

Byron Mallott
Lieutenant Governor
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Juneau, Alaska 99811
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Anchorage, Alaska 99501
907.269.7460 269.0263
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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Triptaa Surve
Department of Health & Social Services

FROM: Scott Meriwether, Office of the Lieutenant Governor 
465.4081

DATE: April 21, 2017

RE: Filed Permanent Regulations: Department of Health & Social Services

Department of Health and Social Services regulations re: Medicaid coverage and payment and payment rates for behavioral health services (7 AAC 145.580(a))

Attorney General File:	JU2016200748
Regulation Filed:	4/21/2017
Effective Date:	5/21/2017
Print:	222, July 2017

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS
OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES

The attached 4 pages of regulations, dealing with Medicaid Rate Increase: Medicaid Payment Rates; Behavioral Health Service Rates, are adopted and certified to be a correct copy of the regulation changes that the Department of Health & Social Services adopts under the authority of AS 47.05.010, AS 47.07.030, and AS 47.07.040, and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

It is estimated that this action will require increased appropriations as shown on the attached fiscal note.

In considering public comments, the Department of Health & Social Services paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect [on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 3-15-17



Jon Sherwood, Deputy Commissioner
Department of Health & Social Services

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that¹ on April 21,
2017, at 9:55 a.m., I filed the attached regulations according to the provisions of AS 44.62.040 -
44.62.120.



Byron Mallott, Lieutenant Governor

Effective: May 21, 2017
Register: 222, July 2017



THE STATE
of **ALASKA**
GOVERNOR BILL WALKER

Department of
Health and Social Services

OFFICE OF THE COMMISSIONER

Anchorage

3601 C Street, Suite 902
Anchorage, Alaska 99503-5923
Main: 907.269.7800
Fax: 907.269.0060

Juneau

350 Main Street, Suite 404
Juneau, Alaska 99801-1149
Main: 907.465.3030
Fax: 907.465.3068

**DELEGATION OF AUTHORITY
FOR ADOPTING REGULATIONS**

UNDER AS 44.17.010, THE AUTHORITY AND RESPONSIBILITY FOR ADOPTING
REGULATIONS OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES UNDER
THE ALASKA ADMINISTRATIVE PROCEDURE ACT ARE HEREBY DELEGATED
TO JON SHERWOOD, DEPUTY COMMISSIONER.

SIGNED:



Commissioner

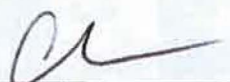
VALERIE DAVIDSON

(Printed name)

SIGNED AND SWORN TO before me this 3rd day of August, 2015.

[NOTARY SEAL]





Notary Public in and for the
State of Alaska
My commission expires: w/office

~~Title 7 Health and Social Services.~~

~~Chapter 145. Medicaid Payment Rates.~~

~~Sec 580. Behavioral health services payment rates.~~

7 AAC 145.580(a) is amended to read:

(a) The department will pay a provider for screening and brief intervention services under 7 AAC 135.010(a) and 7 AAC 135.240, behavioral health clinic services listed in 7 AAC 135.010(b), and certain behavioral health rehabilitation services listed in 7 AAC 135.010(c), at the following rates:

(1) a behavioral health screening using the *Alaska Screening Tool* under 7 AAC 135.100, \$36.05 [\$35] per screening;

(2) a mental health intake assessment under 7 AAC 135.110, \$180.25 [\$175] per assessment;

(3) a substance use intake assessment under 7 AAC 135.110, or a substance use assessment under 7 AAC 135.010(c) and 7 AAC 135.110, \$103 [\$100] per assessment;

(4) an integrated mental health and substance use intake assessment under 7 AAC 135.110, \$309 [\$300] per assessment;

(5) a psychiatric assessment [INTERVIEW UNDER 7 AAC 135.110, OR AN INTERACTIVE PSYCHIATRIC ASSESSMENT USING EQUIPMENT AND DEVICES] under 7 AAC 135.110, \$236.90 [\$230] per assessment;

