



STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
	<b>A. <u>General Conditions of Eligibility</u></b>
	Each individual covered under the plan:
42 CFR Part 435, Subpart G	1. Is financially eligible (using the methods and standards described in Parts B and C of this Attachment) to receive services.
42 CFR Part 435, Subpart F	2. Meets the applicable non-financial eligibility conditions.
	a. For the categorically needy:
A.2.a.(i) & (iii) Superseded by MAGI AK-13-0027-MM1	
	
1902(l) of the Act	(iii) For financially eligible pregnant women, infants or children covered under sections 1902(a)(10)(A)(i)(IV), 1902(a)(10)(A)(i)(VI), 1902(a)(10)(A)(i)(VII), and 1902(a)(10)(A)(ii)(IX) of the Act, meets the non-financial criteria of section 1902(l) of the Act.
1902(m) of the Act	iv) For financially eligible aged and disabled individuals covered under section 1902(a)(10)(A)(ii)(X) of the Act, meets the non-financial criteria of section 1902(m) of the Act.

Revision: HCFA-PM-91-8 (MB)  
October 1991

ATTACHMENT 2.6-A  
Page 3a  
OMB No.: 0938-

State/Territory: ALASKA

Citation	Condition or Requirement
42 CFR 435.1008	5. a. Is not an inmate of a public institution. Public institutions do not include medical institutions, intermediate care facilities, or publicly operated community residences that serve no more than 16 residents, or certain child care institutions.
42 CFR 435.1008 1905(a) of the Act	b. Is not a patient under age 65 in an institution for mental diseases except as an inpatient under age 22 receiving active treatment in an accredited psychiatric facility or program.
	<input type="checkbox"/> Not applicable with respect to individuals under age 22 in psychiatric facilities or programs. Such services are not provided under the plan.
42 CFR 433.145 1912 of the Act	6. Is required, as a condition of eligibility, to assign his or her own rights, or the rights of any other person who is eligible for Medicaid and on whose behalf the individual has legal authority to execute an assignment, to medical support and payments for medical care from any third party. (Medical support is defined as support specified as being for medical care by a court or administrative order.)

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TN No. 91-13

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ATTACHMENT 2.6-A  
Page 3a.1  
OMB No.: 0938-

State/Territory: ALASKA

Citation

Condition or Requirement

An applicant or recipient must also cooperate in establishing the paternity of any eligible child and in obtaining medical support and payments for himself or herself and any other person who is eligible for Medicaid and on whose behalf the individual can make an assignment; except that individuals described in §1902(1)(1)(A) of the Social Security Act (pregnant women and women in the post-partum period) are exempt from these requirements involving paternity and obtaining support. Any individual may be exempt from the cooperation requirements by demonstrating good cause for refusing to cooperate.

An applicant or recipient must also cooperate in identifying any third party who may be liable to pay for care that is covered under the State plan and providing information to assist in pursuing these third parties. Any individual may be exempt from the cooperation requirements by demonstrating good cause for refusing to cooperate.

NY Assignment of rights is automatic because of State law.

42 CFR 435.910

7. Is required, as a condition of eligibility, to furnish his/her social security account number (or numbers, if he/she has more than one number) except for aliens seeking medical assistance for the treatment of an emergency medical condition under section 1903(v)(2) of the Social Security Act (section 1137(f)).

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ATTACHMENT 2.6-A  
Page 3c  
OMB No.: 0938-

State/Territory: ALASKA

Citation

Condition or Requirement

1906 of the Act 10. Is required to apply for enrollment in an employer-based cost-effective group health plan, if such plan is available to the individual. Enrollment is a condition of eligibility except for the individual who is unable to enroll on his/her own behalf (failure of a parent to enroll a child does not affect a child's eligibility).

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HCFA ID: 7985E

State: ALASKA

Citation	Condition or Requirement
	<b>B. Posteligibility Treatment of Institutionalized Individuals' Incomes</b>
	<b>1 The following items are not considered in the posteligibility process:</b>
1902(o) of the Act	a. SSI and SSP benefits paid under § 1611 (e)(1)(E) and (G) of the Act to individuals who receive care in a hospital, nursing home, SNF, or ICF.
Bondi v Sullivan (SSI)	b. Austrian reparation Payments (pension (reparation) payments made under § 500 - 506 of the Austrian General Social Insurance Act). Applies only if State follows SSI program rules with respect to the payments.
1902(r)(1) of the Act	c. German Reparations Payments (reparation payments made by the Federal Republic of Germany).
105-206 of p.L. 100-383	d. Japanese and Aleutian Restitution Payments.
1. (a) of P.L. 103-286	e. Netherlands Reparation Payments based on Nazi, but not Japanese, persecution (during World War II).
10405 of	f. Payments from the Agent Orange settlement Fund or any other fund established pursuant to the settlement in the In re Agent Orange product liability litigation, M.D.L. No. 381 (E.D.N.Y.)
6(h)(2) of P.L. 101-426	g. Radiation Exposure Compensation
12005 of P.L. 103-66	h. VA pensions limited to \$90 per month under 38 U.S.C. 5503

