

**HOUSE BILL NO. 360**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FIFTH LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE LEDOUX**

**Introduced: 2/8/08**

**Referred: Health, Education and Social Services, Labor and Commerce, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to dialysis technicians."**

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

3 **\* Section 1.** AS 08.68.100(a) is amended to read:

4 (a) The board shall

5 (1) adopt regulations necessary to implement this chapter, including  
6 regulations

7 (A) pertaining to practice as an advanced nurse practitioner and  
8 a nurse anesthetist;

9 (B) [, AND REGULATIONS] necessary to implement  
10 AS 08.68.331 - 08.68.336 relating to certified nurse aides in order to protect  
11 the health, safety, and welfare of clients served by nurse aides; **and**

12 (C) pertaining to practice as a dialysis technician;

13 (2) approve curricula and adopt standards for basic education programs  
14 that prepare persons for licensing under AS 08.68.190;

15 (3) provide for surveys of the basic nursing education programs in the

1 state at the times it considers necessary;

2 (4) approve education programs that meet the requirements of this  
3 chapter and of the board, and deny, revoke, or suspend approval of education  
4 programs for failure to meet the requirements;

5 (5) examine, license, and renew the licenses of qualified applicants;

6 (6) prescribe requirements for competence before a former nurse may  
7 resume the practice of nursing under this chapter;

8 (7) define by regulation the qualifications and duties of the executive  
9 secretary and delegate authority to the executive secretary that is necessary to conduct  
10 board business;

11 (8) develop reasonable and uniform standards for nursing practice;

12 (9) publish advisory opinions regarding whether nursing practice  
13 procedures or policies comply with acceptable standards of nursing practice as defined  
14 under this chapter;

15 (10) require applicants under this chapter to submit fingerprints and the  
16 fees required by the Department of Public Safety under AS 12.62.160 for criminal  
17 justice information and a national criminal history record check; the department shall  
18 submit the fingerprints and fees to the Department of Public Safety for a report of  
19 criminal justice information under AS 12.62 and a national criminal history record  
20 check under AS 12.62.400.

21 \* **Sec. 2.** AS 08.68 is amended by adding a new section to read:

22 **Article 5A. Dialysis Technicians.**

23 **Sec. 08.68.391. Dialysis technicians.** (a) The board or the Department of  
24 Commerce, Community, and Economic Development, as designated by the board,  
25 shall certify a qualified applicant as a dialysis technician. The board, after consulting  
26 with affected agencies, may adopt regulations regarding the certification of dialysis  
27 technicians, including

28 (1) the training, educational, and other qualifications for certification  
29 that will ensure that the dialysis technicians are competent to perform the tasks of their  
30 occupation;

31 (2) application, certification, renewal, suspension, and revocation

1 procedures; and

2 (3) maintenance of a registry of dialysis technicians.

3 (b) The board may

4 (1) conduct hearings upon charges against a certified dialysis  
5 technician of alleged violations of this chapter or regulations adopted under it; and

6 (2) invoke, or request the department to invoke, disciplinary action  
7 under AS 08.01.075 against a certified dialysis technician.

8 (c) The Department of Commerce, Community, and Economic Development  
9 shall set fees under AS 08.01.065 for dialysis technicians for each of the following:

10 (1) application;

11 (2) examination;

12 (3) certification; and

13 (4) renewal of certification.

14 (d) A person may not use the title "dialysis technician" unless the person is  
15 certified under this chapter. A person who knowingly violates this subsection is guilty  
16 of a class B misdemeanor. In this subsection, "knowingly" has the meaning given in  
17 AS 11.81.900(a).