

# DEPARTMENT OF HEALTH



## PROPOSED CHANGES TO REGULATIONS

### REBASING OF RATES FOR MEDICAID LONG TERM CARE SERVICES & SUPPORTS (*Waiver, Personal Care, Community First Choice, & Targeted Case Management Services*).

7 AAC 127. Community First Choice Services.

7 AAC 145. Medicaid Payment Rates.

7 AAC 160.900. Medicaid Program; General Provisions. Requirements adopted by reference.



### PUBLIC REVIEW DRAFT October 14, 2022.

**COMMENT PERIOD ENDS: December 5, 2022.**

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paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.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 127. Community First Choice Personal Care Services.**

The title for 7 AAC 127 is amended to read:

**Chapter 127. Community First Choice [PERSONAL CARE] Services.**

(Eff. 10/1/2018, Register 227; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.036 AS 47.07.040  
AS 47.07.030

**Chapter 145. Medicaid Payment Rates.****7 AAC 145.290. Long-term services and supports targeted case management.**

7 AAC 145.290(a)(2) is repealed and readopted to read:

(2) the payment rate established in the department's *Chart of Long Term Services and Supports Targeted Case Management Services Rates*, adopted by reference in 7 AAC 160.900. (Eff. 10/1/2018, Register 227; am 7/1/2019, Register 231; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.290(b) is amended to read:

(b) [ON OR AFTER JANUARY 1, 2018,] **The** [THE] **payment** rates in the *Chart of Long Term Services and Supports Targeted Case Management Services Rates* will be reestablished at least every four years using a modeled rate methodology **as noted in the department's Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology, adopted by reference in 7 AAC 160.990**, that **includes components** [ACCOUNTS] for salaries, fringe benefits, administrative/general, and case load size.

(Eff. 10/1/2018, Register 227; am 7/1/2019, Register 231; am\_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.290(c) is amended to read:

(c) Each July 1 [EXCEPT JULY 1, 2019,] that the **payment rates** [RATE OF PAYMENT] ] in the *Chart of Long Term Services and Supports Targeted Case Management Services Rates* **are** [IS] not **re-established** [REESTABLISHED] under (b) of this section, the department will adjust the payment rate 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. 10/1/2018, Register 227; am 7/1/2019, Register 231; am\_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.290 is amended by adding a new subsection to read:

(d) Each July 1 that the payment rates listed in the *Chart of Personal Care Services and Community First Choice Services Rates* are re-established under (b) of this section or adjusted under (c) of this section, the department will further adjust the payment rates to reflect regional differences in the cost of doing business based on the designated planning regions described in Table I-1 of the *Alaska Geographic Differential Study* 2008, dated April 30, 2009, and adopted by reference in 7 AAC 160.900, with a factor of 1.00 being the lowest factor applied and with the four southeast regional factoring being averaged to a single weighted applicable factor of 1.09. (Eff. 10/1/2018, Register 227; am 7/1/2019, Register 231; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

The Article 6 title is amended to read:

**Article 6. Payment Rates; Personal Care, Community First Choice, and Home Health Care  
Services.**

**7 AAC 145.500. Personal care and Community First Choice services payment rates.**

7 AAC 145.500(a)(1) is repealed and readopted to read:

(a) For providing personal care services under 7 AAC 125.010 - 7 AAC 125.199 and Community First Choice services under 7 AAC 127.010 – 7 AAC 127.990, the department will pay a unit of service at the lesser of

(1) payment rates established in the department's *Chart of Personal Care Services and Community First Choice Services Rates*, adopted by reference in 7 AAC 160.900; or

...

7 AAC 145.500(b) is repealed and readopted to read:

(b) Each July 1 that the payment rates listed in *the Chart of Personal Care Services and Community First Choice Services Rates* are not re-established under (d) of this section, the department will adjust the payment 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. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am\_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

7 AAC 145.500(c) is amended to read:

(c) Each July 1 **that the** [RATES OF] payment **rates listed** in the *Chart of Personal Care Services and Community First Choice Services Rates* [ADOPTED BY REFERENCE IN 7 AAC 160.900,] are re-established under (d) of this section or adjusted under (b) of this section, **the rates** will be further adjusted to reflect regional differences in the cost of doing business based on the designated planning regions described in Table I-1 of the *Alaska Geographic Differential Study 2008*, dated **April 30, 2009**, [APRIL 30, 2019] and adopted by reference in 7 AAC 160.900 with a factor of 1.00 being the lowest factor applied and with the four southeast regional factors being averaged to a single weighted applicable factor of 1.09.

