

Kevin Meyer
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520
WWW.LTGOV.ALASKA.GOV




530 West 7th Ave, Suite 1700
Anchorage, Alaska 99501
907.269.7460
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Triptaa Surve
Department of Health and Social Services

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: March 15, 2021

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

Department of Health and Social Services regulations re: Alaska Pioneers' Homes, rates and levels of service (7 AAC 74)

Attorney General File:	2020200560
Regulation Filed:	3/15/2021
Effective Date:	4/14/2021
Print:	238, July 2021

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis

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

The attached 7 pages of regulations, dealing with Alaska Pioneers' Home, Rates and Levels of Service (7 AAC 74), are adopted and certified to be a correct copy of the regulation changes that the Department of Health and Social Services adopts under the authority of AS 47.55.010, AS 47.55.020, AS 47.55.030, AS 47.55.035, AS 47.55.070, AS 47.55.095, AS 47.55.900, 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.

This action is not expected to require an increased appropriation.

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.

Adam Crum

Digitally signed by Adam Crum
Date: 2021.03.11 14:45:53
-09'00'

Adam Crum, Commissioner
Department of Health & Social Services

April Simpson, for

FILING CERTIFICATION

↑ I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that¹ on March 15,
2021, at 10:45am., I filed the attached regulations according to the provisions of AS 44.62.040 -
44.62.120.

for *April Simpson*
Lieutenant Governor

Effective: April 14, 2021.

Register: 238, July 2021.

FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY

**I, KEVIN MEYER, LIEUTENANT GOVERNOR OF THE STATE OF ALASKA,
designate the following state employees to perform the Administrative Procedures Act
filing functions of the Office of the Lieutenant Governor:**

**Josh Applebee, Chief of Staff
Kady Levale, Notary Administrator
April Simpson, Regulations and Initiatives Specialist**

**IN TESTIMONY WHEREOF, I have
signed and affixed the Seal of the State of
Alaska, in Juneau, on December 11th,
2018.**



K. Meyer
.....

**KEVIN MEYER
LIEUTENANT GOVERNOR**

7 AAC 74.010(c) is repealed and readopted to read:

(c) The service levels provided at a pioneers' home are as follows:

(1) level I services include housing, meals, emergency assistance, opportunities for recreation, and required transportation for recreation; the resident is independent in activities of daily living;

(2) level II services include level I services, medication management, and assistance with up to two activities of daily living; during the night shift, the resident is independent in performing activities of daily living and capable of self-supervision;

(3) level III services include

(A) level I services, medication management, and one of the following:

(i) assistance with up to four activities of daily living;

(ii) assistance with up to two activities of daily living and behavior management, excluding complex behaviors; or

(iii) assistance with up to two activities of daily living and nursing services as described in AS 47.33.020; and

(B) during the night shift, assistance with activities of daily living, limited to an average of two times per week;

(4) level IV services include level I services, medication management, assistance with five or more activities of daily living, behavior management, excluding complex behaviors, and nursing services as described in AS 47.33.020; services will be provided 24 hours a day;

(5) level V services include all services that exceed level IV services;

(6) day services include services provided in a pioneers' home to a recipient who

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requires services for up to eight hours a day between 6:00 a.m. and 6:00 p.m., including meals scheduled during the period the recipient is receiving day services;

(7) respite services include room and board provided in a pioneers' home to a recipient who requires services for up to 14 consecutive days, 24 hours a day. (Eff. 8/1/2004, Register 171; am 8/30/2019, Register 231; am 4/14/2021, Register 238)

Authority: AS 47.55.010 AS 47.55.020 AS 47.55.030

7 AAC 74.015(a)(4) is amended to read:

(4) is 60 [65] years of age or older; and

7 AAC 74.015(a)(5) is amended to read:

(5) either

(A) agrees to pay the applicable [APPROPRIATE] monthly rate set out in 7 AAC 74.025 plus ancillary charges [7 AAC 74.025(a)]; or

(B) if not financially able, applies to the department for payment assistance in accordance with 7 AAC 74.045, and pays the applicable [APPROPRIATE] monthly rate set out in 7 AAC 74.025 plus ancillary charges [7 AAC 74.025(a)].

