

7 AAC 72.500 is repealed:

7 AAC 72.500. Purpose of 7 AAC 72.500 - 7 AAC 72.540. Repealed. (Eff. 3/16/2001, Register 157; repealed ____/____/_____, Register _____)

7 AAC 72.510 is repealed:

7 AAC 72.510. Rate of reimbursement for mental health services. Repealed. (Eff. 3/16/2001, Register 157; am 6/24/2004, Register 170; repealed ____/____/_____, Register _____)

7 AAC 72.520 is repealed and readopted to read:

7 AAC 72.520. Services eligible for financial assistance. (a) As the payor of last resort, subject to department approval and the availability of appropriations from the legislature, the department will reimburse a designated facility for a service provided to a person who is eligible for financial assistance under AS 47.31.010. Reimbursement will be at the Medicaid rate in effect for the service at the time the service was provided.

(b) For an individual who is eligible for financial assistance under AS 47.31.010, the department will provide reimbursement for the following services provided by a designated facility that are directly related to a patient's condition that resulted in admittance to a designated facility under AS 47.30.660 - 47.30.915:

- (1) emergency room costs;
- (2) staff physician services, if those services are not already included in the facility's daily rate;
- (3) physician services, if those services require the action of a physician who is

not a member of the designated facility's staff;

- (4) medical costs;
- (5) room and board costs;
- (6) laboratory costs;
- (7) medication costs
- (8) transportation related costs that AS 47.30.870 does not cover;
- (9) other services directly related to the admission being billed.

(c) The department will reimburse a designated evaluation facility for not more than 10 days for evaluation and stabilization or for awaiting transition to a different level of service if the department determines the amount of time is clinically appropriate and

(1) the treating physician has certified, on a form supplied by the department, that the patient continues to meet the detention or involuntary commitment criteria under AS 47.30.700 - 47.30.815; or

(2) the court extends the time for evaluation for a patient who continues to meet the detention or involuntary commitment criteria under AS 47.30.700 - 47.30.815.

(d) The department will reimburse a designated treatment facility for not more than 40 days for evaluation, treatment, and stabilization or for awaiting transition to a different level of service if the department determines the amount of time is clinically appropriate and

(1) the treating physician has certified, on a form supplied by the department, that the patient meets the detention or involuntary commitment criteria under AS 47.30.700 - 47.30.815; or

(2) the court extends the time for evaluation and treatment for a patient who continues to meet the detention or involuntary commitment criteria in AS 47.30.700 - 47.30.815.

(e) The department will not reimburse a designated facility under this section for

- (1) physician time spent performing administrative or supervisory duties, including time spent participating in a commitment hearing;
- (2) facility costs for space, overhead, supplies, or equipment;
- (3) local ambulance service if the transportation is not related to the condition which resulted in admittance to a designated facility;
- (4) insurance-related expenses for which the patient is liable; or
- (5) any service that is not directly related to the patient's condition that resulted in admittance to a designated facility.

(f) The department will not provide reimbursement under this section for services provided at a crisis stabilization center. (Eff. 3/16/2001, Register 157; am 6/24/2004, Register 170; am ____/____/_____, Register _____)

Authority: AS 47.30.660 AS 47.31.025 AS 47.31.090

AS 47.30.708

7 AAC 72.530(a) is amended to read:

(a) An application for assistance that is submitted under AS 47.31.015(a) must include

- (1) a copy of the **itemized** invoice for the services for which financial assistance is sought;
- (2) **the patient's** [PROOF OF] gross monthly household income **information**. If a patient's household income information cannot be obtained, the facility shall provide documentation to establish due diligence in attempting to obtain the patient's household income information. [THIS PROOF INCLUDES PAYCHECK STUBS, TAX RECORDS,

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UNEMPLOYMENT CHECK STUBS, A SIGNED STATEMENT FROM AN EMPLOYER, OR ANY OTHER DOCUMENT THAT SHOWS EVIDENCE OF INCOME FOR THE MONTH DURING WHICH A PATIENT RECEIVED CARE PROVIDED BY A DESIGNATED FACILITY]; and

(3) identification of and information about any third-party payor that provides insurance coverage to the patient; for purposes of this paragraph, the following [PERSONS] are not third-party payors under AS 47.31.010:

(A) the United States Department of Interior, Bureau of Indian Affairs;

(B) the United States Department of Health and Human Services, Indian Health Service;

(C) the patient's private insurance company, if the company does not cover mental health inpatient treatment or the maximum benefit level for that treatment has been reached.

