

HOUSE CS FOR CS FOR SENATE BILL NO. 101(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 5/5/94

Referred: Rules

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to interim assistance under the adult public assistance program;
2 requiring the Department of Health and Social Services to consult with the
3 Department of Education in order to develop an application process and disability
4 determination system to implement the adult public assistance program."

5 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

6 * Section 1. AS 47.25.440 is amended by adding a new subsection to read:

7 (b) The department shall consult with the division of vocational rehabilitation,
8 Department of Education, in order to develop an application process and disability
9 determination system that will efficiently implement AS 47.25.430 - 47.25.615.

10 * Sec. 2. AS 47.25.455(a) is amended to read:

11 (a) The department shall pay at least \$280 a month to a person eligible for
12 assistance under this chapter until an initial determination of [WHILE] the eligibility
13 of the person for benefits under 42 U.S.C. 1381 - 1385 (Title XVI, Social Security
14 Act, Supplemental Security Income Program [.] is made. The department shall

1 terminate assistance under this section upon an initial determination that the
2 person is ineligible for assistance under 42 U.S.C. 1381 - 1385 and may not
3 continue assistance under this section during subsequent appeals of the initial
4 determination [BEING DETERMINED]. Payments in excess of \$280 a month may
5 be made under this section if the department determines that money is available for
6 excess payments.

7 * Sec. 3. AS 47.25.455(d) is amended to read:

8 (d) Beginning the first full month after a person is determined to be eligible
9 for assistance under 42 U.S.C. 1381 - 1383, the department shall terminate interim
10 assistance to that person under this section, unless it has already been terminated
11 under (a) of this section, and begin payments to the person under AS 47.25.430.

12 * Sec. 4. AS 47.25.455 is amended by adding new subsections to read:

13 (e) A person applying for assistance under this section shall, as a condition of
14 eligibility for the assistance, agree to repay the assistance to the state upon a final
15 determination that the person is not eligible to receive a benefit under 42 U.S.C. 1381-
16 1383.

17 (f) The amount owed by a person to the state under (c) or (e) of this section
18 is considered an overpayment that is subject to the provisions of AS 47.05.080.

19 * Sec. 5. APPLICABILITY. AS 47.25.455(a) and (d), as amended by secs. 2 and 3 of this
20 Act, and AS 47.25.455(e) and (f), added by sec. 4 of this Act, apply to

21 (1) applications for assistance under AS 47.25.455 that are submitted to, or
22 pending with, the Department of Health and Social Services on or after the effective date of
23 this Act; and

24 (2) recipients of assistance under AS 47.25.455 whose determinations of
25 eligibility for assistance under 42 U.S.C. 1381 - 1385 are not final by the effective date of this
26 Act.