



# LAWS OF ALASKA

1966

Source:

CSHB 318

Chapter No.:

163

## AN ACT

Creating an advisory board on alcoholism; establishing the duties and powers of the department concerning alcoholics; and providing for an effective date.

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

\* Section 1. AS 44.29 is amended by adding new sections to read:

### ARTICLE 2. ADVISORY BOARD ON ALCOHOLISM.

Sec. 44.29.030. ADVISORY BOARD ON ALCOHOLISM. There is established in the Department of Health and Welfare an advisory board on alcoholism.

Sec. 44.29.040. COMPOSITION AND TERM OF OFFICE. The advisory board on alcoholism consists of five members appointed by the governor.

Sec. 44.29.050. QUALIFICATIONS OF BOARD MEMBERS. (a) Two members shall be persons who are licensed to practice medicine in the state, one of whom shall be certified in psychiatry by the American Board of Psychiatry and Neurology or is eligible for that certification, except that if a psychiatrist is not available, a clinical psychologist may be appointed.

(b) One member shall be a practicing attorney who has been admitted to the practice of law by the Supreme Court of the State of Alaska.

(c) Two members shall be persons who have evidenced an interest in the problems of alcoholism and who have knowledge of the social problems encountered in the rehabilitation of alcoholics.

Sec. 44.29.060. TERM OF OFFICE. (a) The members of the board initially appointed under sec. 50(a) of this chapter serve a term of four years.

(b) The members initially appointed under sec. 50(b) of this chapter serve a term of three years.

(c) The members initially appointed under sec. 50(c) of this chapter serve a term of one and two years respectively.

(d) Subsequent terms for all board members are for four years.

(e) A vacancy occurring in the membership of the board shall be filled by appointment of the governor for the unexpired portion of the vacated term.

(f) Board members serve at the pleasure of the governor.

Sec. 44.29.070. COMPENSATION, PER DIEM, OR EXPENSES. Members of the advisory board on alcoholism are not entitled to a salary, per diem, reimbursement for travel or other expenses

Sec. 44.29.080. DUTIES. The board shall act in an advisory capacity to the commissioner of the Department of Health and Welfare in the following matters:

(1) special problems affecting mental health

which alcoholism may present;

(2) educational and research activities conducted by the department in respect to the problems presented by alcoholism;

(3) social problems which affect rehabilitation of alcoholics;

(4) legal processes which affect the treatment and rehabilitation of alcoholics; and

(5) a program of public relations concerning the problem of alcoholism conducted by a department of the state government or by an organized group whose purpose is the rehabilitation of alcoholics.

\* Sec. 2. AS 47.30 is amended by adding new sections to read:

ARTICLE 4. ALCOHOLICS.

Sec. 47.30.470. POWERS AND DUTIES OF DEPARTMENT. The department shall:

(1) ascertain and keep current a list of all institutions in the state which have available facilities for the care and treatment of alcoholics;

(2) encourage the development and advancement of standards of treatment of alcoholics in institutions;

(3) promote and encourage educational activities to make the public aware of the effects of intemperate use of alcoholic beverages, and promote and encourage the education of the general public about scientific facts regarding alcoholism;

(4) utilize whatever facilities and services are available or can be made available through community organization for carrying out the purposes of this section;

(5) engage in research and educational activities that will aid in the understanding of alcoholism and in the treatment of alcoholics.

Sec. 47.30.480. JUDICIAL NOTICE. The superior courts of this state may take judicial notice of the fact that an alcoholic is suffering from an illness and is in need of proper medical, advisory or rehabilitative treatment.

Sec. 47.30.490. ACCEPTANCE OF FUNDS. The department may accept on behalf of the state and deposit, apart from other public funds, grants from the federal government or gifts or contributions from other sources to assist in carrying out the purposes of sec. 470 of this chapter.

Sec. 47.30.500. DEFINITIONS. In secs. 470 - 490 of this chapter

(1) "department" means the Department of Health and Welfare;

(2) "alcoholism" means a condition related to alcohol and concerns a physical compulsion which exists, coupled with a mental obsession;

(3) "alcoholic" means a person who chronically and habitually uses alcoholic beverages to the extent that he loses the power of self-control with respect to the use of alcoholic beverages; or a person who chronically and habitually uses alcoholic beverages to the extent that he becomes a menace to the public morals, health, safety or welfare.

\* Sec. 3. This Act takes effect July 1, 1966.