(6) psychological testing and evaluation under 7 AAC 135.110 or 7 AAC 145.620(b)(1), \$25.75 [\$25] per ~~15-minute~~ unit; 15-minute [15 MINUTE]

(7) neuropsychological testing and evaluation under 7 AAC 135.110, \$25.75 [\$25] per ~~15-minute~~ unit; 15-minute [15 MINUTE]

~~DHSS Proposed Changes to Regulations: 7AAC 145. Medicaid Rate Increase. ADOPTED REGS. DRAFT 03/08/17.~~

(8) pharmacologic management services under 7 AAC 135.140, \$77.25 [\$75] per visit;

(9) individual psychotherapy under 7 AAC 135.150, \$51.50 [\$50] per 30-minute unit;

(10) group psychotherapy under 7 AAC 135.150, \$28.84 [\$28] per 30-minute unit;

(11) family psychotherapy under 7 AAC 135.150, \$56.65 [\$55] per 30-minute unit;

(12) multi-family psychotherapy under 7 AAC 135.150, \$56.65 [\$55] per 30-minute unit;

(13) short-term crisis intervention services under 7 AAC 135.160, \$23.69 [\$23] per 15-minute unit; 15-minute [15 MINUTE]

(14) short-term crisis stabilization services under 7 AAC 135.170, \$17.51 [\$17] per 15-minute unit; 15-minute [15 MINUTE]

(15) case management under 7 AAC 135.180, \$16.48 [\$16] per 15-minute unit;

(16) individual therapeutic behavioral health services for children under 7 AAC 135.220, \$17.51 [\$17] per 15-minute unit;

(17) group therapeutic behavioral health services for children under 7 AAC 135.220, \$9.27 [\$9] per 15-minute unit;

(18) family therapeutic behavioral health services for children under 7 AAC 135.220, \$17.51 [\$17] per 15-minute unit;

- (19) individual comprehensive community support services under 7 AAC 135.200, \$17.51 [\$17] per 15-minute unit;
- (20) group comprehensive community support services under 7 AAC 135.200, \$9.27 [\$9] per 15-minute unit;
- (21) group day treatment services for children under 7 AAC 135.250, \$25.75 [\$25] per hour;
- (22) recipient support services under 7 AAC 135.230, \$9.01 [\$8.75] per 15-minute unit;
- (23) a client status review under 7 AAC 135.100, \$41.20 [\$40] per review;
- (24) behavioral health treatment plan review for a recipient in an opioid use disorder ~~an opioid~~ ~~A~~ ~~METHADONE~~ treatment program, \$77.25 [\$75] per review;
- (25) medication administration services under 7 AAC 135.260, on premises, \$20.60 [\$20] per day per recipient;
- (26) medication administration services under 7 AAC 135.260, off premises, \$30.90 [\$30] per day per recipient;
- (27) methadone [OR ANTABUSE] administration, \$12.88 [\$12.50] per episode;
- (28) detoxification services under 7 AAC 135.190, as follows:
- (A) ambulatory detoxification with extended on-site monitoring, \$23.69 [\$23] per 15-minute unit;
- (B) clinically managed residential detoxification, \$257.50 [\$250] per day;
- (C) medically monitored inpatient ~~inpatient~~ ^{residential} detoxification, \$365 ~~[RESIDENTIAL]~~ ^{RESIDENTIAL} [\$300] per day;

(29) medical evaluation for a recipient not receiving methadone, \$309 [\$300] per evaluation;

an opioid use disorder

(30) medical evaluation of a recipient in an opioid [A METHADONE] treatment program, \$409.64 [\$397.71] per evaluation;

(31) screening and brief intervention services under 7 AAC 135.240, \$45.11 [\$43.80] per 15 - 30-minute episode;

(32) daily behavioral rehabilitation services under 7 AAC 135.270, \$176.13 [\$171] per day;