(Eff. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am\_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

7 AAC 145.500(d) is repealed and readopted to read:

(d) The payment rates listed in the department's *Chart of Personal Care Services and Community First Choice Services Rates* will be re-established at least every four years using the department's *Personal Care Services, Community First Choice Services, Long-Term Services, and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900. (Eff. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

**Article 7. Payment Rates; Home and Community-Based Waiver Services.**

**7 AAC 145.520. Home and community-based waiver services payment rates.**

7 AAC 145.520(b)(2) is repealed and readopted to read:

(2) the payment rates listed in the *Chart of Waiver Services Rates* for care coordination services provided under 7 AAC 130.240(b)(1) and (2) will be re-established at least every four years using a modeled rate methodology as noted in the department's *Personal Care Services, Community First Choice Services, Long-Term Services, and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900, that includes components for salaries, fringe benefits, administrative/general, and caseload size; and

...

(Eff. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 4/1/2012, Register 201; am 7/1/2013, Register 206; am 1/1/2014, Register 208; am 7/1/2015, Register 214; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 8/1/2020, Register 235; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

7 AAC 145.520(b)(3) is amended to read:

(3) each July 1 [EXCEPT JULY 1, 2019,] that the [RATES OF] payment rates for care coordination services in the *Chart of Waiver Services Rates* are not re-established [REESTABLISHED] under (2) of this section, the rates will be adjusted as provided in 7 AAC 145.525(b).

(Eff. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 4/1/2012, Register 201; am 7/1/2013, Register 206; am 1/1/2014, Register 208; am 7/1/2015, Register 214; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 8/1/2020, Register 235; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

7 AAC 145.520(g) is repealed and readopted to read:

(g) For the types of service listed in (f) of this section other than intensive active treatment services provided under 7 AAC 130.275, if the provider's average per-unit allowed

amount for the type of service, for claims with dates of service after June 30, 2009, and before October 1, 2009, and processed before February 3, 2010, is higher than the rate established under (f) of this section, the recipient care rate until July 1, 2026, is the average per-unit allowed amount for the period after June 30, 2009 and before October 1, 2009. (Eff. 2/1/2010, Register 193; am 3/1/2011, Register 197; am 4/1/2012, Register 201; am 7/1/2013, Register 206; am 1/1/2014, Register 208; am 7/1/2015, Register 214; am 8/18/2015, Register 215; am 10/1/2017, Register 223; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 8/1/2020, Register 235; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_)

**Authority:**    AS 47.05.010                    AS 47.07.030                    AS 47.07.040

**7 AAC 145.525. Re-establishing and adjusting payment rates in the department's Chart of Personal Care Services, Community First Choice Services and Waiver Services Rates.**

The title of 7 AAC 145.525 is repealed and readopted to read:

**7 AAC 145.525. Re-establishing and adjusting payment rates in the department's Chart of Personal Care Services, Community First Choice Services, Waiver Services, and Long - Term Services and Supports Targeted Case Management Services Rates.** (Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_).

**Authority:**    AS 47.05.010                    AS 47.07.030                    AS 47.07.040

7 AAC 145.525(a) is repealed and readopted to read:

(a) The payment rates in the department's *Chart of Waiver Services Rates*, adopted by reference in 7 AAC 160.900, will be re-established at least every four years using the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900, as follows:

(1) rates for personal care services under 7 AAC 125.010 - 7 AAC 125.199, Community First Choice services under 7 AAC 127.010 – 7 AAC 127.990, adult day services under 7 AAC 130.250, day habilitation services under 7 AAC 130.260, residential habilitation services under 7 AAC 130.265, employment services under 7 AAC 130.270, intensive active treatment services under 7 AAC 130.275, respite care services under 7 AAC 130.280, and meal services under 7 AAC 130.295, will be re-established using annual reports in 7 AAC 145.531, as described in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900;

(2) rates for care coordination services under 7 AAC 130.240 will be reestablished as described in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900, and using sources that include the Department of Labor and Workforce Development, Research and Analysis Section, and the United States Internal Revenue Service;

(3) rates for residential supported-living services under 7 AAC 130.255 will be re-established as described in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-*

*Setting Methodology*, adopted by reference in 7 AAC 160.900, and using long-term care facility Medicare cost reports;

(4) rates for transportation services under 7 AAC 130.290(a) will be re-established as described in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900. (Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.525(b) is amended to read:

(b) Each July 1 [EXCEPT JULY 1, 2019,] that **payment** rates [OF PAYMENT] in the *Chart of Waiver Services Rates*, adopted by reference in 7 AAC 160.900, are not re-established under (a) of this section, the department will adjust the rates of payment in the *Chart of Waiver Services 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. 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register \_\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.525(c) is amended to read:

(c) Each July 1 **that payment** rates [OF PAYMENT] in the *Chart of Waiver Services Rates*, adopted by reference in 7 AAC 160.900, [THAT] are re-established under (a) of this section or adjusted under (b) of this section, **the rates** will be further adjusted to reflect regional differences in the cost of doing business based on the designated planning regions described in Table I-1 of the *Alaska Geographic Differential Study 2008*, dated April 30, 2009 and adopted by reference in 7 AAC 160.900, with a factor of 1.00 being the lowest factor applied and with the four southeast regional factors being averaged to a single weighted applicable factor of 1.09. (Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am 7/1/2019, Register 231; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