State: ALASKA

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Citation	Condition or Requirement
1924 of the Act 435.725 435.733 435.832	<p>2. The following monthly amounts for personal needs are deducted from total monthly income in the application of an institutionalized individual's or couple's income to the cost of institutionalized care:</p> <p>Personal Needs Allowance (PNA) of not less than \$30 For Individuals and \$60 For Couples For All Institutionalized Persons.</p> <p>a. Aged, blind, disabled: Individuals \$ <u>200</u> Couples \$ <u>200 each</u></p> <p>For the following persons with greater need:</p> <p>Supplement 12 to <u>Attachment 2.6-A</u> describes the greater need; describes the basis or formula for determining the deductible amount when a specific amount is not listed above; lists the criteria to be met; and, where appropriate, identifies the organizational unit which determines that a criterion is met.</p> <p>b. AFDC related: Children \$ <u>200</u> Adults \$ <u>200</u></p> <p>For the following persons with greater need:</p> <p>Supplement 12 to <u>Attachment 2.6-A</u> describes the greater need; describes the basis or formula for determining the deductible amount when a specific amount is not listed above; lists the criteria to be met; and, where appropriate, identifies the organizational unit which determines that a criterion is met.</p> <p>c. Individual under age 21 covered in the plan as specified in Item B. 7. of <u>Attachment 2.2-A</u>. \$ <u>200</u></p>

State: ALASKA

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Citation

Condition or Requirement

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For the following persons with greater need.

Supplement 12 to Attachment 2.6-A describes the greater need; describes the basis or formula for determining the deductible amount when a specific amount is not listed above; lists the criteria to be met; and, where appropriate, identifies the organizational unit which determines that a criterion is met.

1924 of the Act

3. In addition to the amounts under item 2., the following monthly amounts are deducted from the remaining income of an institutionalized individual with a community spouse:
- a. The monthly income allowance for the community spouse, calculated using the formula in § 1924(d)(2), is the amount by which the maintenance needs standard exceeds the community spouse's income. The maintenance needs standard cannot exceed the maximum prescribed in § 1924 (d)(3)(C). The maintenance needs standard consists of a poverty level component plus an excess shelter allowance.

\_\_\_\_ The poverty level component is calculated using the applicable percentage (set out § 1924 (d)(3)(B) of the Act) of the official poverty level.

\_\_\_\_ The poverty level component is calculated using a percentage greater than the applicable percentage, equal to \_\_\_\_%, of the official poverty level (still subject to maximum maintenance needs standard).

X The maintenance needs standard for all community spouses is set at the maximum permitted by § 1924(d)(3)(C).

Except that, when applicable, the State will set the community spouse's monthly income allowance at the amount by which exceptional maintenance needs, established at a fair hearing, exceed the community spouse's income, or at the amount of any court-ordered support.

State: ALASKA

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Citation	Condition or Requirement
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In determining any excess shelter allowance, utility expenses are calculated using:

\_\_\_\_\_ the standard utility allowance under § 5(e) of the Food Stamp Act of 1977; or

\_\_\_\_\_ the actual unreimbursable amount of the community spouse's utility expenses less any portion of such amount included in condominium or cooperative charges.

b. The Monthly income allowance for other dependent family members living with the community spouse is:

\_\_\_\_\_ one-third of the amount by which the poverty level component (calculated under § 1924 (d)(3)(A)(i) of the Act, using the applicable percentage specified in § 1924(d)(3)(B)) exceeds the dependent family member's monthly income.

a greater amount calculated as follows:  
one-third of the maximum community spouse monthly maintenance need standard permitted by Sec 1924 (d)(3)(c)

The following definition is used in lieu of the definition provided by the Secretary to determine the dependency of family members under § 1924(d)(1): child of either spouse who is under age 21; or tax dependents of either spouse who are the parents, siblings, or children age 21 or older.

c. amounts for health care expenses described below that are incurred by and for the institutionalized individual and are not subject to payments by a third party:

(i) Medicaid, Medicare, and other health insurance premiums, deductibles, or coinsurance charges, or copayments.

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Supersedes TN No. new page



State: ALASKA

Citation	Condition or Requirement
	(ii) Necessary medical or remedial care recognized under State law but not covered under the State plan. (Reasonable limits on amounts are described in Supplement 3 to <u>ATTACHMENT 2.6-A</u> ).
435.725 435.733 435.832	4. In addition to any amounts deductible under the items above, the following monthly amounts are deducted from the remaining monthly income of an institutionalized individual or an institutionalized couple:  a. An amount for the maintenance needs of each member of a family living in the institutionalized individual's home with no community spouse living in the home. The amount must be based on a reasonable assessment of need but must not exceed the higher of the:  o AFDC level; or o Medically needy level; (Check one) -- AFDC levels in Supplement 1 -- Medically needy level in Supplement 1 -X-Other: \$ <u>AFDC ANI standard in Supplement 1</u>  b. Amounts for health care expenses described below that have not been deducted under 3.c above (i.e., for an institutionalized individual with a community spouse), are incurred by and for the institutionalized individual or institutionalized couple, and are not subject to the payment by a third party:  (i) Medicaid, Medicare, and other health insurance premiums, deductibles, or coinsurance charges, or copayments.  (ii) Necessary medical or remedial care recognized under State law but not covered under the State plan. (Reasonable limits on amount are described in Supplement 3 to <u>ATTACHMENT 2.6-A</u> ).
435.725 435.733 435.832	5 At the option of the State, as specified below, the following is deducted from any remaining monthly income of an institutionalized individual or an institutionalized couple:

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December 1997

ATTACHMENT 2.6-A  
Page 5  
OMB No.:0938-0673

State: ALASKA

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Citation

Condition or Requirement

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A monthly amount for the maintenance of the home of the individual or couple for not longer than 6 months if a physician has certified that the individual, or one member of the institutionalized couple, is likely to return to the home within that period:

       No

Yes (the applicable amount is shown on page 5a.)