(33) residential substance use disorder treatment services under 7 AAC 135.280, as

(A) clinically managed low-intensity residential services for adults as described in 7 AAC 70.120, \$206 [\$200] per day;

(B) clinically managed medium intensity residential services for adults as described in 7 AAC 70.120, \$231.75 [\$225] per day;

(C) clinically managed high-intensity residential services for adults as described in 7 AAC 70.120, \$257.50 [\$250] per day;

(34) peer support services under 7 AAC 135.210, \$17.51 [\$17] per 15-minute unit;

(35) facilitation of a telemedicine session under 7 AAC 135.290, \$64.30 [\$62.43] per presentation.

am 4/9/2017, Register 222;

(Eff. 2/1/2010, Register 193; am 10/1/2011, Register 199; am 5/21/2016, Register 222)

Authority: AS 47.05.010

AS 47.07.030

AS 47.07.040

MEMORANDUM


State of Alaska
Department of Law

To: Hon. Byron Mallott
Lieutenant Governor

Date: April 20, 2017

File No.: JU2016200748

Tel. No.: 465-3600

From: Steven C. Weaver 
Sr. Assistant Attorney General
and Assistant Regulations Attorney
Legislation and Regulations Section

Re: Department of Health and Social
Services regulations re: Medicaid
coverage and payment and payment
rates for behavioral health services
(7 AAC 145.580(a))

We have reviewed the attached regulations from the Department of Health and Social Services against the statutory standards of the Administrative Procedure Act. I have reviewed this project under a specific delegation dated April 19, 2017 from the Regulations Attorney. The regulations update payment rates under Medicaid for behavioral health services.

We find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The January 20, 2017 public notice and the March 15, 2017 adoption order both state that this action is expected to require increased appropriations. Therefore, a fiscal note as required under AS 44.62.195 is attached.

Hon. Byron Mallott, Lieutenant Governor
Our file: JU2016200748

April 20, 2017
Page 2

We have made some technical corrections to the regulations, in accordance with AS 44.62.125 and as shown on the attached copy.

SCW

cc w/enc: (via email)

Hon. Valerie "Nurr'araaluk" Davidson, Commissioner
Department of Health and Social Services

Triptaa Surve, Regulations Contact
Department of Health and Social Services

Jon Sherwood, Deputy Commissioner
Department of Health and Social Services

Rick Calcote
Division of Behavioral Health
Department of Health and Social Services

Alex J. Hildebrand, Assistant Attorney General
Human Services Section

MEMORANDUM

State of Alaska Department of Law

TO: Hon. Byron Mallott
Lieutenant Governor

DATE: April 19, 2017

FILE NO.: JU2016200748

TELEPHONE NO.: (907) 465-3600

FROM: Susan R. Pollard *SRP*
Chief Assistant Attorney General
and Regulations Attorney
Legislation/Regulations Section

SUBJECT: Specific delegation of authority
regarding regulations review on
Department of Health and Social
Services regulations re: Medicaid
coverage and payment and
payment rates for behavioral
health services (7 AAC
145.580(a))

By this memorandum, I am delegating my authority as Regulations Attorney under AS 44.62 to Assistant Attorney General Steven C. Weaver for the above-referenced regulations project. Under this delegation of authority, Steven Weaver has my full authority under AS 44.62 to conduct the legal review under AS 44.62 and take necessary actions on this regulations project.

If you have questions, please let me know.

SCW

cc w/enc: Scott C. Meriwether, AAC Coordinator
Office of the Lieutenant Governor

Steven C. Weaver
Sr. Assistant Attorney General and
Assistant Regulations Attorney
Legislation/Regulations Section

**NOTICE OF PROPOSED CHANGES ON MEDICAID BEHAVIORAL HEALTH SERVICES PAYMENT RATES
IN THE REGULATIONS OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES**

BRIEF DESCRIPTION

The Department of Health & Social Services proposes to change regulations on the Medicaid behavioral health services payment rates.

