

**SENATE BILL NO. 17**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATORS DAVIS, ELLIS, ELTON, FRENCH, GUESS, HOFFMAN, LINCOLN, AND OLSON

Introduced: 1/21/03

Referred: Health, Education and Social Services, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to an optional group of persons eligible for medical assistance who  
2 require treatment for breast or cervical cancer; and providing for an effective date."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** AS 47.07.020(b) is amended by adding a new paragraph to read:

5 (15) persons who are not otherwise eligible for assistance under this  
6 chapter who have been diagnosed with breast or cervical cancer and who are eligible  
7 for coverage under 42 U.S.C. 1396a(a)(10)(A)(ii)(XVIII).

8 \* **Sec. 2.** Section 1, ch. 33, SLA 2001, is repealed.

9 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
10 read:

11 **TRANSITION: CONTINUED ELIGIBILITY FOR CURRENT RECIPIENTS.** A  
12 person who applied, and was determined eligible, for medical assistance under sec. 1, ch. 33,  
13 SLA 2001, before the effective date of this Act and was receiving medical assistance under  
14 sec. 1, ch. 33, SLA 2001, on the day before the effective date of this Act may continue to

1 receive medical assistance under AS 47.07.020(b)(15), enacted by sec. 1 of this Act, without  
2 applying for an initial eligibility determination under AS 47.07.020(b)(15), enacted by sec. 1  
3 of this Act. However, the person is subject to all other provisions of AS 47.07 and the  
4 regulations adopted under AS 47.07, including provisions governing review of cases to  
5 determine continued eligibility, when appropriate.

6 \* **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to  
7 read:

8       TRANSITION: REGULATIONS. To the extent that the regulations are not  
9 inconsistent with this Act, the regulations relating to the optional group of persons eligible for  
10 medical assistance who require treatment for breast or cervical cancer that were adopted by  
11 the Department of Health and Social Services under ch. 33, SLA 2001, and that were in effect  
12 on the day before the effective date of this Act remain in effect as valid regulations  
13 implementing this Act, subject to amendment by the Department of Health and Social  
14 Services. The Department of Health and Social Services may administer and enforce the  
15 previously adopted regulations, subject to amendment of the regulations on or after the  
16 effective date of this Act.

17 \* **Sec. 5.** This Act takes effect immediately under AS 01.10.070(c).