

APA-1

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No: 560 Department or Agency: Alabama Medicaid Agency

Rule No: 560-X-25-.02

Rule Title: Administrative Responsibilities

_____ New; X Amend; _____ Repeal; _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? _____ no

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? _____ yes

Is there another, less restrictive method of regulation available that could adequately protect the public? _____ no

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? _____ no

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? _____ no

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? _____ yes

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? _____ no

Does the proposed rule have an economic impact? _____ no

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer: Stephanie Lindsay

Date: 7-18-2018

ALABAMA MEDICAID AGENCY

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Medicaid Agency

RULE NO. & TITLE: 560-X-25-.02 – Administrative Responsibilities

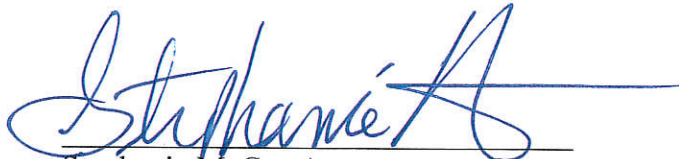
INTENDED ACTION: Amend 560-X-25-.02

SUBSTANCE OF PROPOSED ACTION: The above referenced rule is being amended to add the individuals that Alabama Department of Human Resources and Alabama Department of Public Health are required to determine Medicaid eligibility.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or oral comments may be submitted to the Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624. Agency business hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written/Oral comments concerning this change must be received by the Alabama Medicaid Agency no later than September 4, 2018.

CONTACT PERSON AT AGENCY: Stephanie Lindsay, Administrative Secretary, Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624. Phone: (334) 242-5833.



Stephanie McGee Azar
Commissioner

Rule No. 560-X-25-.02. Administrative Responsibilities.

(1) The Alabama Medicaid Agency determines eligibility for individuals for the following programs:

(a) All Medicaid programs in accordance with Titles XIX and XXI of the Act except those listed in (2) and (3) below; and,

(b) Low Income Subsidy (LIS) under Medicare Part D in accordance with the rules under the Medicare Prescription Drug, Improvement and Modernization Act of 2003 (MMA).

(2) The Social Security Administration determines the eligibility of individuals for Supplemental Security Income under Title XVI of the Act.

(3) The Alabama Department of Human Resources determines Medicaid eligibility of individuals qualifying for various forms of assistance in accordance with Titles IV-A, IV-E, and XIX of the Act.

(4) The Alabama Department of Public Health determines Medicaid eligibility of individuals qualifying for various forms of assistance in accordance with Titles XIX and XXI of the Act.

Author: Denise Banks, Associate Director, Policy and Training, Beneficiary Services Division
Statutory Authority: Social Security Act, Titles IV, XVI, XIX, and XXI; Sections 1860D-14, 1902(a)(66), 1905(p)(3), and 1935(a); 20 CFR 416, 42 CFR 423.774, 423.904, and 42 CFR 435; and the State Plan.

History: Rule effective October 1, 1982. **Amended:** Filed November 18, 2005; effective February 15, 2006. **Amended:** Filed February 11, 2014; effective March 18, 2014. **Amended:** Filed July 18, 2018.