The Department of Health & Social Services proposes to adopt regulation changes in Title 7 of the Alaska Administrative Code, dealing with the Medicaid behavioral health services payment rates, including the following:

- 7 AAC 145.580 is proposed to be changed as follows:
 - Increase rates for each behavioral health clinic and rehabilitation service listed in sub-section (a);
 - Modify behavioral health services terminology to comply with new terminology.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Rick Calcote, Department of Health & Social Services, Division of Behavioral Health at 3601 C Street, Suite 878, Anchorage, AK 99503. Additionally, the Department of Health & Social Services will accept comments by facsimile at (907) 269-3623 and by electronic mail at hss.dbh.publiccomments@alaska.gov. The comments must be received not later than 5:00 p.m. on March 7, 2017.

Oral or written comments also may be submitted at a hearing to be held on February 14, 2017, at the Frontier Building, Conference Room Number 880, 3601 C St., Anchorage, AK 99503. The hearing will be held from 1:30 p.m. – 3:30 p.m. and might be extended to accommodate those present before 2 p.m. who did not have an opportunity to comment. If you are unable to attend in person, but would like to comment during the oral public hearing, you can call the teleconference number (800) 315-6338 (Toll Free) and use the code 36171#.

You may submit written questions relevant to the proposed action to Rick Calcote by e-mail at rick.calcote@alaska.gov or at 3601 C Street, Suite 880, Anchorage, AK 99503. The questions must be received at least 10 days before the end of the public comment period. The Department of Health & Social Services will aggregate its response to substantially similar questions and make the questions and response available on <http://dhss.alaska.gov/dbh/Pages/default.aspx> and the Alaska Online Public Notice System at <https://aws.state.ak.us/OnlinePublicNotices/default.aspx>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Rick Calcote at rick.calcote@alaska.gov or at (907) 269-3617 no later than February 7, 2017, to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Rick Calcote at rick.calcote@alaska.gov or at (907) 269-3617.

After the public comment period ends, the Department of Health & Social Services, will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.**

Statutory Authority: AS 47.05.010; AS 47.07.030; AS 47.07.040.

Statutes Being Implemented, Interpreted, or Made Specific: AS 47.05.010; AS 47.07.030; AS 47.07.040.

Fiscal Information: It is estimated that the proposed regulation changes will require increased appropriations (in thousands of dollars) as follows: FY2017, \$290; FY2018, \$1,162; FY2019, \$1,162.

DATE: 1-13-17



Jon Sherwood
Deputy Commissioner
Department of Health & Social Services

**NOTICE OF PROPOSED CHANGES ON MEDICAID BEHAVIORAL HEALTH SERVICES PAYMENT RATES
IN THE REGULATIONS OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES**

The Department of Health & Social Services proposes to adopt regulation changes in Title 7 of the Alaska Administrative Code, dealing with the Medicaid behavioral health services payment rates, including the following:

- 7 AAC 145.580 is proposed to be changed as follows:
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 - Modify behavioral health services terminology to comply with new terminology.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Rick Calcote, Department of Health & Social Services, Division of Behavioral Health at 3601 C Street, Suite 878, Anchorage, AK 99503. Additionally, the Department of Health & Social Services will accept comments by facsimile at (907) 269-3623 and by electronic mail at hss.dbh.publiccomments@alaska.gov. The comments must be received not later than 5:00 p.m. on March 7, 2017.

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After the public comment period ends, the Department of Health & Social Services, will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. **You should comment during the time allowed if your interests could be affected.**

Statutory Authority: AS 47.05.010; AS 47.07.030; AS 47.07.040.

Statutes Being Implemented, Interpreted, or Made Specific: AS 47.05.010; AS 47.07.030; AS 47.07.040.

Fiscal Information: It is estimated that the proposed regulation changes will require increased appropriations (in thousands of dollars) as follows: FY2017, \$290; FY2018, \$1,162; FY2019, \$1,162.

