HOUSE BILL NO. 540 am

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Amended: 3/26/96
Introduced: 3/11/96

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to health care data and registration of births."

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

3 * Section 1. AS 09.65 is amended by adding a new section to read:

4 Sec. 09.65.161. IMMUNITY FOR DISCLOSURE OF REQUIRED HEALTH
5 CARE DATA. A person who reports health care data required to be reported under
6 AS 18.05 and regulations adopted under that chapter for conditions or diseases of
7 public health significance may not be held liable for the disclosure to the Department
8 of Health and Social Services or for the use of the data by the department.

9 * Sec. 2. AS 18.05 is amended by adding a new section to read:
10 Sec. 18.05.042. ACCESS TO HEALTH CARE RECORDS. (a) The
department may, during reasonable business hours, inspect health care records
maintained by physicians and other health care professionals, hospitals, out-patient
clinics, nursing homes, and other facilities or agencies providing health care services
to patients that would identify patients or establish characteristics of an identified
patient with a condition or disease required to be reported to protect the public health
under this chapter and regulations adopted under this chapter.

(b) The department may conduct research using health care data reported under
(a) of this section. The department may provide data obtained under (a) of this section
to other persons for clinical, epidemiological, or other public health research.

(c) A record obtained or inspected under this section that identifies a particular
individual

(1) is confidential;

(2) may not be further disclosed to other persons except by the
department under (b) of this section; and

(3) is not subject to inspection or copying under AS 09.25.110 -
09.25.125.

* Sec. 3. AS 18.50.160(a) is repealed and reenacted to read:

(a) A certificate of birth for each live birth that occurs in the state shall be
filed with the bureau, as provided in this section, within five days after the birth.
When a birth occurs on a moving conveyance within the United States and the child
is first removed from the conveyance in this state, the birth shall be registered in this
state and the place where the child is first removed shall be considered the place of
birth. When a birth occurs on a moving conveyance in international waters,
international air space, a foreign country, or a foreign country’s air space and the child
is first removed from the conveyance in this state, the birth shall be registered in this
state but the certificate shall show the actual place of birth if the place can be
determined.

* Sec. 4. AS 18.50.160(b) is repealed and reenacted to read:

(b) When a birth occurs in or en route to an institution, the person in charge
of the institution or a designated representative of the person in charge of the
institution shall obtain the personal data, prepare the certificate, certify that the child
was born alive at the place and time and on the date stated either by signature on the
certificate or another certification process, including an electronic process, approved
by the bureau, and file the certificate as directed in (a) of this section. The physician
or other person in attendance shall provide the medical information required by the
certificate within 72 hours after the birth.