7 AAC 72.530(b) is repealed:

(b) Repealed ____ / ____ / ____.

7 AAC 72.530(c) is amended to read:

(c) If the facility receives payment from a patient or a third-party payor after being reimbursed by the department under this chapter, the administrator shall return the money to the department **not later than 30 days after receiving payment from the patient or third-party payor**. (Eff. 3/16/2001, Register 157; am 6/24/2004, Register 170; am ____ / ____ / _____, Register ____)

Authority: AS 47.30.660

AS 47.31.015

AS 47.31.090

7 AAC 72.540 is amended to read:

7 AAC 72.540. Decision regarding eligibility for financial assistance. (a) Not later than 10 business days after it receives a completed application, the [THE] department will [REVIEW INFORMATION SUBMITTED UNDER 7 AAC 72.530 TO] verify that the patient meets the eligibility requirements of AS 47.31.010 and that each service for which financial assistance is sought is an eligible service under 7 AAC 72.520 [7 AAC 72.520(a) OR (b). SUBJECT TO THE DISCLOSURE RESTRICTIONS OF 42 C.F.R. PART 2 FOR A PATIENT WHO HAS ALSO RECEIVED TREATMENT FOR ALCOHOL OR DRUG ABUSE IN A FACILITY THAT RECEIVES FEDERAL FINANCIAL ASSISTANCE AS DESCRIBED IN 42 C.F.R. PART 2, THE DEPARTMENT MAY, AFTER 10 DAYS NOTICE TO THE FACILITY, REVIEW ALL FINANCIAL AND MEDICAL RECORDS RELATED TO A PATIENT FOR WHOM APPLICATION FOR FINANCIAL ASSISTANCE HAS BEEN MADE].

(b) If the department determines that a [THE] patient is eligible for financial assistance, payment will be made directly to the designated facility that provided a [ANY] service listed in 7 AAC 72.520 [7 AAC 72.520(a) OR (b), AS REQUIRED BY AS 47.31.030].

(c) If the department determines that a [THE] patient is ineligible for financial assistance, or that a service provided is not eligible under 7 AAC 72.520, the department will notify [WILL, AS REQUIRED BY AS 47.31.020, NOTIFY] the patient and the designated facility that the application for financial assistance has been denied, and [WILL ADVISE THE PATIENT, THE PATIENT'S LEGAL REPRESENTATIVE, IF ANY, AND THE DESIGNATED FACILITY] of

the right to appeal the denial of assistance under AS 47.31.035. (Eff. 3/16/2001, Register 157; am 6/24/2004, Register 170; am ____/____/_____, Register _____)

Authority: AS 47.30.660 AS 47.31.025 AS 47.31.090

AS 47.31.020

The introductory language of 7 AAC 72.900 is amended to read:

7 AAC 72.900. Definitions. In this chapter,

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7 AAC 72.900(3) is repealed:

(3) repealed ____/____/_____;

7 AAC 72.900(17) is repealed:

(17) repealed ____/____/_____;

7 AAC 72.900 is amended by adding new paragraphs to read:

(20) "crisis stabilization center" has the meaning given in AS 47.30.915;

(21) "stabilization" means mental health or psychiatric stabilization under

AS 47.30.660 - 47.30.915. (Eff. 3/30/85, Register 93; am 3/16/2001, Register 157; am 6/24/2004, Register 170; am 4/25/2025, Register 254; am ____/____/_____, Register _____)

Authority: AS 47.30.530 AS 47.30.660 AS 47.31.090

AS 47.30.540 AS 47.31.025