DATE: 1-13-17



Jon Sherwood
Deputy Commissioner
Department of Health & Social Services

ADDITIONAL REGULATION NOTICE INFORMATION
(AS 44.62.190(d))¹

1. Adopting agency: Department of Health and Social Services
2. General subject of regulation: Behavioral Health Services Payment Rates
3. Citation of regulation (may be grouped): 7 AAC 145.580
4. Department of Law file number, if any: _____

5. Reason for the proposed action:

- () Compliance with federal law or action (identify): _____
- () Compliance with new or changed state statute
- () Compliance with federal or state court decision (identify): _____
- () Development of program standards
- (X) Other (identify): Interim rate increase pending completion of Office of Rate Review "Rebasing Project"

6. Appropriation/Allocation: FY17 \$580,813: grant awards will be reduced by an equivalent amount for organizations affected by the rate increase and change in regulation. The net result is a zero economic impact to State GF.

7. Estimated annual cost to comply with the proposed action to:

A private person: None

Another state agency: None

A municipality: None

8. Cost of implementation to the state agency and available funding (in thousands of dollars):

	Initial Year FY <u>17</u>	Subsequent Years
Operating Cost	\$ _____	\$ _____
Capital Cost	\$ _____	\$ _____
1002 Federal receipts	\$ _____	\$ _____
1003 General fund match	\$ <u>290.</u>	\$ <u>1,162</u>
1004 General fund	\$ _____	\$ _____
1005 General fund/ program	\$ _____	\$ _____

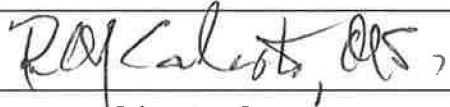
Other (identify) \$_____ \$_____

9. The name of the contact person for the regulation:

Name: Rick Calcote
Title: MH Clinician III
Address: 3601 C. Street, Suite 878, Anchorage, AK. 99503
Telephone: 907-269-3617
E-mail address: rick.calcote@alaska.gov

10. The origin of the proposed action:

☒ Staff of state agency
☐ Federal government
☐ General public
☐ Petition for regulation change
☐ Other (identify): _____

11. Date: 1.17.2017 Prepared by: 
[signature]

Name (printed): Rick Calcote
Title (printed): MH Clinician III
Telephone: 907-269-3617

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Triptaa Surve, Project Coordinator, of Department of Health & Social Services, being sworn, state the following:

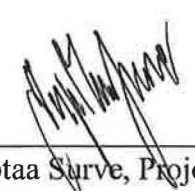
As required by AS 44.62.190, notice of the proposed adoption of changes to 7 AAC 145, Medicaid Rate Increase: Medicaid Payment Rates; Behavioral Health Services Payment Rates, has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to interested persons;
- (3) furnished to appropriate state officials;
- (4) furnished to the Department of Law, along with a copy of the proposed regulation;
- (5) furnished electronically to incumbent State of Alaska legislators;
- (6) furnished to the Legislative Affairs Agency, Division of Legal and Research Services;
- (7) posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
- (8) furnished electronically, along with a copy of the proposed regulation, to the Legislative Affairs Agency, the chair of the Health & Social Services and Finance Committees of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190, additional regulation notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

Date:

March 21, 2017. ⁴



Triptaa Surve, Project Coordinator

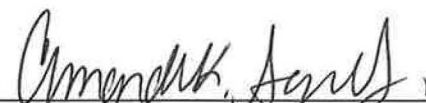
Subscribed and sworn to before me at DHS Commissioners office on

3/21/17

(date)



[NOTARY SEAL]



Notary Public in and for the State of Alaska

AFFIDAVIT OF ORAL HEARING

I, Rick Calcote, MH Clinician III of Department of Health and Social Services / Behavioral Health, being sworn, state the following:

On February 14, 2017, at 1:30pm, in Room 880, 3601 C. St., Anchorage, AK., I presided over a public hearing held under AS 44.62.210 for the purpose of taking testimony in connection with the adoption of changes to 7 AAC 145.580(a), increase in Medicaid behavioral health services payment rates.

