.

9 * Sec. 5. AS 47.07.900 is amended by adding a new paragraph to read:

10 (11) "prescribed drugs" has the meaning given in 42 CFR
11 440.120.