

**HOUSE BILL NO. 361**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE PRAX**

**Introduced: 2/20/24**

**Referred: Health and Social Services**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the medical assistance program and mental health or substance use**  
2 **disorder benefit requirements; and providing for an effective date."**

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

4 **\* Section 1.** AS 47.07.030 is amended by adding a new subsection to read:

5 (i) In providing the services required under this section, the department shall  
6 comply with the mental health or substance use disorder benefit requirements  
7 established under 26 U.S.C. 9812, 29 U.S.C. 1185a, and 42 U.S.C. 300gg-26.

8 **\* Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
9 read:

10 MEDICAID STATE PLAN. The Department of Health shall submit as necessary for  
11 approval by the United States Department of Health and Human Services amendments to the  
12 state plan under AS 47.07.040 to comply with the mental health or substance use disorder  
13 benefit requirements established under 26 U.S.C. 9812, 29 U.S.C. 1185a, and 42 U.S.C.  
14 300gg-26.

1     \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
2 read:

3           CONDITIONAL EFFECT; NOTIFICATION. (a) Section 1 of this Act takes effect  
4 only if, and to the extent that, the United States Department of Health and Human Services  
5 approves amendments submitted in accordance with sec. 2 of this Act.

6           (b) The commissioner of health shall notify the revisor of statutes in writing within 30  
7 days after the United States Department of Health and Human Services approves amendments  
8 to the state plan.

9     \* **Sec. 4.** If sec. 1 of this Act takes effect, it takes effect the day after the United States  
10 Department of Health and Human Services approves the amendment to the state plan under  
11 sec. 3 of this Act.