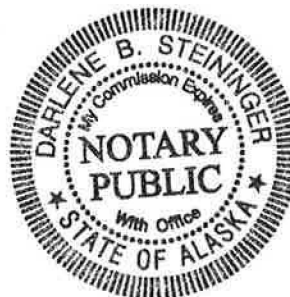
Date: 3.14.17

Rick Calcote, M.S.
Rick M. Calcote, M.S., MH Clinician III

Subscribed and sworn to before me at 3601 C St, Suite 878, Anchorage, AK on

March 14, 2017
(date)

Darlene Steininger
Notary Public in and for the State of Alaska



AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Rick Calcote, Mental Health Clinician III for the Department of Health and Social Services / Behavioral Health, being duly sworn, state the following:

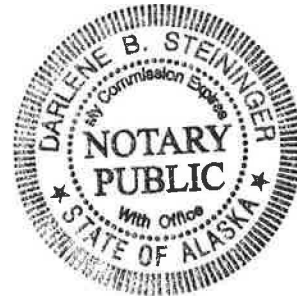
In compliance with AS 44.62.215, the Department of Health and Social Services / Behavioral Health has kept a record of its use or rejection of factual or other substantive information that was submitted in writing and orally as public comment and that was relevant to the accuracy, coverage, or other aspect of the Department of Health and Social Services / Behavioral Health regulation on Medicaid behavioral health services payment rates listed in 7 AAC 145.580(a).

Date: 3.14.17

Rick Calcote, M.S.
Rick M. Calcote, M.S. Mental Health Clinician III

Subscribed and sworn to before me at 3601 C St, Suite 878, Anchorage, AK on
March 14, 2017
(date)

Darlene Steininger
Notary Public in and for the State of Alaska



FISCAL NOTE¹

Agency: DHSS / Division of Behavioral Health

Appropriation/Allocation: Medicaid Services/behavioral Health Medicaid Services

General subject of regulation: Behavioral health Medicaid services rate increase for Provider Type 107

Citation of regulation: 7 AAC 145.580

Estimated appropriations required (in thousands of dollars) \$1,162

*****NOTE:** *The appropriation (listed above) required for the increase in services rates is balanced in the State budget each fiscal year by an equivalent reduction in grant funds for Provider Type 107 programs. The appropriation for FY17 is adjusted to reflect the expected implementation date of the proposed regulations and rate increase.*

Expenditures/Revenues

	FY_17_ Appropriation Requested	(Thousands of Dollars)	
OPERATING EXPENDITURES	FY_17	FY_18	FY_19
Personal Services			
Travel			
Services			
Commodities			
Capital Outlay			
Grants & Benefits	***\$290	***\$1,162	***\$1,162
Miscellaneous			
TOTAL OPERATING			

FUNDING SOURCE	(Thousands of Dollars)		
1002 Federal Receipts			
1003 General Fund Match	***\$290	***\$1,162	***\$1,162
1004 General Fund			
1005 General Fund/Program			

POSITIONS			
Full-time			
Part-time			
Temporary			

CHANGE IN REVENUES	-0-	-0-	-0-
---------------------------	------------	------------	------------

Date: 1.17.2017

Prepared by:

Rick M. Calcote, QMS

Rick M. Calcote, Mental Health Clinician III

Division of Behavioral Health / DHSS

Phone No.: 907-269-3617

270229
0001398987
\$358.58

AFFIDAVIT OF PUBLICATION

STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Emma Dunlap
being first duly sworn on oath deposes and
says that he/she is a representative of the
Alaska Dispatch News, a daily newspaper.
That said newspaper has been approved
by the Third Judicial Court, Anchorage,
Alaska, and it now and has been published
in the English language continually as a
daily newspaper in Anchorage, Alaska, and
it is now and during all said time was
printed in an office maintained at the
aforesaid place of publication of said
newspaper. That the annexed is a copy of
an advertisement as it was published in
regular issues (and not in supplemental
form) of said newspaper on

