

Be It Enacted by the Legislature of the State of Alaska:

Section 1. AS 23.30.005 is repealed and re-enacted to read:

Sec. 23.30.005. **Alaska Workmen's Compensation Board.** (a) The Alaska Workmen's Compensation Board shall consist of five members, including a southern panel of three members sitting for the first judicial district and a northern panel of three members sitting for the second, third, and fourth judicial districts. Each panel shall include the commissioner of labor or his designated representative, a representative of industry and a representative of labor. The latter two members of each panel shall be appointed by the governor.

(b) The commissioner shall act as chairman and executive officer of the board and chairman of both panels. If he designates a representative to act for him his representative shall serve in that capacity on the board and on both panels.

(c) The governor shall appoint the management member of the southern panel for a term of four years, and the labor member for a term of three years. He shall appoint the management member of the northern panel for a term of three years, and the labor member for a term of four years.

(d) Initial terms of office shall begin on July 1, 1965.

(e) A member of one panel may serve on the other panel when the commissioner considers it necessary for the prompt administration of this chapter.

Transfers shall be allowed only if a labor or management representative replaces his counterpart on the other panel.

(f) Two members of a panel constitute a quorum for hearing claims, and the action taken by a quorum of a panel is considered the action of the full board.

(g) A claim may be heard by only one panel.

(h) The full board may make identical rules for both panels and may make regulations to carry out the provisions of this chapter. Process and procedure under this chapter shall be as summary and simple as possible. The board or a member of it may for the purposes of this chapter subpoena witnesses, administer or cause to be administered oaths, and may examine or cause to have examined the parts of the books and records of the parties to a proceeding which relate to questions in dispute. The superior court, on application of the board or any members of it, shall enforce the attendance and testimony of witnesses and the production and examination of books, papers, and records.

(i) The board may establish regulations concerning the medical care provided for in this chapter. In addition to the reports required of physicians under sec. 95(a) - (d) of this chapter, the board may direct a physician or hospital rendering medical treatment or service under this chapter to furnish to the board periodic reports of treatment or services on forms procured from the board.

Sec. 2. This Act takes effect July 1, 1965.

Approved April 14, 1965

CHAPTER 77

AN ACT

Relating to the Health Facilities Advisory Council; and providing for an effective date.

(H.B. 236)

Be It Enacted by the Legislature of the State of Alaska:

Section 1. AS 18.05.051 is repealed and re-enacted to read:

Sec. 18.05.051. **Health Facilities Advisory Council** (a) There is created a Health Facilities Advisory Council which shall consist of governmental and non-governmental members.

(b) The council shall include 11 nongovernmental members, seven of whom shall be consumers and four of whom shall be representatives of nongovernmental agencies, who are concerned with health care services.

(1) Nongovernmental members are appointed by the governor subject to confirmation by a majority of the members of the legislature in joint session. Four members shall serve initial terms of two years, four members initial terms of three years, and three members initial terms of four years. Initial terms date from February 1 before appointment. Thereafter, terms of office are four years, unless the appointment is for the remainder of an unexpired term. Each member holds office at the pleasure of the governor notwithstanding the member's term.

(2) Nongovernmental members may carry out their duties on the council after appointment but before confirmation or rejection by the legislature.

(3) Nongovernmental members receive no salary but are entitled to per diem and travel expenses authorized by law for state boards. Nongovernmental members may receive travel expenses and per diem in connection with the exercise of their duties as council members before their confirmation or rejection by the legislature.

(c) The council shall include four governmental members: two from the Department of Health and Welfare; one from the Department of Administration; and the commissioner of health and welfare. The governmental members other than the commissioner of health and welfare, are appointed by the governor. The commissioner of health and welfare shall act as chairman of the council.

(d) The governor shall appoint two advisors to the council; one of whom shall be from the Department of Labor and one of whom shall be from the Department of Education who shall represent education and vocational rehabilitation.

(e) Additional members may be appointed under this section by the governor as required by federal law. The

terms of the additional members shall be four years, or in case of conflict with federal law, that required by federal law.

Sec. 2. AS 18.05 is amended by adding a new section to read:

Sec. 18.05.053. Powers and Duties. The Health Facilities Advisory Council shall

(1) advise and consult with the commissioner of health and welfare regarding

(A) programs for the construction of health facilities for the state and its political subdivisions;

(B) the development of rules, regulations, and standards for the operation of health facilities;

(2) request the cooperation of governmental and nongovernmental agencies in planning and developing programs relating to the rehabilitation, education, employment, health and welfare of patients in health facilities;

(3) exercise the additional powers and perform the duties which are necessary to obtain financial assistance under federal programs.

Sec. 3. AS 18.05 is amended by adding a new section to read:

Sec. 18.05.055. Definitions. In secs. 51 and 53 of this chapter:

(1) "consumer" means a consumer as defined in Title VI of the Public Health Service Act (42 U.S.C. sec. 291 et seq.) and the Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963 (P.L. 88-164) and as it may be amended in the future;

(2) "health facilities" includes hospitals, medical facilities, nonprofit hospitals, nonprofit medical facilities, public health centers, community mental health centers, facilities for the mentally retarded, and nonprofit facilities for the mentally retarded.

Sec. 4. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.

Approved April 14, 1965