

DEPARTMENT OF HEALTH & SOCIAL SERVICES



PROPOSED CHANGES TO REGULATIONS

7 AAC 145. Medicaid Payment Rates.
Sec 580. Behavioral health services payment rates.

7 AAC 160. Medicaid Program; General Provisions.
Sec 900. Requirements adopted by reference.



PUBLIC REVIEW DRAFT

June 13, 2018

COMMENT PERIOD ENDS: August 2, 2018

*Please see the public notice for details about how to
comment on these proposed changes.*

Notes to reader:

1. Except as discussed in note 2, new text that amends an existing regulation is **bolded and underlined**.
2. If the lead-in line above the text of each section of the regulations states that a new section, subsection, paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.
3. [ALL-CAPS TEXT WITHIN BRACKETS] indicates text that is to be deleted.
4. When the word “including” is used, Alaska Statutes provide that it means “including, but not limited to.”
5. Only the text that is being changed within a section of the current regulations is included in this draft. Refer to the text of that whole section, published in the current Alaska Administrative Code, to determine how a proposed change relates within the context of the whole section and the whole chapter.

**Title 7 Health and Social Services.
Chapter 145. Medicaid Payment Rates.
Sec 580. Behavioral health services payment rates.**

7 AAC 145.580. Behavioral health services payment rates.

7 AAC 145.580 is repealed and readopted to read:

(a) The department will pay a corresponding unit of service for providing community behavioral health services under 7 AAC 135.100 – 7 AAC 135.290, at the lesser of the following rates:

(1) the amount charged by the provider in accordance with 7 AAC 145.020; or

(2) the rate established in the department's *Chart of Community Behavioral*

Health Services Medicaid Rates.

(b) On or after July 1, 2018, rates of payment in the department's *Chart of Community Behavioral Health Services Medicaid Rates*, adopted by reference in 7 AAC 160.900, shall be reestablished at least every four years using a modeled rate methodology that includes components for salaries, fringe benefits, productivity, program support, administrative/general costs, and duration of units of service. Other sources that will be used in the model include

information from the Alaska Department of Labor and Workforce Development, Research and Analysis Section; United States Internal Revenue Service; and provider surveys.

(c) Each July 1 that rates of payment in the *Chart of Community Behavioral Health Medicaid Rates* are not reestablished under (b), the department shall adjust the rates of payment in the *Chart of Community Behavioral Health Services Medicaid Rates* for inflation using the CMS Home Health Agency Market Basket in the most recent quarterly publication of Global Insight's *Healthcare Cost Review* available 60 days before July 1.

(Eff. Eff. 2/1/2010, Register 193; am 10/1/2011, Register 199; am 4/9/2017, Register 222; am 5/21/2017, Register 222; am ____/____/____, Register ____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.07.040

Title 7 Health and Social Services.
Chapter 160. Medicaid Program; General Provisions.
Sec 900. Requirements adopted by reference.

7 AAC 160.900(d) is amended by adding a new paragraph to read:

(56) the *Chart of Community Behavioral Health Services Medicaid Rates*, dated February 22, 2018, for providers of community behavioral health services under 7 AAC 135.100 – 7 AAC 135.290.

(Eff. 2/1/2010, Register 193; am 8/25/2010, Register 195; am 12/1/2010, Register 196; am 1/1/2011, Register 196; am 1/15/2011, Register 197; am 2/9/2011, Register 197; am 3/1/2011, Register 197; am 10/1/2011, Register 199; am 12/1/2011, Register 200; am 1/26/2012, Register 201; am 3/8/2012, Register 201; am 4/1/2012, Register 201; add'l am 4/1/2012, Register 201; am 5/11/2012, Register 202; am 10/16/2012, Register 204; am 11/3/2012, Register 204; am 12/1/2012, Register 204; am 12/2/2012, Register 204; am 1/1/2013, Register 204; am 1/16/2013, Register 205; am 7/1/2013, Register 206; add'l am 7/1/2013, Register 206; am 11/3/2013,

Register 208; am 1/1/2014, Register 208; am 2/2/2014, Register 209; am 3/19/2014, Register 209; am 3/22/2014, Register 209; am 5/18/2014, Register 210; am 2/26/2015, Register 213; am 3/15/2015, Register 213; am 7/1/2015, Register 214; am 5/1/2016, Register 218; am 6/16/2016, Register 218; am 6/16/2016, Register 218; am 7/22/2017, Register 223; am 11/5/2017, Register 224; am ____/____/____, Register _____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.07.040
AS 47.05.012