

DEPARTMENT OF HEALTH



PROPOSED CHANGES TO REGULATIONS.

Medicaid Behavioral Health 1115 Waiver Services Rates for Subacute Stabilization & Residential Services.

- 7 AAC 139. Behavioral Health 1115 Waiver Services.
- 7 AAC 160.900. Medicaid Program; General Provisions; Requirements adopted by reference.



PUBLIC REVIEW DRAFT.
September 3, 2026.

COMMENT PERIOD ENDS: October 21, 2026.

**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paragraph, or subparagraph is being added, or that an existing section, subsection, paragraph, or subparagraph is being repealed and readopted (replaced), *the new or replaced text is not bolded or underlined*.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.

Chapter 139. Behavioral Health 1115 Waiver Services.

7 AAC 139.040(b) is amended to read:

(b) The department will not pay for a behavioral health 1115 waiver service beyond the limits listed in the *Alaska Behavioral Health Providers Services Standards & Administrative Procedures for Behavioral Health Provider Services*, adopted by reference in 7 AAC 160.900, **or other service limits described in this chapter**, without prior authorization from the department.

(Eff. 5/21/2020, Register 234; am 10/4/2020, Register 236; am ____/____/____, Register ____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.07.036
AS 47.05.270

7 AAC 139 is amended by adding a new section to Article 2 to read:

7 AAC 139.450. Subacute stabilization and residential services. (a) The department will pay for the following subacute stabilization and residential services under the 1115 waiver

provided by a subacute mental health facility licensed by the department under 7 AAC 12.375 - 7 AAC 12.399:

- (1) a subacute stabilization hourly rate not to exceed 23 hours and 59 minutes;
- (2) a subacute residential adult daily rate not to exceed seven days without prior authorization; and
- (3) a subacute residential adolescent daily rate not to exceed seven days without prior authorization.

(b) The department will pay separately for other necessary covered medical or dental services not related to a recipient's admission to the subacute mental health facility. (Eff.

____/____/____, Register _____)

Authority: AS 47.05.010 AS 47.07.030 AS 47.30.660

AS 47.05.270 AS 47.07.036 AS 47.32.010

7 AAC 160.900(d)(65) is amended to read:

(65) *Chart of Behavioral Health Reform 1115 Medicaid Services Rates*, dated **July 9, 2026** [APRIL 28, 2026];

(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 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; am 5/19/2023, Register 246; am 1/1/2024, Register 248; am 2/1/2024, Register 249; am 2/2/2024, Register 249; add'l am 2/2/2024, Register 249; am 3/1/2024, Register 249; am 11/8/2024, Register 252; am 1/5/2025, Register 253; am 5/25/2025, Register 254; am 8/9/2025, Register 255; am 11/14/2025, Register 256; am 7/1//2026, Register 258; am ____/____/_____, Register _____; am ____/____/_____, Register _____)

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