(Eff. 8/1/2004, Register 171; am 4/14/2021, Register 238)

Authority: AS 47.55.010 AS 47.55.030 AS 47.55.900
AS 47.55.020 AS 47.55.035

7 AAC 74.020(b) is amended to read:

(b) A person who is eligible for day services and respite services, and who is financially able to do so, shall pay the appropriate rate set out in **7 AAC 74.025** [7 AAC 74.025(b)]. An eligible person who is not financially able to pay the appropriate rate shall apply to the department for payment assistance in accordance with 7 AAC 74.045. The department will determine eligibility for payment assistance in accordance with 7 AAC 74.045 and AS 47.55.

(Eff. 8/1/2004, Register 171; am 4 / 14 / 2021, Register 238)

Authority: AS 47.55.010 AS 47.55.020 AS 47.55.030

7 AAC 74.025 is repealed and readopted to read:

7 AAC 74.025. Rates. (a) The monthly rate for each level of service described in 7 AAC 74.010(c)(1) - (4) is the maximum rate allowed under AS 47.55.030(f).

(b) The monthly rate for level V services described in 7 AAC 74.010(c)(5) is \$15,000.

(c) The daily rate for day services described in 7 AAC 74.010(c)(6) or respite services described in 7 AAC 74.010(c)(7), that are provided under 7 AAC 74.020, is the maximum rate allowed under AS 47.55.030(f).

(d) The department will adjust the rates in (a) - (c) of this section in accordance with AS 47.55.030(g) by a percentage equal to the percentage increase in the cost-of-living adjustment for social security benefits. If consistent with the 90-day time period described in AS 47.55.030(g), new rates will be published on the department's website by the first day of December and implemented on the first day of January. (Eff. 8/1/2004, Register 171; am 7/1/2009, Register 190; am 3/8/2012, Register 201; am 2/1/2016, Register 217; am 4/1/2017,

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Register 221; am 8/30/2019, Register 231; am 4 / 14 / 2021, Register 238)

Authority: AS 47.55.010 AS 47.55.020 AS 47.55.030

Editor's Note: The current rates can be viewed online at the Department of Health and Social Services, Alaska Pioneers' Homes website at <http://dhss.alaska.gov/daph>; or can be obtained by calling (907) 465-4416; or by e-mailing alaskapioneerhomes@alaska.gov .

7 AAC 74.040(a) is amended to read:

(a) Every resident and recipient shall pay the appropriate monthly or daily rate **plus ancillary charges** if financially able to do so. Every applicant and resident shall provide income and resource verification to the department before admission, annually while residing in a pioneers' home, and if there is a change in the level of service. The department will use the income and resource verification to determine the ability of the applicant and resident to pay and evaluate eligibility for other assistance.

The introductory language of 7 AAC 74.040(d) is amended to read:

(d) A person applying **for** or receiving payment assistance as a resident or a recipient under AS 47.55 shall apply for the following state or federally sponsored programs that may reduce the amount of payment assistance under AS 47.55:

...

(Eff. 8/1/2004, Register 171; am 12/31/2005, Register 176; am 8/30/2019, Register 231; am 4 / 14 / 2021, Register 238)

Authority: AS 47.55.010 AS 47.55.030 AS 47.55.070

AS 47.55.020

7 AAC 74.045(c)(1)(A) is amended to read:

(A) for purposes of AS 47.55.020(d)(1), the amount to be exempted is

\$300 [\$200] a month;

7 AAC 74.045(c)(1)(D)(ii) is amended to read:

(ii) the exemption for other real property not used as the primary residence of the resident's or recipient's spouse or dependent, and personal property, both tangible and intangible, is a total value of not more than **the community spouse resource allowance** [\$98,000]; property necessitated by the resident's or recipient's physical condition, such as a prosthetic device, is not subject to this value limitation; **in this sub-subparagraph, "community spouse resource allowance" has the meaning given in 7 AAC 100.519;**

7 AAC 74.045(d) is amended to read:

(d) In determining the resources of an applicant for payment assistance under this section, the department will include the value of any resources owned by the applicant within the 36 months preceding the date of the payment assistance application if the applicant gave away the resource, or sold or assigned it for less than fair market value. The department will **make the rebuttable presumption** [REBUTTABLY PRESUME] that any such transaction was for the

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purpose of reducing the applicant's ability to pay the state for services in a pioneers' home.