Amount for maintenance of home is:  
\$ SSP limit for an individual

Amount for maintenance of home is the actual maintenance costs not to exceed \$ \_\_\_\_\_

Amount of maintenance of home is deductible when countable income is determined under § 1924(d)(1) of the Act only if the individuals' home and the community spouse's home are different.

Amount for maintenance of home is not deductible when countable income is determined under § 1924(d)(1) of the Act.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
42 CFR 435.711 435.721, 435.831	C. <u>Financial Eligibility</u>

C. Superseded by MAGI only for  
AFDC Recipients, Pregnant  
Women, Infants, and Children

AK-13-0027-MM1

For individuals who are AFDC or SSI recipients, the income and resource levels and methods for determining countable income and resources of the AFDC and SSI program apply, unless the plan provides for more restrictive levels and methods than SSI for SSI recipients under section 1902(f) of the Act, or more liberal methods under section 1902(r)(2) of the Act, as specified below.

For individuals who are not AFDC or SSI recipients in a non-section 1902(f) State and those who are deemed to be cash assistance recipients, the financial eligibility requirements specified in this section C apply.

Supplement 1 to ATTACHMENT 2.6-A specifies the income levels for mandatory and optional categorically needy groups of individuals, including individuals with incomes related to the Federal income poverty level—pregnant women and infants or children covered under sections 1902(a)(10)(A)(i)(IV), 1902(a)(10)(A)(i)(VI), 1902(a)(10)(A)(i)(VII), and 1902(a)(10)(A)(ii)(IX) of the Act and aged and disabled individuals covered under section 1902(a)(10)(A)(ii)(X) of the Act—and for mandatory groups of qualified Medicare beneficiaries covered under section 1902(a)(10)(E)(i) of the Act.

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 6a  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
<input checked="" type="checkbox"/>	<u>Supplement 2 to ATTACHMENT 2.6-A</u> specifies the resource levels for mandatory and optional categorically needy poverty level related groups, and for medically needy groups.
<input type="checkbox"/>	<u>Supplement 7 to ATTACHMENT 2.6-A</u> specifies the income levels for categorically needy aged, blind and disabled persons who are covered under requirements more restrictive than SSI.
<input type="checkbox"/>	<u>Supplement 4 to ATTACHMENT 2.6-A</u> specifies the methods for determining income eligibility used by States that have more restrictive methods than SSI, permitted under section 1902(f) of the Act.
<input type="checkbox"/>	<u>Supplement 5 to ATTACHMENT 2.6-A</u> specifies the methods for determining resource eligibility used by States that have more restrictive methods than SSI, permitted under section 1902(f) of the Act.
	<u>Supplement 9a to ATTACHMENT 2.6-A</u> specifies the methods for determining income eligibility used by States that are more liberal than the methods of the cash assistance programs, permitted under section 1902(r)(2) of the Act.
	<u>Supplement 8b to ATTACHMENT 2.6-A</u> specifies the methods for determining resource eligibility used by States that are more liberal than the methods of the cash assistance programs, permitted under section 1902(r)(2) of the Act.

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TN No. -

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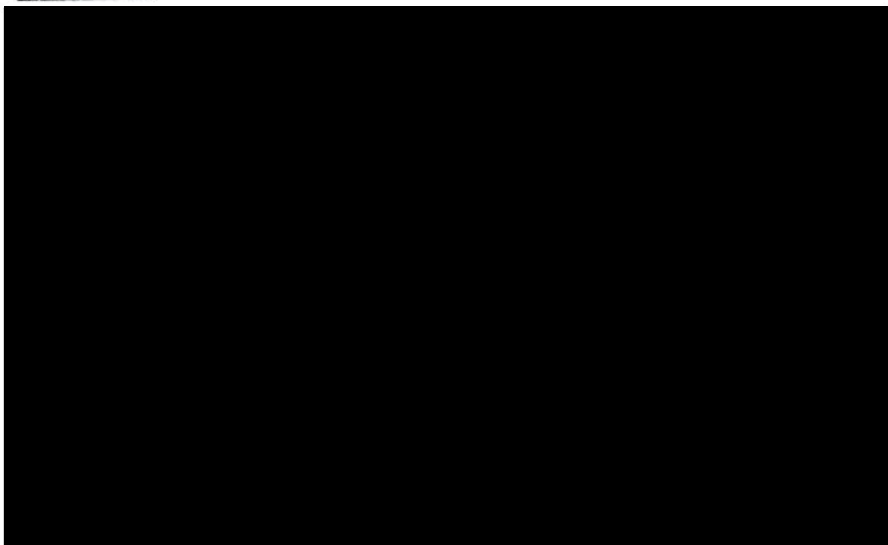
STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
1902(r)(2) of the Act	1. <u>Methods of Determining Income</u> a. <u>AFDC-related individuals (except for poverty level related pregnant women, infants, and children).</u>

