

DEPARTMENT OF HEALTH & SOCIAL SERVICES



PROPOSED CHANGES TO REGULATIONS

7 AAC 125. MEDICAID COVERAGE; Personal Care Services & Home Health Care Services.

- 7 AAC 125.310. Home health care services.
- 7 AAC 125.320. Requirements for home health care services.



PUBLIC REVIEW DRAFT

October 15, 2018

PUBLIC COMMENT PERIOD ENDS: December 28, 2018

Please see the supplemental 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paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.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 125. Medicaid Coverage; Personal Care Services and Home Health Care Services.**

7 AAC 125.310(a)(2) is amended to read:

Sec 310. Home health care services.

(a) The department will pay a public or private home health agency for the following home health care services, if recommended by a licensed physician as part of a plan of care developed in accordance with 7 AAC 125.320:

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(2) skilled nursing services, at a payment rate determined under 7 AAC 145.700 - 7 AAC 145.730, if

• • •

(C) the location of the recipient's place of residence is not served by any public or private organization that the department has certified as a home health agency for purposes of Medicare. [; AND]

[(D) THE RECIPIENT IS HOMEBOUND UNDER 7 AAC 140.220].

(Eff. 2/1/2010, Register 193; ____/____/____, Register____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 125.320(c)(3) is amended to read:

7 AAC 125.320. Requirements for home health services.

(c) The department will not determine eligibility to receive home health care services based upon the recipient's

- (1) need for institutional care;
- (2) discharge from institutional care;
- (3) homebound status [, EXCEPT AS PROVIDED IN 7 AAC 125.310(a)(2)]; or
- (4) need for skilled nursing services.

(Eff. 2/1/2010, Register 193; ____/____/____, Register____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.07.040