

Introduced: 1/9/89
Referred: Health, Education &
Social Services, State Affairs
and Finance

6-0281A

1 IN THE HOUSE

BY ELLIS, GOLL, BROWN
AND HUDSON

2 HOUSE BILL NO. 54

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Older Alaskans Commission."

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

8 * Section 1. AS 47.65.010 is amended to read:

9 Sec. 47.65.010. OLDER ALASKANS SERVICE PROGRAMS ACCOUNT. The
10 older Alaskans service programs account is established in the Depart-
11 ment of Administration. An amount to carry out the provisions of
12 AS 47.65.010 - 47.65.050 [THIS CHAPTER] may be appropriated annually
13 by the legislature to the account. The amount appropriated to the
14 account shall be fully distributed by the Older Alaskans Commission to
15 sponsors of older Alaskans service programs in accordance with the
16 provisions of AS 47.65.010 - 47.65.050 [THIS CHAPTER].

17 * Sec. 2. AS 47.65.040(a) is amended to read:

18 (a) A sponsor receiving a grant under AS 47.65.010 - 47.65.050
19 [THIS CHAPTER] shall contribute to the total cost of the program or
20 project. The contribution may be in cash or in-kind services. The
21 amount of the sponsor's required contribution is determined by the
22 application of the following formula: average per capita full and true
23 value of all property in the municipality or community in which the
24 project or program takes place divided by the average per capita full
25 and true value of all property in the state, and then multiplied by
26 the contribution percentage to the estimated total program or project
27 cost as determined by the commission at the time of approval of a
28 grant application. However, the amount of the sponsor's contribution
29 may not amount to more than 10 percent of the total program or project

1 cost.

2 * Sec. 3. AS 47.65.050 is amended to read:

3 Sec. 47.65.050. ADMINISTRATIVE REQUIREMENTS. Payments received
4 by a sponsor under AS 47.65.010 - 47.65.050 [THIS CHAPTER] may be used
5 only to meet costs of services which the commission has determined
6 directly benefit older Alaskans. A payment may not be made by the
7 commission under this section unless the commission determines that
8 the sponsor

9 (1) [THE SPONSOR] meets accepted standards of fiscal ac-
10 countability for public funds;

11 (2) [THE SPONSOR] can demonstrate, when requested, the
12 actual cost of services which it is providing for the benefit of older
13 Alaskans; and

14 (3) [THE SPONSOR] agrees to make available, upon request,
15 all fiscal information relating to service for which payments are
16 provided under AS 47.65.010 - 47.65.050 [THIS CHAPTER].

17 * Sec. 4. AS 47.65 is amended by adding a new section to read:

18 Sec. 47.65.055. ADULT DAY CARE AND FAMILY RESPITE CARE. (a) In
19 addition to administering grants for adult day care programs and
20 family respite care services for older Alaskans under AS 47.65.010 -
21 47.65.050, the commission may make grants under this section from
22 funds otherwise available to it for adult day care programs and family
23 respite care services for frail older persons and other similarly
24 disabled adults.

25 (b) In order to fund grants under this section, the commission
26 and the Department of Administration may seek and enter into contracts
27 or grants with any party, including reimbursable service agreements
28 with other state agencies.

29 (c) The commission shall, by regulation, set fees for services

1 provided under this section. The fees must be based on a sliding
2 scale formula that takes into account the client's income and, if the
3 family claims the client as a dependent on a federal tax return, the
4 income of the client's immediate caregiver family.

5 (d) Fees established under (c) of this section may not exceed
6 the cost of the service. A person may not be denied service based
7 solely on inability to pay a fee established under this section.

8 (e) In this section

9 (1) "frail older person" means a state resident who is at
10 risk of institutional placement and

11 (A) is age 55 or older; or

12 (B) has Alzheimer's disease or a related disorder;

13 (2) "similarly disabled adult" means a state resident who
14 is 18 years of age or older who is at risk of institutional placement
15 but who is not a frail older person or an older Alaskan.

16 * Sec. 5. AS 47.65.060(3) is amended to read:

17 (3) "service program" means the following general categor-
18 ies of services to older Alaskans, including reasonable costs of
19 administration:

20 (A) nutritional programs;

21 (B) volunteer programs;

22 (C) adult day care programs and family respite care
23 services [PROGRAMS FOR LEISURE-TIME AND RECREATIONAL ACTIVITIES];

24 (D) health services;

25 (E) housing services;

26 (F) legal services and assistance;

27 (G) home health and homemaker services;

28 (H) counseling;

29 (I) information and referral services;

1 (J) programs which train persons to work with or
2 assist older Alaskans;

3 (K) transportation services;

4 (L) educational activities; and

5 (M) employment services;

6 * Sec. 6. AS 47.65.060 is amended by adding new paragraphs to read:

7 (5) "adult day care" means nonresidential care for a group
8 of persons that offers supervision, custodial care, and other appro-
9 priate social, physical, medical, or psychological services for per-
10 sons at risk of institutional placement;

11 (6) "at risk of institutional placement" means that a
12 person is either already a resident of an adult foster home or is
13 likely to need placement in a 24-hour care residential or nursing
14 facility, not including a mental health hospital, within the next six
15 months;

16 (7) "family respite care" means intermittent and substitute
17 care that provides relief for a family caregiver or adult foster home
18 provider by providing intermittent care in the form of companionship,
19 temporary supervision, and minor personal care to a person who is at
20 risk of institutional placement; the service may be provided either in
21 the home of the client or the caregiver, including in an adult foster
22 care home if that is the client's residence.