1.a.(1) & (2) Superseded by MAGI  
AK-13-0027-MM1



1902(e)(6)  
the Act

(3) Agency continues to treat women eligible under the provisions of sections 1902(a)(10) of the Act as eligible, without regard to any changes in income of the family of which she is a member, for the 60-day period after her pregnancy ends and any remaining days in the month in which the 60th day falls.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
42 CFR 435.721 435.831, and 1902(m)(1)(B)(m)(4) and 1902(r)(2) of the Act	b. <u>Aged individuals.</u> In determining countable <u>Income for aged individuals</u> , including aged individuals with incomes up to the Federal poverty level described in section 1902(m)(1) of the Act, the following methods are used:  ___ The methods of the SSI program only.  <u>X</u> The methods of the SSI program and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u>

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 8  
OMB No.: 0938-

State: ALASKA

Citation

Condition or Requirement

- For individuals other than optional State supplement recipients, more restrictive methods than SSI, applied under the provisions of section 1902(f) of the Act, as specified in Supplement 4 to ATTACHMENT 2.6-A; and any more liberal methods described in Supplement 8a to ATTACHMENT 2.6-A.
- For institutional couples, the methods specified under section 1611(e)(5) of the Act.
- For optional State supplement recipients under \$435.230, income methods more liberal than SSI, as specified in Supplement 4 to ATTACHMENT 2.6-A.
- For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements--

SSI methods only

- SSI methods and/or any more liberal methods than SSI described in Supplement 8a to ATTACHMENT 2.6-A.

Methods more restrictive and/or more liberal than SSI. More restrictive methods are described in Supplement 4 to ATTACHMENT 2.6-A and more liberal methods are described in Supplement 8a to ATTACHMENT 2.6-A.

In determining relative financial responsibility, the agency considers only the income of spouses living in the same household as available to spouses.

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TN No. 90-10

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State: ALASKA

Citation	Condition or Requirement
42 CFR 435.721 and 435.831 1902(m)(1)(B), (m)(4), and 1902(r)(2) of the Act	<p>c. <u>Blind individuals.</u> In determining countable income for blind individuals, the following methods are used:</p> <p>— The methods of the SSI program only.</p> <p><u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p>For individuals other than optional State supplement recipients, more restrictive methods than SSI, applied under the provisions of section 1902(f) of the Act, as specified in <u>Supplement 4 to ATTACHMENT 2.6-A</u>, and any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p><u>X</u> For institutional couples, the methods specified under section 1611(e)(5) of the Act.</p> <p>For optional State supplement recipients under \$435.230, income methods more liberal than SSI as specified in <u>Supplement 4 to ATTACHMENT 2.6-A.</u></p> <p><u>X</u> For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements--</p> <p>SSI methods only</p> <p><u>X</u> SSI methods and/or any more liberal methods than SSI described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p>Methods more restrictive and/ or more liberal than SSI. More restrictive methods are described in <u>Supplement 4 to ATTACHMENT 2.6-A</u> and more liberal methods are described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p>

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State: ALASKA

ATTACHMENT 2.6-A  
Page 10  
OMB No.: 0938-

Citation	Condition or Requirement
42 CFR 435.721, and 435.831 1902(m)(1)(B), (m)(4), and 1902(r)(2) of the Act	In determining relative responsibility, the agency considers only the income of spouses living in the same household as available to spouses and the income of parents as available to children living with parents until the children become 21.  d. <u>Disabled individuals.</u> In determining countable income of disabled individuals, including individuals with incomes up to the Federal poverty level described in section 1902(m) of the Act the following methods are used:  The methods of the SSI program.  <u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u>  <u>X</u> For institutional couples: the methods specified under section 1611(e)(5) of the Act.  For optional State supplement recipients under §435.230: income methods more liberal than SSI, as specified in <u>Supplement 4 to ATTACHMENT 2.6-A.</u>  For individuals other than optional State supplement recipients (except aged and disabled individuals described in section 1903(m)(1) of the Act): more restrictive methods than SSI, applied under the provisions of section 1902(f) of the Act, as specified in <u>Supplement 4 to ATTACHMENT 2.6-A;</u> and any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u>

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ATTACHMENT 2.6-A  
Page 11  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
<u>X</u>	For optional State supplement recipients in section 1902(f) States and SSI criteria States without section 1616 or 1634 agreements--
---	SSI methods only
<u>X</u>	SSI methods and/or any more liberal methods than SSI described in <u>Supplement 8a to ATTACHMENT 2.6-A</u> .  Methods more restrictive and/or more liberal than SSI, except for aged and disabled individuals described in section 1902(m)(1) of the Act. More restrictive methods are described in <u>Supplement 4 to ATTACHMENT 2.6-A</u> and more liberal methods are specified in <u>Supplement 8a to ATTACHMENT 2.6-A</u> .

