

Nancy Dahlstrom  
Lieutenant Governor  
State Capitol  
Juneau, Alaska 99811  
907.465.3520  
WWW.LTGOV.ALASKA.GOV




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

**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**MEMORANDUM**

**TO:** Triptaa Surve, Department of Health

**FROM:** April Simpson, Office of the Lieutenant Governor   
465.4081

**DATE:** March 29, 2023

**RE:** Filed Permanent Regulations: Department of Health

Department of Health regulations re: Rebasing Rates for Medicaid Long Term Care Services and Supports (7 AAC 127, 145, 160)

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Attorney General File:	2022200494
Regulation Filed:	3/29/2023
Effective Date:	5/1/2023
Print:	246, July 2023

cc with enclosures: Colleen Bailey, Department of Law  
Judy Herndon, LexisNexis



THE STATE  
*of* ALASKA  
GOVERNOR MIKE DUNLEAVY

Department of Law

CIVIL DIVISION

P.O. Box 110300  
Juneau, Alaska 99811  
Main: 907.465.3600  
Fax: 907.465.2520

March 24, 2023

The Honorable Nancy Dahlstrom  
Lieutenant Governor  
State of Alaska  
P.O. Box 110015  
Juneau, AK 99811-0001

Re: 7 AAC 127, 145, 160: DOH - Rebasing Rates for Medicaid Long Term  
Care Services and Supports

Our file: 2022200494

Dear Lieutenant Governor Dahlstrom:

The Department of Law has reviewed the attached regulations of the Department of Health against the statutory standards of the Administrative Procedure Act. Based upon our review, we find no legal problems. This letter 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 concern rebasing of rates for Medicaid long term care services and supports, including waiver, personal care, Community First Choice, and Targeted Case Management for the Division of Senior and Disabilities Services.

The regulations were adopted by the Department of Health after the close of the public comment period. The October 17, 2022 public notice, the October 20, 2022 supplemental notice, and the March 23, 2023 order adopting changes all state that this action will require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is attached.

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are incorporated into the attached copy of the regulations.

Sincerely,

TREG TAYLOR  
ATTORNEY GENERAL

By: Rebecca C. Polizzotto  
Rebecca C. Polizzotto  
Chief Assistant Attorney General  
Legislation, Regulations, and  
Legislative Research Section

Digitally signed by  
Rebecca C. Polizzotto  
Date: 2023.03.24  
12:11:37 -08'00'

RCP/ehp

CC w/enclosure: Triptaa Surve, Regulations Contact  
Department of Health

Jetta Whittaker, Health Program Manager  
Department of Health

Paul Peterson, Assistant Attorney General  
Department of Law

Steven C. Weaver, Assistant Attorney General  
Department of Law

APPENDIX I: Adoption Order

ORDER ADOPTING CHANGES TO REGULATIONS  
OF THE DEPARTMENT OF HEALTH

The attached 17 pages of regulations, dealing with the Rebasing of Rates for Medicaid Long Term Care Services and Supports (7 AAC 127, 128, 145, 160), are adopted and certified to be a correct copy of the regulation changes that the Department of Health adopts under the authority of AS 47.05.010, AS 47.05.012, AS 47.07.030, AS 47.07.036, AS 47.07.040, AS 47.07.045, and AS 47.07.085, 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 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 May 1, 2023, as provided in AS 44.62.180.

Heidi  
Hedberg

Digitally signed by Heidi  
Hedberg  
Date: 2023.03.23 14:23:26  
-08'00'

Heidi Hedberg, Commissioner  
Department of Health

*April Simpson for*  
FILING CERTIFICATION

I, Nancy Dahlstrom, Lieutenant Governor for the State of Alaska, certify that on

March 29, 2023, at 2:11 p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.