**7 AAC 145.531. Personal care services or home and community-based waiver services accounting and reporting.**

The title for 7 AAC 145.531 is amended to read:

**7 AAC 145.531. Personal care services, Community First Choice services, or home and community-based waiver services accounting and reporting.**

(Eff. 3/1/2011, Register 197; am 11/3/2012, Register 204; am 1/1/2014, Register 208; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.531(a) is repealed and readopted to read:

(a) For personal care services under 7 AAC 125.010 - 7 AAC 125.199, Community First Choice services under 7 AAC 127, adult day services under 7 AAC 130.250, day habilitation services provided under 7 AAC 130.260, residential habilitation services under 7 AAC 130.265, employment services under 7 AAC 130.270, intensive active treatment services under 7 AAC 130.275, respite care services under 7 AAC 130.280, and meal services under 7 AAC 130.295, each target provider described in (b) of this section and in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900, shall complete and submit an annual report to the department in accordance with this section. (Eff. 3/1/2011, Register 197; am 11/3/2012, Register 204; am 1/1/2014, Register 208; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.040

7 AAC 145.531(b)(1)(A) is amended to read:

(A) the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology* [PERSONAL CARE ASSISTANT AND WAIVER RATE-SETTING METHODOLOGY], adopted by reference in 7 AAC 160.900;

7 AAC 145.531(b)(2)(B) is amended to read:

(B) if the target provider's federal tax identification number received less than \$750,000 in Medicaid revenue related to personal care services, **Community First Choice**

services, or home and community-based waiver services in the state fiscal year that precedes the state fiscal year that ends in the calendar year in which the list is published;

7 AAC 145.531(d) is amended to read:

(d) A reduced annual report consists of documents listed in (c)(1) - (4) of this section, except that a provider whose federal tax identification number received less than \$750,000 in Medicaid revenue related to personal care services, **Community First Choice services**, or home and community-based waiver services as described in (b)(2)(B) of this section may substitute a reviewed financial statement for an audited financial statement as specified in (c)(2) of this section and substitute a reviewed working trial balance for a post-audit working trial balance as specified in (c)(3) of this section if the review was conducted by an independent certified public accountant.

7 AAC 145.531(e) is amended to read:

(e) A target provider shall maintain a system of accounts, records, and books to document and track financial and statistical information related to personal care services [PROVIDED] under 7 AAC 125.010 - 7 AAC 125.199, Community First Choice [PERSONAL CARE SERVICES PROVIDED] under 7 AAC 127.010 – 7 AAC 127.990, or home and community-based waiver services [PROVIDED] under 7 AAC 130. A target provider is responsible for ensuring that financial and statistical information is adequate to report annual costs and usage by each personal care service, **Community First Choice service**, or home and community-based waiver service provided.

7 AAC 145.531(g) is amended to read:

(g) A target provider's accounting system must be adequate to separate allowable costs from nonallowable costs and capable of producing detailed reporting of allowable costs by personal care service, **Community First Choice service**, or home and community-based waiver service. Nonallowable costs and costs not related to the provision of recipient services must be separately tracked and reported.

(Eff. 3/1/2011, Register 197; am 11/3/2012, Register 204; am 1/1/2014, Register 208; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am 1/1/2021, Register 236; am 9/9/2021, Register 239; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.030                      AS 47.07.040

**7 AAC 145.533. Personal care services or home and community-based waiver services allowable costs.**

The title for 7 AAC 145.533 is amended to read:

**7 AAC 145.533. Personal care services, Community First Choice services, or home and community-based waiver services allowable costs.**

(Eff. 3/1/2011, Register 197; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_)

**Authority:**    AS 47.05.010                      AS 47.07.036                      AS 47.07.045  
                    AS 47.07.030                      AS 47.07.040

7 AAC 145.533(i)(4) is amended to read:

(4) failure to complete the cost survey report in accordance with this chapter, other applicable provisions of 7 AAC 105 - 7 AAC 160, and the *Cost Survey* [2016] *Instructions*, adopted by reference in 7 AAC 160.900.

7 AAC 145.533(j) is amended to read:

(j) A target provider shall maintain records to support cost survey information related to all expenses, allocations, statistical data, surveys, and schedules. Upon review of the cost survey report and the supporting documents listed in the *Cost Survey* [2016] *Instructions*, adopted by reference in 7 AAC 160.900, the department may make a written request for clarification, additional information, or additional documents. Not later than 21 days after the department issues the request, the target provider shall provide the requested clarification, additional information, or additional documents.