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ATTACHMENT 2.6-A  
Page 12

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
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C.1.e.(2) Superseded by MAGI  
AK-13-0027-MM1



1902(e)(6) of  
the Act

(3) The agency continues to treat women eligible under the provisions of sections 1902(a)(10) of the Act as eligible, without regard to any changes in income of the family of which she is a member, for the 60-day period after her pregnancy ends and any remaining days in the month in which the 60th day falls.

1905(p)(1),  
1902(m)(4),  
and 1902(r)(2) of  
the Act

f. Qualified Medicare beneficiaries. In determining countable income for qualified Medicare beneficiaries covered under section 1902(a)(10)(E)(i) of the Act, the following methods are used:

The methods of the SSI program only.

X SSI methods and/or any more liberal methods than SSI described in Supplement 8a to ATTACHMENT 2.6-A.

For institutional couples, the methods specified under section 1611(e)(5) of the Act.

State: ALASKA

Citation

Condition or Requirement

If an individual receives a title II benefit, any amounts attributable to the most recent increase in the monthly insurance benefit as a result of a title II COLA is not counted as income during a "transition period" beginning with January, when the title II benefit for December is received, and ending with the last day of the month following the month of publication of the revised annual Federal poverty level.

For individuals with title II income, the revised poverty levels are not effective until the first day of the month following the end of the transition period.

For individuals not receiving title II income, the revised poverty levels are effective no later than the date of publication.

1905(s) of the Act

g. (1) Qualified disabled and working individuals.

In determining countable income for qualified disabled and working individuals covered under 1902(a)(10)(E)(ii) of the Act, the methods of the SSI program are used.

1905(p) of the Act

(2) Specified low-income Medicare beneficiaries.

In determining countable income for specified low-income Medicare beneficiaries covered under 1902(a)(10)(E)(iii) of the Act, the same method as in f. is used.

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Supersedes Approval Date 4/28/95 Effective Date 1/1/95  
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ATTACHMENT 2.6-A  
Page 12b  
OMB No.:

State/Territory: ALASKA

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Citation	Condition or Requirement
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1902(u)  
of the Act

(h) COBRA Continuation Beneficiaries

In determining countable income for COBRA continuation beneficiaries, the following disregards are applied:

The disregards of the SSI program;

The agency uses methodologies for treatment of income more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 to Attachment 2.6-A.

NOTE: For COBRA continuation beneficiaries specified at 1902(u)(4), costs incurred from medical care or for any other type of remedial care shall not be taken into account in determining income, except as provided in section 1612(b)(4)(B)(ii).

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Citation	Condition or Requirement
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1902(a)(10)(A)(ii)(XIII)  
of the Act

(i) **Working Disabled Who Buy Into Medicaid**  
In determining countable income and resources for Working Disabled individuals who buy into Medicaid, the following methodologies are applied

- [ The methodologies of the SSI program.
- [ ] The agency uses methodologies for treatment of income and resources more restrictive than the SSI program. These more restrictive methodologies are described in Supplement 4 to ATTACHMENT 2.6-A.

The agency uses more liberal income and/or resource methodologies than the SSI program. More liberal income methodologies are described in Supplement 8a to ATTACHMENT 2.6-A. More liberal resource methodologies are described in Supplement 8b to ATTACHMENT 2.6-A.

The agency requires individuals to pay premiums. Premiums are assessed on a sliding fee schedule based on net family income. No one with net family income below 100 percent of the FPG will pay a premium. No one will pay a premium in excess of 10 percent of their net family income.

State: ALASKA

Citation	Condition or Requirement
1902(k) of the Act	<p><b>2. Medicaid Qualifying Trusts</b></p> <p>In the case of a Medicaid qualifying trust described in section 1902(k)(2) of the Act, the amount from the trust that is deemed available to the individual who established the trust (or whose spouse established the trust) is the maximum amount that the trustee(s) is permitted under the trust to distribute to the individual. This amount is deemed available to the individual, whether or not the distribution is actually made. This provision does not apply to any trust or initial trust decree established before April 7, 1986, solely for the benefit of a mentally retarded individual who resides in an intermediate care facility for the mentally retarded.</p> <p><input type="checkbox"/> The agency does not count the funds in a trust as described above in any instance where the State determines that it would work an undue hardship. <u>Supplement 10 of ATTACHMENT 2.6-A</u> specifies what constitutes an undue hardship.</p>
1902(a)(10) of the Act	<p><b>3. Medically needy income levels (MNILs) are based on family size.</b></p> <p><u>Supplement 1 to ATTACHMENT 2.6-A</u> specifies the MNILs for all covered medically needy groups. If the agency chooses more restrictive levels under section 1902(f) of the Act, <u>Supplement 1</u> so indicates.</p>

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 14  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
42 CFR 435.732, 435.831	4. Handling of Excess Income - Spend-down for the Medically Needy in All States and the Categorically Needy in 1902(f) States Only

a. Medically Needy

Income in excess of the MNIL is considered as available for payment of medical care and services. The Medicaid agency measures available income for periods of either \_\_\_\_ or \_\_\_\_ month(s) (not to exceed 6 months) to determine the amount of excess countable income applicable to the cost of medical care and services.