*for* Nancy Dahlstrom  
Lieutenant Governor

Effective: May 1, 2023

Register: 246 July 2023

**FOR DELEGATION OF THE LIEUTENANT GOVERNOR'S AUTHORITY**

**I, NANCY DAHLSTROM, 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, 2022.**



  
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**NANCY DAHLSTROM  
LIEUTENANT GOVERNOR**

The chapter heading for 7 AAC 127 is changed to read:

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

The chapter heading for 7 AAC 128 is changed to read:

**Chapter 128. Long-Term Services and Supports Targeted Case Management Services.**

7 AAC 145.290(a)(2) is amended 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 [; FOR STATE FISCAL YEAR 2020, THE DEPARTMENT RATES UNDER THIS PARAGRAPH WILL BE 95 PERCENT OF THE STATE FISCAL YEAR 2019 PAYMENT RATES].

7 AAC 145.290(b) is amended to read:

(b) **The payment** [ON OR AFTER JANUARY 1, 2018, THE,] 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 Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services, adopted by reference in 7 AAC 160.990**, that **includes components** [ACCOUNTS] for salaries, fringe benefits, administrative/general, and case load size.

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.

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 factors being averaged to a single weighted applicable factor of 1.09.

(Eff. 10/1/2018, Register 227; am 7/1/2019, Register 231; am 5 / 1 / 2023, Register 246)

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

The article heading for 7 AAC 145, Article 6, is changed to read:

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

7 AAC 145.500 is amended to read:

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

(a) For providing personal care services under 7 AAC 125.010 - 7 AAC 125.199 and Community First Choice services under [AND] 7 AAC 127, 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 [; FOR STATE FISCAL YEAR 2020, THE PAYMENT RATES WILL BE 95 PERCENT OF THE STATE FISCAL YEAR 2019 PAYMENT RATES; THOSE RATES WILL BE ADJUSTED IN ACCORDANCE WITH (b) OF THIS SECTION]; or

(2) the amount charged by the provider in accordance with 7 AAC 145.020.

(b) Each July 1 [, EXCEPT JULY 1, 2019,] that the payment rates listed [ESTABLISHED] in the *Chart of Personal Care Services and Community First Choice Services Rates*, adopted by reference in 7 AAC 160.900, are not re-established under (d) of this section, the department will adjust the [RATES OF] payment rates [IN THE CHART OF PERSONAL CARE SERVICES AND COMMUNITY FIRST CHOICE 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.

(c) Each July 1 [,] that the payment rates [OF PAYMENT] 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



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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.

(d) The payment [ON OR AFTER JULY 1, 2018,] rates listed [OF PAYMENT] in the department's *Chart of Personal Care Services and Community First Choice Services Rates*, adopted by reference in 7 AAC 160.900, will be re-established at least every four years using the department's Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services [,] and Supports Targeted Case Management Services, and Waiver Services [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 5 / 1 / 2023, Register 246)

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

7 AAC 145.520(b)(2) is amended to read:

(2) the payment rates listed in the Chart of Waiver Services Rates [RATE OF PAYMENT] 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 Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services, adopted by reference in 7 AAC 160.900, that includes components [ACCOUNTS]

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for salaries, fringe benefits, administrative/general, and caseload size; and

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 subsection [SECTION], the rates will be adjusted as provided in 7 AAC 145.525(b).

7 AAC 145.520(g) is amended 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 [BEFORE THE EFFECTIVE DATE OF NEWLY REBASED RATES USING THE METHODOLOGY ESTABLISHED IN THE DEPARTMENT'S *PERSONAL CARE ATTENDANT AND WAIVER RATE-SETTING METHODOLOGY*, ADOPTED BY REFERENCE IN 7 AAC 160.900, IS THE AVERAGE PER-UNIT ALLOWED AMOUNT FOR THE PERIOD AFTER] 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

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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 5 / 1 / 2023, Register 246 )

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

The section heading of 7 AAC 145.525 is changed to read:

**7 AAC 145.525. Re-establishing and adjusting payment rates in the department's rate charts [CHART OF PERSONAL CARE SERVICES, COMMUNITY FIRST CHOICE SERVICES AND WAIVER SERVICES RATES].**

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 *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, 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, 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 *Rate-Setting Methodology for Personal Care Services, Community First Choice*

*Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, adopted by reference in 7 AAC 160.900;

(2) rates for care coordination services under 7 AAC 130.240 will be re-established as described in the department's *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, 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 *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, 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 *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, adopted by reference in 7 AAC 160.900.

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.

