

**HOUSE BILL NO. 20**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
THIRTY-SECOND LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE JOSEPHSON**

**Introduced: 1/8/21**  
**Referred: Prefiled**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act requiring the state medical assistance program to provide services; relating to**  
2 **cost containment of the state medical assistance program; relating to payment for adult**  
3 **dental services; and providing for an effective date."**

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

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

6 (b) In addition to the mandatory services specified in (a) of this section and the  
7 services provided under (d) of this section, the department **shall** [MAY] offer [ONLY]  
8 the following optional services: case management services for traumatic or acquired  
9 brain injury; case management and nutrition services for pregnant women; personal  
10 care services in a recipient's home; emergency hospital services; long-term care  
11 noninstitutional services; medical supplies and equipment; advanced practice  
12 registered nurse services; clinic services; rehabilitative services for children eligible  
13 for services under AS 47.07.063, substance abusers, and emotionally disturbed or  
14 chronically mentally ill adults; targeted case management services; inpatient

1 psychiatric facility services for individuals 65 years of age or older and individuals  
 2 under 21 years of age; psychologists' services; clinical social workers' services; marital  
 3 and family therapy services; professional counseling services; midwife services;  
 4 prescribed drugs; physical therapy; occupational therapy; chiropractic services; low-  
 5 dose mammography screening, as defined in AS 21.42.375(e); hospice care; treatment  
 6 of speech, hearing, and language disorders; adult dental services; prosthetic devices  
 7 and eyeglasses; optometrists' services; intermediate care facility services, including  
 8 intermediate care facility services for persons with intellectual and developmental  
 9 disabilities; skilled nursing facility services for individuals under 21 years of age; and  
 10 reasonable transportation to and from the point of medical care.

11 \* **Sec. 2.** AS 47.07.036(b) is amended to read:

12 (b) The department, in implementing this section, **may not** [SHALL TAKE  
 13 ALL REASONABLE STEPS TO] implement cost containment measures that [DO  
 14 NOT] eliminate program eligibility or the scope of services required or authorized  
 15 under AS 47.07.020 and 47.07.030 [BEFORE IMPLEMENTING COST  
 16 CONTAINMENT MEASURES UNDER (c) OF THIS SECTION THAT DIRECTLY  
 17 AFFECT PROGRAM ELIGIBILITY OR COVERAGE OF SERVICES]. The  
 18 **department may take** cost containment measures **that** [TAKEN UNDER THIS  
 19 SUBSECTION MAY] include new utilization review procedures, changes in provider  
 20 payment rates, precertification requirements for coverage of services, **or** [AND]  
 21 agreements with federal officials under which the federal government will assume  
 22 responsibility for coverage of some individuals or some services for some individuals  
 23 through such federal programs as the Indian Health Service or Medicare.

24 \* **Sec. 3.** AS 47.07.067(a) is amended to read:

25 (a) **The** [SUBJECT TO APPROPRIATION, THE] department shall pay for  
 26 minimum treatment and for preventative and restorative adult dental services provided  
 27 under AS 47.07.030(b) and under regulations adopted by the commissioner in  
 28 conformity with applicable federal requirements and this chapter. Regulations adopted  
 29 under this section must include the following:

30 (1) [EXCEPT AS PROVIDED IN (d) OF THIS SECTION,] a  
 31 maximum amount of benefits for preventative and restorative adult dental services of

1 \$1,150 for each eligible recipient in a fiscal year; and

2 (2) specification of the scope of coverage for preventative and  
3 restorative adult dental services.

4 \* **Sec. 4.** AS 47.07.067(d) is amended to read:

5 (d) **The** [IF THE DEPARTMENT AUTHORIZES OR APPROVES  
6 PAYMENT FOR COMPLETE OR PARTIAL DENTURES FOR AN ELIGIBLE  
7 RECIPIENT, THE] department may authorize the payment **for complete or partial**  
8 **dentures for an eligible recipient** in one fiscal year of the maximum payment amount  
9 for not more than two fiscal years. [A RECIPIENT IS NOT ELIGIBLE FOR  
10 ADDITIONAL BENEFITS UNDER THIS SECTION FOR A TWO-YEAR  
11 PERIOD.]

12 \* **Sec. 5.** AS 47.07.036(c) is repealed.

13 \* **Sec. 6.** AS 47.07.067(b) and 47.07.067(c) are repealed.

14 \* **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to  
15 read:

16 MEDICAID STATE PLAN FEDERAL APPROVAL. The commissioner of health  
17 and social services shall amend and submit to the United States Department of Health and  
18 Human Services for approval the state plan for medical assistance coverage consistent with  
19 AS 47.07.030(b), as amended by sec. 1 of this Act, AS 47.07.036, as amended by secs. 2 and  
20 5 of this Act, and AS 47.07.067, as amended by secs. 3, 4, and 6 of this Act.

21 \* **Sec. 8.** The uncodified law of the State of Alaska is amended by adding a new section to  
22 read:

23 NOTIFICATION. The commissioner of health and social services shall notify the  
24 revisor of statutes when the United States Department of Health and Human Services  
25 approves or disapproves an amendment to the state plan for medical assistance submitted  
26 under sec. 7 of this Act.

27 \* **Sec. 9.** The uncodified law of the State of Alaska is amended by adding a new section to  
28 read:

29 CONDITIONAL EFFECT. (a) Section 1 of this Act takes effect only if the United  
30 States Department of Health and Human Services approves an amendment to the state plan  
31 for medical assistance coverage corresponding to the amendment to AS 47.07.030(b) in sec. 1

1 of this Act before January 1, 2024.

2 (b) Sections 2 and 5 of this Act take effect only if the United States Department of  
3 Health and Human Services approves an amendment to the state plan for medical assistance  
4 coverage corresponding to the amendments to AS 47.07.036 in secs. 2 and 5 of this Act  
5 before January 1, 2024.

6 (c) Sections 3, 4, and 6 of this Act take effect only if the United States Department of  
7 Health and Human Services approves an amendment to the state plan for medical assistance  
8 coverage corresponding to the amendments to AS 47.07.067 in secs. 3, 4, and 6 of this Act  
9 before January 1, 2024.

10 \* **Sec. 10.** (a) If sec. 1 of this Act takes effect, it takes effect on the day after the date the  
11 commissioner of health and social services notifies the revisor of statutes of approval of the  
12 corresponding amendment to the state plan.

13 (b) If secs. 2 and 5 of this Act take effect, they take effect on the day after the date the  
14 commissioner of health and social services notifies the revisor of statutes of approval of the  
15 corresponding amendment to the state plan.

16 (c) If secs. 3, 4, and 6 of this Act take effect, they take effect on the day after the date  
17 the commissioner of health and social services notifies the revisor of statutes of approval of  
18 the corresponding amendment to the state plan.