(Eff. 8/1/2004, Register 171; am 10/15/2004, Register 172; am 12/31/2005, Register 176; am

3/8/2012, Register 201; am 8/30/2019, Register 231; am 4 / 14 / 2021, Register 238)

Authority: AS 47.55.010 AS 47.55.020 AS 47.55.030

The introductory language of 7 AAC 74.050(b) is amended to read:

(b) Except as otherwise provided by law or by a court or administrative order, a resident who is receiving payment assistance and who receives a total of more than \$300 [\$200] in income in a month from all sources other than the department shall apply the excess income to payments for the listed purposes, in the following priority sequence:

...

(Eff. 8/1/2004, Register 171; am 3/8/2012, Register 201; am 4 / 14 / 2021, Register 238)

Authority: AS 47.55.010 AS 47.55.020 AS 47.55.070

7 AAC 74.990(a)(5) is amended to read:

(5) "day services" means services described in 7 AAC 74.010(c)(6) [7 AAC 74.010(c)(4)];

7 AAC 74.990(a)(9) is amended to read:

(9) "financially able" means that an applicant, resident, or recipient has

(A) enough monthly income or resources, after excluding the items listed in 7 AAC 74.045(c), to pay the appropriate monthly or daily rate under 7 AAC 74.025

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and ancillary charges; and

(B) income of at least \$300 [\$200] a month left for personal use after paying the appropriate monthly or daily rate and ancillary charges;

7 AAC 74.990(a)(20) is amended to read:

(20) "respite services" means services described in 7 AAC 74.010(c)(7); [7 AAC 74.010(c)(5).]

7 AAC 74.990(a)(21) is amended to read:

(21) "behavior management" means non-pharmacological staffing assistance to structure the environment, increase safety, and decrease triggers of maladaptive behavior for a person who can no longer regulate their own behavior due to the dementia-disease process, but excludes complex behaviors; [.]

(Eff. 8/1/2004, Register 171; am 3/8/2012, Register 201; am 8/30/2019, Register 231; am

4 / 14 / 2021, Register 238)

Authority:	AS 47.55.010	AS 47.55.030	AS 47.55.095
	AS 47.55.020	AS 47.55.070	


MEMORANDUM

State of Alaska Department of Law

To: The Honorable Kevin Meyer
Lieutenant Governor

Date: March 12, 2021

File No.: 2020200560

Thru: Susan R. Pollard 
Chief Assistant Attorney General
and Regulations Attorney
Legislation and Regulations Section

Tel. No.: 465-3600

From: Steven C. Weaver *SCW*
Senior Assistant Attorney General
Legislation and Regulations Section

Re: Department of Health and Social
Services regulations re: Alaska
Pioneers' Homes, rates and levels of
service (7 AAC 74)

The Department of Law has reviewed the attached regulations of the Department of Health and Social Services against the statutory standards of the Administrative Procedure Act. Based upon our review, 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 regulations were adopted by the Department of Health and Social Services after the close of the public comment period. In accordance with amendments to AS 47.55 (Alaska Pioneers' Home and Alaska Veterans' Home) enacted under ch. 23, SLA 2020 (SCS CSHB 96(FIN)) the regulations concern adjust rates and clarify levels of service for the Alaska Pioneers' Homes and the Alaska Veterans' Home.

The October 28, 2020 public notice and the March 11, 2021 adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

SCW

cc w/enc: Hon. Adam Crum, Commissioner
Department of Health and Social Services

Triptaa Surve, Regulations Contact
Department of Health and Social Services

Heidi Hamilton, Director
Division of Alaska Pioneer Homes
Department of Health and Social Services

Alex J. Hildebrand, Assistant Attorney General
Human Services Section

NOTICE OF PROPOSED CHANGES ON THE ALASKA PIONEERS' HOMES RATES & LEVELS OF SERVICE, IN
THE REGULATIONS OF THE DEPARTMENT OF HEALTH & SOCIAL SERVICES.