If countable income exceeds the MNIL standard, the agency deducts the following incurred expenses in the following order:

- (a) Health insurance premiums, deductibles and coinsurance charges.
- (b) Expenses for necessary medical and remedial care not included in the plan.
- (c) Expenses for necessary medical and remedial care included in the plan.

Reasonable limits on amounts of expenses deducted from income under a.(2)(a) and (b) above are listed below.

1902(a)(17) of the Act

Incurred expenses that are subject to payment by a third party are not deducted unless the expenses are subject to payment by a third party that is a publicly funded program (other than Medicaid) of a State or local government.

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October 1991

ATTACHMENT 2.6-A  
Page 14a  
OMB No.

State/Territory: ALASKA

Citation	Condition or Requirement
1903(f)(2) of the Act	a. <u>Medically Needy (Continued)</u>  — (3) If countable income exceeds the MNIL standard, the agency deducts spenddown payments made to the State by the individual.

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 15  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
42 CFR 435.732	<p data-bbox="615 485 1409 514"><b>b. <u>Categorically Needy - Section 1902 (f) States</u></b></p> <p data-bbox="667 537 1479 642">The agency applies the following policy under the provisions of section 1902(f) of the Act. The following amounts are deducted from income to determine the individual's countable income:</p> <ol data-bbox="667 667 1557 982" style="list-style-type: none"><li data-bbox="667 667 1175 697">(1) Any SSI benefit received.</li><li data-bbox="667 722 1557 856">(2) Any State supplement received that is within the scope of an agreement described in sections 1616 or 1634 of the Act, or a State supplement within the scope of section 1902(a)(10)(A)(ii)(XI) of the Act.</li><li data-bbox="667 882 1557 982">(3) Increases in OASDI that are deducted under §§435.134 and 435.135 for individuals specified in that section, in the manner elected by the State under that section.</li></ol> <p data-bbox="764 1010 1528 1062">Other deductions from income described in this plan at <u>Attachment 2.6-A, Supplement 4.</u></p> <p data-bbox="764 1087 1507 1140">Incurred expenses for necessary medical and remedial services recognized under State law.</p> <p data-bbox="246 1161 553 1213">1902(a)(17) of the Act, P.L. 100-203</p> <p data-bbox="667 1167 1430 1297">Incurred expenses that are subject to payment by a third party are not deducted unless the expenses are subject to payment by a third party that is a publicly funded program (other than Medicaid) of a State or local government.</p>

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October 1991

ATTACHMENT 2.6-A  
Page 15a  
OMB No.

State/Territory: ALASKA

Citation	Condition or Requirement
1903(f)(2) of the Act	4.b. <u>Categorically Needy - Section 1902(f) States</u> Continued  (6) Spenddown payments made to the State by the individual.  NOTE: FFP will be reduced to the extent a State is paid a spenddown payment by the individual.

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 16  
OMB No.: 0938-

State: ALASKA

Citation

Condition or Requirement

**5. Methods for Determining Resources**

**a. AFDC-related individuals (except for poverty level related pregnant women, infants, and children).**

(1) In determining countable resources for AFDC-related individuals, the following methods are used:

(a) The methods under the State's approved AFDC plan; and

(b) The methods under the State's approved AFDC plan and/or any more liberal methods described in Supplement 8b to ATTACHMENT 2.6-A.

(2) In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.

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TN No. 91-12

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ATTACHMENT 2.6-A  
Page 16a  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
	<b>5. <u>Methods for Determining Resources</u></b>
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B) and (C), and 1902(r) of the Act	b. <u>Aged individuals.</u> For aged individuals including individuals covered under section 1902(a)(10)(A)(ii) (X) of the Act, the agency uses the following methods for treatment of resources:  ___ The methods of the SSI program.  <u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8b to ATTACHMENT 2.6-A.</u>  Methods that are more restrictive (except for individuals described in section 1902(m)(1) of the Act) and/or more liberal than those of the SSI program. <u>Supplement 5 to ATTACHMENT 2.6-A</u> describes the more restrictive methods and <u>Supplement 8b to ATTACHMENT 2.6-A</u> specifies the more liberal methods.

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AUGUST 1991

ATTACHMENT 2.6-A  
Page 17  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B), and 1902(r) of the Act	<p data-bbox="706 468 1533 573">In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses.</p> <p data-bbox="607 598 1338 678">c. <u>Blind individuals.</u> For blind individuals the agency uses the following methods for treatment of resources:</p> <p data-bbox="753 705 1268 735">The methods of the SSI program.</p> <p data-bbox="673 758 1370 837"><u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p data-bbox="753 865 1503 1020">Methods that are more restrictive and/or more liberal than those of the SSI program. <u>Supplement 5 to ATTACHMENT 2.6-A</u> describe the more restrictive methods and <u>Supplement 8b to ATTACHMENT 2.6-A</u> specify the more liberal methods.</p> <p data-bbox="659 1050 1533 1178">In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.</p>