(Eff. 3/1/2011, Register 197; am 3/1/2018, Register 225; am 10/1/2018, Register 227; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010            AS 47.07.036            AS 47.07.045  
                 AS 47.07.030            AS 47.07.040

**7 AAC 145.545. Exceptional changes to payment rates for personal care services and home and community-based waiver services.**

The title of 7 AAC 145.545 is amended to read:

**7 AAC 145.545. Exceptional changes to payment rates for personal care services, Community First Choice services, long-term services and supports targeted case management, and home and community-based waiver services.**

(Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_,  
Register\_\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.036 AS 47.07.045  
AS 47.07.030 AS 47.07.040

7 AAC 145.545(a) is repealed and readopted to read:

(a) If application of the methodology in the department's *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, adopted by reference in 7 AAC 160.900, results in a rate in the *Chart of Personal Care Services and Community First Choice Services Rates*, or *Chart of Long-Term Services and Supported Targeted Case Management Rates*, or *Chart of Waiver Services Rates*, adopted by reference in 7 AAC 160.900, that does not allow reasonable access to quality care provided by an efficiently and economically managed provider, the department may increase the rate if

...

(Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_,  
Register\_\_\_\_\_)

**Authority:** AS 47.05.010 AS 47.07.036 AS 47.07.045  
AS 47.07.030 AS 47.07.040

7 AAC 145.545(a)(1) is amended to read:

(1) the department finds by clear and convincing evidence that the rate established using the department's *Personal Care Services, Community First Choice Services, Long-Term*

*Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*  
[PERSONAL CARE ASSISTANT AND WAIVER RATE-SETTING METHODOLOGY],  
adopted by reference in 7 AAC 160.900, does not allow for reasonable access to quality care  
provided by an efficiently and economically managed provider; and

...

(Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am \_\_\_\_/\_\_\_\_/\_\_\_\_, Register\_\_\_\_)

**Authority:**    AS 47.05.010              AS 47.07.036              AS 47.07.045  
                 AS 47.07.030              AS 47.07.040

### **Chapter 160. Medicaid Program; General Provisions.**

#### **7 AAC 160.900. Requirements adopted by reference.**

7 AAC 160.900(d)(10) is amended to read:

(10) the *Chart of Personal Care Services and Community First Choice Services Rates*, **dated August 15, 2022**, [EFFECTIVE JANUARY 1, 2021,] for providers of personal care services under 7 AAC 125.010 - 7 AAC 125.199 and Community First Choice personal care services under 7 AAC 127;

7 AAC 160.900(d)(25) is amended to read

(25) the *Cost Survey and Cost Survey [2016] Instructions*, dated **August 18, 2022**, [FEBRUARY 8, 2017,] for providers of personal care services under 7 AAC 125.010 - 7 AAC 125.199 and home and community-based waiver services under **7 AAC 130.200 – 7 AAC 130.319** [7 AAC 130];

7 AAC 160.900(d)(56) is amended to read:

(56) the *Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management, and Waiver Rate-Setting Methodology*, [PERSONAL CARE ASSISTANT AND WAIVER RATE-SETTING METHODOLOGY] dated **August 18, 2022**, [FEBRUARY 8, 2017,] for providers of personal care services under 7 AAC 125.010 - 7 AAC 125.199, Community First Choice services under 7 AAC 127, Long Term Services and Supports Targeted Case Management under 7 AAC 128, and home and community-based waiver services under 7 AAC 130.200 - 7 AA 130.319;

7 AAC 160.900(d)(58) is amended to read:

(58) the *Chart of Long-Term Services and Supports Targeted Case Management Services Rates*, dated **August 15, 2022** [AUGUST 2, 2018];

7 AAC 160.900(d)(62) is amended to read:

(62) the *Chart of Waiver Services Rates*, **dated August 15, 2022**, [EFFECTIVE JANUARY 1, 2021,] for providers of home and community-based waiver services under 7 AAC 130;

(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 3/1/2018, Register 225; am 10/1/2018, Register 227; am 1/1/2019, Register 228; am 3/24/2019, Register 229; am 6/2/2019, Register 230; am 6/13/2019, Register 230; am 7/1/2019, Register 231; am 10/25/2019, Register 232; am 11/10/2019, Register 232; am 4/24/2020, Register 234; am 5/21/2020, Register 234; am 6/25/2020, Register 234; am 10/1/2020, Register 235; am 10/4/2020, Register 236; am 1/1/2021, Register 236; am 3/31/2021, Register 238; am 6/30/2021, Register 238; am 8/27/2021, Register 239; add'l am 9/9/2021, Register 239; am 10/9/2021, Register 240; add'l am 11/1/2021, Register 240; am\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_, Register\_\_\_\_\_)

**Authority:**    AS 47.05.010            AS 47.07.030            AS 47.07.085  
                  AS 47.05.012            AS 47.07.040