BRIEF DESCRIPTION

The Department of Health & Social Services proposes to change regulations on the rates charged to residents, levels of service, payment assistance, and admission to an Alaska Pioneers' Home.

The Department of Health & Social Services proposes to adopt regulation changes in Title 7 of the Alaska Administrative Code, dealing with the rates charged to residents, levels of service, payment assistance, and admission to an Alaska Pioneers' Home, including the following:

- (1) **7 AAC 74.010. Quality and levels of service**, is proposed to be changed as follows: Clarify the definitions of the types of services provided at a home.
- (2) **7 AAC 015. Eligibility for Admission**, is proposed to be changed as follows:
 - Amend applicant age eligibility for admission.
 - Clarify applicant rates and charges.
- (3) **7 AAC 74.025. Rates**, is proposed to be changed as follows:
 - Amend monthly rates for service levels; amend rate for day and respite services and describe process for rate adjustment.
- (4) **7 AAC 74.040. Payment for services in a pioneers' home**, is proposed to be changed as follows: Describe payment for services and charges to residents.
- (5) **7 AAC 74.045. Payment assistance**, is proposed to be changed as follows: Amend exemptions.
- (6) **7 AAC 74.050. Personal needs allowance; priority of payments from income**, is proposed to be changed as follows: Amend amount related to resident monthly income from all sources income other than the department.
- (7) **7 AAC 74.990. Definitions**, is proposed to be changed as follows: Amend definitions.

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 the Department of Health & Social Services, Division of Alaska Pioneer Homes, RE- Regulation Change, at P.O. Box 110690, Juneau, AK 99811. Additionally, the Department of Health & Social Services will accept comments by facsimile at (907) 465-4108 and by electronic mail at alaskapioneerhomes@alaska.gov. The comments must be received not later than 5:00 p.m. on December 7, 2020.

You may provide oral comments relevant to the proposed action **via telephone** at the hearing to be held on November 18, 2020, **by calling 1-800-905-9496. Please note that in-person attendance will not be permitted at the hearing site because of the public health and safety concerns associated with the COVID – 19 pandemic. Please prepare to share your oral comments by telephone only.** The hearing is scheduled from 11 a.m. to 1 p.m., and priority will be given to commenters on the line before the beginning of the hearing. The hearing may be extended to accommodate those on the line before 12:40 p.m., who did not have an opportunity to comment. The Department of Health & Social Services may, before the hearing begins, limit the time allotted for each person providing oral testimony. The time limit may be necessary to conclude the hearing in the time provided.

You may submit written questions relevant to the proposed action to Mr. Jarmyn Kramlich, at jarmyn.kramlich@alaska.gov, or by mail at the Department of Health & Social Services, Division of Alaska Pioneer Homes, RE- Regulation Change, at P.O. Box 110690, Juneau, AK 99811. 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/daph/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 Mr. Jarmyn Kramlich, at jarmyn.kramlich@alaska.gov , or at (907) 465-5730 not later than November 12, 2020, 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 Mr. Jarmyn Kramlich, at jarmyn.kramlich@alaska.gov , or at (907) 465-5730

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 regulation may be different from that of the proposed regulation. **You should comment during the time allowed if your interests could be affected. Written comments received are public records and are subject to public inspection.**

Statutory authority: AS 47.55.010; AS 47.55.020; AS 47.55.030; AS 47.55.035; AS 47.55.070; AS 47.55.095; AS 47.55.900.

Statutes being implemented, interpreted, or made specific: AS 47.55.010; AS 47.55.020; AS 47.55.030; AS 47.55.035; AS 47.55.070; AS 47.55.095; AS 47.55.900.

Fiscal information: The proposed regulation changes are not expected to require an increased appropriation.