7 AAC 145.525(c) is amended to read:

(c) Each July 1 **that the 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 5 / 1 / 2023, Register 246)

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

The section heading of 7 AAC 145.531 is changed to read:

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

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 *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, adopted by reference in 7 AAC 160.900, shall complete and submit an annual report to the department in accordance with this section.

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

(A) the department's *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services*, [ASSISTANT] *and Waiver Services* [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, 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

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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 5 / 1 / 2023, Register 246)

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

The section heading of 7 AAC 145.533 is changed to read:

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

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



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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 5 / 1 / 2023, Register 246)

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

The section heading of 7 AAC 145.545 is changed 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 services, and home and community-based waiver services.**

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

(a) If application of the methodology in the department's *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, 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, Chart of Long-Term Services and Supports Targeted Case Management Services 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

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provider, the department may increase the rate if

(1) the department finds by clear and convincing evidence that the rate established using the department's *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, and Waiver Services*, 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

(2) increasing the rate is in the public interest.

(Eff. 3/1/2018, Register 225; am 10/1/2018, Register 227; am 5 / 1 / 2023, Register 246 )

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

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

(10) the *Chart of Personal Care Services and Community First Choice Services Rates, **dated May 1, 2023*** [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;

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

(56) the Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services, [ASSISTANT] and Waiver Services [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 services under 7 AAC 128, and home and community-based waiver services under 7 AAC 130;

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 May 1, 2023 [AUGUST 2, 2018];

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

(62) the Chart of Waiver Services Rates, dated May 1, 2023 [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

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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 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; am 9/9/2021, Register 239; am 10/9/2021, Register 240; am 11/1/2021, Register 240; am 5/25/2022, Register 242; am 9/4/2022, Register 243; am 9/18/2022, Register 243; am 10/16/2022, Register 244; am 12/1/2022, Register 244; am 12/23/2022, Register 244; am 3/3/2023, Register 245; am 3/26/2023, Register 245; am 5 / 1 / 2023, Register 246)

**Authority:** AS 47.05.010 AS 47.07.030 AS 47.07.085

AS 47.05.012 AS 47.07.040

The 27th editor's note following 7 AAC 160.900 is changed to read:

The *Chart of Personal Care Services* and [,] *Community First Choice Services* Rates, Chart of Long-Term Services and Supports Targeted Case Management Services Rates, and Chart of Waiver Services Rates, adopted by reference in 7 AAC 160.900, may be obtained by

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contacting the Department of Health, Division of Senior and Disabilities Services, P.O. Box 110680, Juneau, Alaska 99811-0680. The *Chart of Personal Care Services* and [,] *Community First Choice Services* Rates, Chart of Long-Term Services and Supports Targeted Case Management Services Rates, and Chart of Waiver Services Rates are [IS] also posted on the Department of Health, Division of Senior and Disabilities Services' website at <https://health.alaska.gov/dsds/Pages/info/costsurvey.aspx..> [HTTPS://HEALTH.ALASKA.GOV/DSDS/DOCUMENTS/PDFS/FY22--RATECHARTPCSANDCFCWCHORE.PDF.]

The 28th editor's note following 7 AAC 160.900 is changed to read:

The *Cost Survey* and *Cost Survey* [2016] *Instructions*, adopted by reference in 7 AAC 160.900, may be obtained by contacting the Department of Health, Division of Senior and Disabilities Services, P.O. Box 110680, Juneau, Alaska 99811-0680. The materials are also posted on the Department of Health, Division of Senior and Disabilities Services' website at <http://health.alaska.gov/dsds/Pages/info/costsurvey.aspx..>

The 50th editor's note following 7 AAC 160.900 is changed to read:

The *Rate-Setting Methodology for Personal Care Services, Community First Choice Services, Long-Term Services and Supports Targeted Case Management Services,* [ASSISTANT] and Waiver Services [RATE-SETTING METHODOLOGY], adopted by reference in 7 AAC 160.900, may be obtained by contacting the Department of Health, Office of Rate Review, 3601 C Street, Suite 978, Anchorage, Alaska 99503. The materials are also

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posted on the Department of Health, Division of Senior and Disabilities Services' website at

<http://health.alaska.gov/dsds/Pages/info/costsurvey.aspx> .