

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2

HOUSE BILL NO. 70

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 pharmaceutical medical assistance
7 for needy persons; and providing for an effective
8 date."

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

10 * Section 1. AS 47.07.030(b) is amended to read:

11 (b) In addition to the mandatory services specified in (a) of
12 this section, the department may offer only the following optional
13 services: case management and nutrition services for pregnant women;
14 personal care services in a recipient's home; emergency hospital
15 services; long-term care noninstitutional services; medical supplies
16 and equipment; clinic services; inpatient psychiatric facility ser-
17 vices for individuals age 65 or older and individuals under age 21;
18 prescribed drugs; physical therapy; occupational therapy; chiropractic
19 services; treatment of speech, hearing, and language disorders; adult
20 dental services; prosthetic devices and eyeglasses; optometrists'
21 services; intermediate care facility services, including intermediate
22 care facility services for the mentally retarded; skilled nursing
23 facility services for individuals under age 21; and reasonable trans-
24 portation to and from the point of medical care.

25 * Sec. 2. AS 47.07.035 is amended to read:

26 Sec. 47.07.035. PRIORITY OF MEDICAL ASSISTANCE. If the depart-
27 ment finds that the cost of medical assistance for all persons eligi-
28 ble under this chapter will exceed the amount allocated in the state
29 budget for that assistance for the fiscal year, the department shall

1 eliminate coverage for optional medical services and optionally eligi-
2 ble groups of individuals in the following order:

- 3 (1) chiropractic services;
- 4 (2) adult dental services;
- 5 (3) emergency hospital services;
- 6 (4) treatment of speech, hearing, and language disorders;
- 7 (5) optometrists' services and eyeglasses;
- 8 (6) occupational therapy;
- 9 (7) prosthetic devices;
- 10 (8) medical supplies and equipment;
- 11 (9) clinic services;
- 12 (10) physical therapy;
- 13 (11) personal care services in a recipient's home;
- 14 (12) prescribed drugs;
- 15 (13) long-term care noninstitutional services;
- 16 (14) [13] inpatient psychiatric facility services;
- 17 (15) [14] intermediate care facility services for the
18 mentally retarded;
- 19 (16) [15] intermediate care facility services;
- 20 (17) [16] pregnant women, and children five years of age or
21 younger, with a household income that does not exceed 100 percent of
22 the federal poverty level;
- 23 (18) [17] individuals under age 21 who are not eligible for
24 benefits under the federal aid to families with dependent children
25 program because they are not deprived of one or more of their natural
26 or adoptive parents;
- 27 (19) [18] skilled nursing facility services for persons
28 under age 21;
- 29 (20) [19] aged, blind, and disabled individuals who, because

1 they do not meet the income requirements, do not receive supplemental
2 security income under Title XVI of the Social Security Act, but who
3 are eligible, or would be eligible if they were not in a skilled
4 nursing facility or intermediate care facility, to receive an optional
5 state supplementary payment;

6 (21) [20] individuals in a hospital, skilled nursing facili-
7 ty, or intermediate care facility whose income while in the facility
8 does not exceed 300 percent of the supplemental security income bene-
9 fit rate under Title XVI of the Social Security Act, but who, because
10 of income, are not eligible for the optional state supplementary
11 payment;

12 (22) [21] individuals under age 21 under supervision of the
13 department, for whom maintenance is being paid in whole or in part
14 from public money and who are in foster homes or private child-care
15 institutions.

16 * Sec. 3. AS 47.07 is amended by adding a new section to read:

17 Sec. 47.07.065. PAYMENT FOR PRESCRIBED DRUGS. The department
18 shall pay for prescribed drugs under AS 47.07.030(b) in accordance
19 with 42 C.F.R. 447.331 -- 447.334.

20 * Sec. 4. AS 47.07.900 is amended by adding a new paragraph to read:

21 (11) "prescribed drugs" has the meaning given in 42 C.F.R.
22 440.120(a).

23 * Sec. 5. This Act takes effect July 1, 1989.