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State: ALASKA

Citation	Condition or Requirement
1902(a)(10)(A), 1902(a)(10)(C), 1902(m)(1)(B) and (C), and 1902(r)(2) of the Act	<p>d. <u>Disabled individuals, including individuals covered under section 1902(a)(10)(A)(ii)(X) of the Act.</u> The agency uses the following methods for the treatment of resources:</p> <p>The methods of the SSI program</p> <p><u>X</u> SSI methods and/or any more liberal methods described in <u>Supplement 8a to ATTACHMENT 2.6-A.</u></p> <p>Methods that are more restrictive (except for individuals described in section 1902(m)(1) of the Act) and/or more liberal than those under the SSI program. More restrictive methods are described in <u>Supplement 5 to ATTACHMENT 2.6-A</u> and more liberal methods are specified in <u>Supplement 8b to ATTACHMENT 2.6-A.</u></p> <p>In determining relative financial responsibility, the agency considers only the resources of spouses living in the same household as available to spouses and the resources of parents as available to children living with parents until the children become 21.</p>
1902(1)(3) and 1902(r)(2) of the Act	<p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p> <p>[REDACTED]</p>

C.5.e Superseded by MAGI  
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ATTACHMENT 2.6-A  
Page 20  
OMB No.:

State/Territory: ALASKA

Citation	Condition or Requirement
1905(p)(1) (C) and (D) and 1902(r)(2) of the Act	<p>5 h <u>For Qualified Medicare beneficiaries covered under section 1902(a)(10)(E)(i) of the Act the agency uses the following methods for treatment of resources:</u></p> <ul style="list-style-type: none"> <li>— The methods of the SSI program only</li> <li>— The methods of the SSI program and/or more liberal methods as described in <u>Supplement 5 to ATTACHMENT 2.6-A.</u></li> </ul>
1905(s) of the Act	i. For qualified disabled and working individuals covered under section 1902(a)(10)(E)(ii) of the Act, the agency uses SSI program methods for the treatment of resources.
1902(u) of the Act	<p>j. For COBRA continuation beneficiaries, the agency uses the following methods for treatment of resources:</p> <ul style="list-style-type: none"> <li>The methods of the SSI program only.</li> <li>More restrictive methods applied under section 1902(f) of the Act as described in Supplement 5 to Attachment 2.6-A.</li> </ul>

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TN No. 91-13

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State: ALASKA

Citation	Condition or Requirement
1902(a)(10)(E)(iii) of the Act	<p>k. <u>Specified low-income Medicare beneficiaries covered under section 1902(a)(10)(E)(iii) of the Act--</u></p> <p>The agency uses the same method as in 5.h. of <u>Attachment 2.6-A.</u></p> <p>6. Resource Standard - Categorically Needy</p> <p>a. 1902(f) States (except as specified under items 6.c. and d. below) for aged, blind and disabled individuals:</p> <p style="padding-left: 40px;">Same as SSI resource standards.</p> <p style="padding-left: 40px;">More restrictive</p> <p style="padding-left: 40px;">The resource standards for other individuals are the same as those in the related cash assistance program.</p> <p>b. Non-1902(f) States (except as specified under items 6.c. and d. below)</p> <p style="padding-left: 40px;">The resource standards are the same as those in the related cash assistance program.</p> <p><del>Supplement 8 to ATTACHMENT 2.6-A specifies for 1902(f) States the categorically needy resource levels for all covered categorically needy groups.</del></p>

ATTACHMENT 2.6-A  
Page 21a  
OMB No.: 0938

State: ALASKA

Citation	Condition or Requirement
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1902(m)(1)(c)  
and (m)(2)(B)  
of the Act

f.

For aged and disabled individuals described in section 1902(m)(1) of the Act who are covered under section 1902(a)(10)(A)(ii)(X) of the Act, the resource standard is:

Same as SSI resource standards

Same as medically needy resource standards, which are higher than the SSI resource standards (if the State covers the medically needy).

Supplement 2 to ATTACHMENT 2.6-A specifies the resource levels for these individuals.

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TN No. <u>91-17</u>	HCFA ID: 7985E	

State: Alaska

Citation	Condition or Requirement
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1902(a)(10)(C)(i) of the Act	<p>7. Resource Standard - Medically Needy</p> <ul style="list-style-type: none"> <li>a. Resource standards are based on family size.</li> <li>b. A single standard is employed in determining resource resource eligibility for all groups.</li> <li><input type="checkbox"/> c. In 1902(f) States, the resource standards are more restrictive than in 7.b. above for-- <ul style="list-style-type: none"> <li><input type="checkbox"/> Aged</li> <li><input type="checkbox"/> Blind</li> <li><input type="checkbox"/> Disabled</li> </ul> </li> </ul>
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Supplement 2 to ATTACHMENT 2.6-A specifies the resource standards for all covered medically needy groups. If the agency chooses more restrictive levels under 7.c., Supplement 2 to ATTACHMENT 2.6-A so indicates.