The Division of Alaska Pioneer Homes keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the Department of Health and Social Services, Division of Alaska Pioneer Homes notices of proposed regulation changes. To be added to or removed from the list, send a request to the Department of Health and Social Services, Division of Alaska Pioneer Homes, RE- Regulation Change, at P.O. Box 110690, Juneau, AK 99811, or (907) 465-5730, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

DATE: October 26, 2020.

/s/Adam Crum

Commissioner,

Department of Health & Social Services

State of Alaska.

ADDITIONAL REGULATION NOTICE INFORMATION
(AS 44.62.190(d))

1. Adopting agency: Department of Health & Social Services
2. General subject of regulation: Alaska Pioneers' Homes, Rates & Levels of Service
3. Citation of regulation (may be grouped): 7 AAC 74.010, .015, .025, .040, .045, .050, .990.
4. Department of Law file number, if any: 2020200560
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
☐ Other (identify): _____
6. Appropriation/Allocation: Alaska Pioneer Homes/ Alaska Pioneer Homes Payment Assistance
7. Estimated annual cost to comply with the proposed action to:
A private person: Monthly rate, Level I= \$2,976; Level II= \$5,396; Level III= \$7,814; Level IV= \$9,333; Level V= \$15,000. → Please Note: These costs represent a decrease in costs from previous year's rates of 18% for Level I and Level II, and 30 % for Level III and Level IV.
Another state agency: 0.
A municipality: 0.
8. Cost of implementation to the state agency and available funding (in thousands of dollars): None.

	Initial Year FY 2021	Subsequent Years
Operating Cost	\$ _____	\$ _____
Capital Cost	\$ _____	\$ _____
1002 Federal receipts	\$ _____	\$ _____
1003 General fund match	\$ _____	\$ _____
1004 General fund	\$ _____	\$ _____
1005 General fund/ program	\$ _____	\$ _____
Other (identify)	\$ _____	\$ _____
9. The name of the contact person for the regulation:
Name: Jarmyn Kramlich
Title: Administrative Assistant III
Address: P.O. Box 110690, Juneau, AK 99811.

Telephone: (907) 465-5730

E-mail address: jarmyn.kramlich@alaska.gov

10. The origin of the proposed action:

X Staff of state agency

 Federal government

 General public

 Petition for regulation change⁷

 Other (identify): _____

11. Date & Prepared by: Heidi Hamilton Digitally signed by Heidi Hamilton
Date: 2020.10.05 12:14:29 -0800

[e-signature]

Name (printed): Heidi Hamilton

Title (printed): Division Director

Telephone: (907) 465-4416

ANCHORAGE DAILY NEWS

AFFIDAVIT OF PUBLICATION

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STATE OF ALASKA
THIRD JUDICIAL DISTRICT

Lisi Misa being first duly sworn on oath deposes and says that she is a representative of the Anchorage Daily 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 afore-said 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

10/28/2020

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.

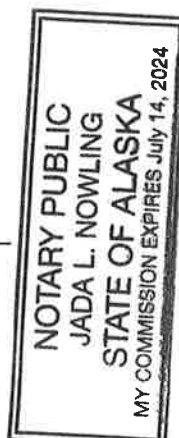
Signed

Subscribed and sworn to before me
this 29th day of October 2020.

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

MY COMMISSION EXPIRES

7/14/2024



NOTICE OF PROPOSED CHANGES ON THE ALASKA PIONEERS' HOMES RATES & LEVELS OF SERVICE, 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 rates charged to residents, levels of service, payment assistance, and admission to an Alaska Pioneer's Home, including the following:

- (1) 7 AAC 74.010, **Quality and levels of service**, is proposed to be changed as follows: Clarify the definitions of the types of services provided at a home.
- (2) 7 AAC 015, **Eligibility for Admission**, is proposed to be changed as follows:
 - Amend applicant age eligibility for admission.
 - Clarify applicant rates and charges.
- (3) 7 AAC 74.025, **Rates**, is proposed to be changed as follows:
 - Amend monthly rates for service levels; amend rate for day and respite services and describe process for rate adjustment.
- (4) 7 AAC 74.040, **Payment for services in a pioneer's home**, is proposed to be changed as follows: Describe payment for services and charges to residents.
- (5) 7 AAC 74.045, **Payment assistance**, is proposed to be changed as follows: Amend exemptions.
- (6) 7 AAC 74.050, **Personal needs allowance; priority of payments from income**, is proposed to be changed as follows: Amend amount related to resident monthly income from all sources income other than the department.
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Statutory authority: AS 47.55.010; AS 47.55.020; AS 47.55.030; AS 47.55.035; AS 47.55.070; AS 47.55.095; AS 47.55.900.

