



At hearing, Ms. N expressed concern over her ability to meet the cost requirements of the ALH with the reduced benefit amount.<sup>7</sup> Mr. J pays \$768 per month to the ALH for room and board.<sup>8</sup> Ms. U wants to ensure that Mr. J has adequate housing.<sup>9</sup>

### **III. Discussion**

The APA program provides cash payments to financially eligible persons who are over 65, blind, or disabled.<sup>10</sup> The benefit amount is based on income.<sup>11</sup> DPA is required to reevaluate benefit amounts when it receives information that a recipient's living condition has changed, and adjust benefit amounts as necessary.<sup>12</sup> The monthly APA payment for a SSI recipient who resides in an ALH is \$100.<sup>13</sup> No exceptions are available.

It is undisputed that Mr. J moved into an ALH. DPA is required by regulation to reduce Mr. J's APA monthly benefit amount to \$100.

### **IV. Conclusion**

DPA's reduction of Mr. J's monthly APA benefit to \$100 is affirmed.

DATED: April 28, 2014.

Signed  
Bride Seifert  
Administrative Law Judge

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<sup>7</sup> N testimony.

<sup>8</sup> N testimony.

<sup>9</sup> Ms. N also stated that Mr. J had recently applied and was approved for Medicaid Home and Community-based Waiver benefits. However, Ms. N did not know when the benefits began or program specifics. Ms. Gagne directed Ms. N to the appropriate Senior and Disabilities Services employee to assist Ms. N with Mr. J's waiver issues.

<sup>10</sup> AS 47.25.430; 7 AAC 40.120.

<sup>11</sup> 7 AAC 40.370(b).

<sup>12</sup> 7 AAC 40.450(a).

<sup>13</sup> 7 AAC 40.395(a).

## Adoption

The undersigned by delegation from the Commissioner of Health and Social Services, adopts this decision as final under the authority of AS 44.64.060(e)(1).

Judicial review of this decision may be obtained by filing an appeal in the Alaska Superior Court in accordance with AS 44.62.560 and Alaska R. App. P. 602(a)(2) within 30 days after the date of this decision.

DATED this 14<sup>th</sup> day of May, 2014.

By: Signed  
Name: Bride Seifert  
Title/Division: ALJ/OAH

[This document has been modified to conform to the technical standards for publication.]