1902(a)(10)(E), 1905(p)(1)(D), 1905(p)(2)(B) and 1860D-14(a)(3)(D) of the Act	<p>8. Resource Standard - Qualified Medicare Beneficiaries, Specified Low-Income Medicare Beneficiaries and Qualifying Individuals</p> <p>For Qualified Medicare Beneficiaries covered under section 1902(a)(10)(E)(i) of the Act, Specified Low-Income Medicare Beneficiaries covered under section 1902(a)(10)(E)(iii) of the Act, and Qualifying Individuals covered under 1902(a)(10)(E)(iv) of the Act, the resource standard is three times the SSI resource limit, adjusted annually since 1996 by the increase in the consumer price index.</p>
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ATTACHMENT 2.6-A  
Page 22a  
OMB No.:

State/Territory: ALASKA

Citation	Condition or Requirement
1902(u) of the Act	9.1 For COBRA continuation beneficiaries, the resource standard is:  Twice the SSI resource standard for an individual.  More restrictive standard as applied under section 1902(f) of the Act as described in Supplement 8 to Attachment 2.6-A.

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State: ALASKA

Citation	Condition or Requirement
1902(u) of the Act	10. Excess Resources <ul style="list-style-type: none"><li>a. Categorically Needy, Qualified Medicare Beneficiaries, Qualified Disabled and Working Individuals, and Specified Low-Income Medicare Beneficiaries  Any excess resources make the individual ineligible.</li><li>b. Categorically Needy Only  This State has a section 1634 agreement with SSI. Receipt of SSI is provided for individuals while disposing of excess resources.</li><li>c. Medically Needy  Any excess resources make the individual ineligible.</li></ul>

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ATTACHMENT 2.6-A  
Page 24  
OMB No.: 0938-

State: ALASKA

Citation	Condition or Requirement
42 CFR 435.914	<p>11. Effective Date of Eligibility</p> <p>a. Groups Other Than Qualified Medicare Beneficiaries</p> <p>For the prospective period</p> <p>Coverage is available for the full month if the following individuals are eligible at any time during the month.</p> <p><u>X</u> Aged, blind, disabled <u>X</u> AFDC-related.</p> <p>Coverage is available only for the period during the month for which the following individuals meet the eligibility requirements</p> <p>Aged, blind, disabled AFDC-related.</p> <p>For the retroactive period.</p> <p>Coverage is available for three months before the date of application if the following individuals would have been eligible had they applied:</p> <p>Aged, blind, disabled. AFDC-related.</p> <p>Coverage is available beginning the first day of the third month before the date of application if the following individuals would have been eligible at any time during that month, had they applied.</p> <p><u>X</u> Aged, blind, disabled. <u>X</u> AFDC-related.</p>

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: ALASKA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation(s)	Condition or Requirement
1920(b)(1) of the Act	[REDACTED]
C.11.a.(3) Superseded by MAGI AK-13-0027-MM1	[REDACTED]
1902(e)(8) and 1905(a) of the Act	<p><u>X</u> b. For qualified Medicare beneficiaries defined in section 1905(p)(1) of the Act coverage is available beginning with the first day of the month after the month in which the individual is first determined to be a qualified Medicare beneficiary under section 1905(p)(1). The eligibility determination is valid for--</p> <p><u>X</u> 12 months</p> <p>6 months</p> <p>___ months (no less than 6 months and no more than 12 months)</p>

Citation	Condition or Requirement
1902(a)(18) and 1902(f) of the Act	<p>12. Pre-OBRA 93 Transfer of Resources - Categorically and Medically Needy, Qualified Medicare Beneficiaries, and Qualified Disabled and Working Individuals</p> <p>The agency complies with the provisions of section 1917 of the Act with respect to the transfer of resources.</p> <p>Disposal of resources at less than fair market value affects eligibility for certain services as detailed in <u>Supplement 9 to ATTACHMENT 2.6-A.</u></p>
1917(c)	<p>13. Transfer of Assets - All eligibility groups</p> <p>The agency complies with the provisions of section 1917(c) of the Act, as enacted by OBRA 93, with regard to the transfer of assets.</p> <p>Disposal of assets at less than fair market value affects eligibility for certain services as detailed in <u>Supplement 9(a) to ATTACHMENT 2.6-A</u>, except in instances where the agency determines that the transfer rules would work an undue hardship.</p>
1917(d)	<p>14. Treatment of Trusts - All eligibility groups</p> <p>The agency complies with the provisions of section 1917(d) of the Act, as amended by OBRA 93, with regard to trusts.</p> <p>The agency uses more restrictive methodologies under section 1992(f) of the Act, and applies those methodologies in dealing with trusts;</p> <p>X The agency meets the requirements in section 1917(d)(4)(B) of the Act for use of <u>Miller trusts.</u></p> <p>The agency does not count the funds in a trust in any instance where the agency determines that the application of the rules would work an undue hardship, as described in <u>Supplement 10 to ATTACHMENT 2.6-A.</u></p>



State: ALASKA

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Citation	Condition or Requirement
1924 of the Act	<p>15. The agency complies with the provisions of § 1924 with respect to income and resource eligibility and posteligibility determinations for individuals who are expected to be institutionalized for at least 30 consecutive days and who have a spouse living in the community.</p> <p>When applying the formula used to determine the amount of resources in initial eligibility determinations, the State standard for community spouses is:</p> <ul style="list-style-type: none"><li>the maximum standard permitted by law;</li><li>the minimum standard permitted by law; or</li><li>a standard that is an amount between the minimum and the maximum.</li></ul>