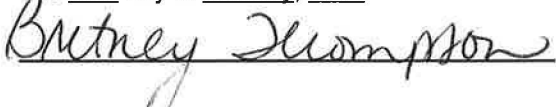
January 20, 2017

and that such newspaper was regularly
distributed to its subscribers during all of
said period. That the full amount of the fee
charged for the foregoing publication is not
in excess of the rate charged private
individuals.

Signed



Subscribed and sworn to before me
this 20th day of January, 2017



Notary Public in and for
The State of Alaska.
Third Division
Anchorage, Alaska
MY COMMISSION EXPIRES

2/23/2019

NOTICE OF PROPOSED CHANGES ON MEDICAID BEHAVIORAL HEALTH SERVICES PAYMENT RATES IN THE REGULATIONS OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES

The Department of Health & Social Services proposes to adopt regulation changes in Title 7 of the Alaska Administrative Code, dealing with the Medicaid behavioral health services payment rates, including the following:

- 7 AAC 145.580 is proposed to be changed as follows:
 - o Increase rates for each behavioral health clinic and rehabilitation service listed in sub-section (a);
 - o Modify behavioral health services terminology to comply with new terminology.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Rick Calcote, Department of Health & Social Services, Division of Behavioral Health at 3601 C Street, Suite 880, Anchorage, AK 99503. Additionally, the Department of Health & Social Services will accept comments by facsimile at (907) 269-3623 and by electronic mail at hss.dbh.publiccomments@alaska.gov. The comments must be received not later than 5:00 p.m. on March 7, 2017.

Oral or written comments also may be submitted at a hearing to be held on February 14, 2017, at the Frontier Building, Conference Room Number 880, 3601 C St., Anchorage, AK 99503. The hearing will be held from 1:30 p.m. – 3:30 p.m. and might be extended to accommodate those present before 2 p.m. who did not have an opportunity to comment. If you are unable to attend in person, but would like to comment during the oral public hearing, you can call the teleconference number (800) 315-6338 (Toll Free) and use the code 36171#.

You may submit written questions relevant to the proposed action to Rick Calcote by e-mail at rick.calcote@alaska.gov or at 3601 C Street, Suite 880, Anchorage, AK 99503. The questions must be received at least 10 days before the end of the public comment period. The Department of Health & Social Services will aggregate its response to substantially similar questions and make the questions and response available on <http://dhss.alaska.gov/dbh/Pages/default.aspx> and the Alaska Online Public Notice System at <https://aws.state.ak.us/OnlinePublicNotices/default.aspx>.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Rick Calcote at rick.calcote@alaska.gov or at (907) 269-3617 no later than February 7, 2017, to ensure that any necessary accommodations can be provided.

A copy of the proposed regulation changes is available on the Alaska Online Public Notice System and by contacting Rick Calcote at rick.calcote@alaska.gov or at (907) 269-3617.

After the public comment period ends, the Department of Health & Social Services, will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulations may be different from that of the proposed regulations. You should comment during the time allowed if your interests could be affected.

Statutory Authority: AS 47.05.010; AS 47.07.030; AS 47.07.040.

Statutes Being Implemented, Interpreted, or Made Specific:
AS 47.05.010; AS 47.07.030; AS 47.07.040.

Fiscal Information: It is estimated that the proposed regulation changes will require increased appropriations (in thousands of dollars) as follows: FY2017, \$290; FY2018, \$1,162; FY2019, \$1,162.

DATE: January 13, 2017.
/s/Jon Sherwood
Deputy Commissioner
Department of Health & Social Services

Published: January 20, 2017

Notary Public
BRITNEY L. THOMPSON
State of Alaska
My Commission Expires Feb 23, 2019