Statutes being implemented, interpreted, or made specific: AS 47.55.010; AS 47.55.020; AS 47.55.030; AS 47.55.035; AS 47.55.070; AS 47.55.095; AS 47.55.900.

Fiscal Information: The proposed regulation changes are not expected to require an increased appropriation.

The Division of Alaska Pioneer Homes keeps a list of individuals and organizations interested in its regulations. Those on the list will automatically be sent a copy of all of the Department of Health and Social Services, Division of Alaska Pioneer Homes notices of proposed regulation changes. To be added to or removed from the list, send a request to the Department of Health and Social Services, Division of Alaska Pioneer Homes, RE-Regulation Change, at P.O. Box 110690, Juneau, AK 99811, or (907) 465-5730, giving your name, and either your e-mail address or mailing address, as you prefer for receiving notices.

DATE: October 26, 2020.
/s/Adam Crum
Commissioner,
Department of Health & Social Services
State of Alaska.

Published: October 28, 2020

AFFIDAVIT OF NOTICE OF PROPOSED REGULATION
AND FURNISHING OF ADDITIONAL INFORMATION

I, Heidi Hamilton, Director, of the Department of Health & Social Services, under penalty of perjury, certify the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to Alaska Pioneers' Home, Rates and Levels of Service (7 AAC 74) has been given by being

- (1) published in a newspaper or trade publication;
- (2) furnished to every person who has filed a request for notice of proposed action with the state agency;
- (3) furnished to appropriate state officials;
- (4) furnished to interested persons;
- (5) furnished to the Department of Law, along with a copy of the proposed regulation;
- (6) furnished electronically to incumbent State of Alaska legislators;
- (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).

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 (2), (4) and (6) of the list above. The additional regulation notice information also has been posted on the Alaska Online Public Notice System.

There is no notary public or other official empowered to administer oaths available to notarize this document as a result of social distancing requirements implemented statewide.

I certify under penalty of perjury that the foregoing is true.

Heidi Hamilton

Digitally signed by Heidi Hamilton
Date: 2020.12.09 12:05:39 -09'00'

[original or password-protected electronic signature]

Heidi Hamilton, Director

State of Alaska
Juneau, AK 99801.

AFFIDAVIT OF ORAL HEARING

I, Heidi Hamilton, Director, of the Department of Health & Social Services, under penalty of perjury, state the following:

On November 18, 2020, at 11:00 a.m., via teleconference and without in-person attendance because of the public health and safety concerns related to the COVID-19 pandemic, 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 Alaska Pioneers' Home, Rates and Levels of Service (7 AAC 74).

There is no notary public or other official empowered to administer oaths available to notarize this document as a result of social distancing requirements implemented statewide.

I certify under penalty of perjury that the foregoing is true.

Heidi Hamilton

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Date: 2020.12.09 12:06:29 -09'00'

[original or password-protected electronic signature]

Heidi Hamilton, Director

State of Alaska
Juneau, AK 99801.

AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Heidi Hamilton, Director, of the Department of Health & Social Services, under penalty of perjury, state the following:

In compliance with AS 44.62.215, the Department of Health & Social Services 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 & Social Services regulation on Alaska Pioneers' Home, Rates and Levels of Service (7 AAC 74).

There is no notary public or other official empowered to administer oaths available to notarize this document as a result of social distancing requirements implemented statewide.

I certify under penalty of perjury that the foregoing is true.

Heidi Hamilton

Digitally signed by Heidi Hamilton
Date: 2020.12.09 12:04:09 -09'00'

[original or password-protected electronic signature]

Heidi Hamilton, Director

State of Alaska
Juneau, AK 99801.