

Original

COMMITTEE ON PUBLIC HEALTH
COMMITTEE ON PUBLIC HEALTH
BY MRS. BINGOCK

IN THE HOUSE

HOUSE BILL NO. 198

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-FIRST SESSION

A-BILL

For an Act entitled: "An Act relating to public health and welfare; creating the Board of Public Health and Welfare; repealing Section 40-1-3, as amended by Chapter 4, Session Laws of Alaska 1951, Sections 40-1-4 and 40-1-7, and Section 51-1-2, as amended by Chapter 47, Session Laws of Alaska 1949 and Chapter 103, Session Laws of Alaska 1951, *and establishing an emergency clause* and declaring an emergency."

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

Section 1. When used in this Act--

(a) "Board" means the Board of Public Health and Welfare created by this Act;

(b) "Health Department" means the Department of Public Health created by Section 40-1-2 ACLA 1949;

(c) "Welfare Department" means the Department of Public Welfare created by this Act;

(d) "Commissioner" means the Commissioner of Health;

(e) "Director" means the Director of the Welfare Department.

Section 2. Section 40-1-3 ACLA 1949, as amended by Chapter 4, Session Laws of Alaska 1951, and Section 51-1-2 ACLA 1949, as amended by Chapter 47, Session Laws of Alaska 1949, and Chapter 103, Session Laws of Alaska 1951, are repealed; and the

1 Board of Health and the Board of Public Welfare of Alaska,
2 created and constituted pursuant to the provisions of those
3 sections, are abolished. Such Boards shall deliver to the
4 Board of Public Health and Welfare created by this Act all
5 property, books, papers, records and unexpended funds relating
6 to the business of such Boards as may be in their possession and
7 under their control.

8 Section 3. There is created ~~for the Territory of Alaska~~
9 ^{the} Board of Public Health and Welfare ^{for the Territory of Alaska}. It shall consist of
10 nine members, two from each judicial division and one at large,
11 one of whom shall be a member of the Alaska Medical Association
12 at the time of his appointment. The term of office of each
13 member shall be four years, except that the terms of the first
14 members shall be as follows: three shall be appointed to serve
15 until ~~the next regular session of the Legislature~~ ^{March 1, 1955}; three shall
16 be appointed ^{to serve until March 1, 1956} ~~for terms of three years each~~; and three shall be
17 appointed ^{to serve until March 1, 1957, and thereafter all of which} ~~for terms of four years each~~. All members shall serve
18 until their successors are appointed and qualified.

19 All appointments shall be made by the Governor, subject to
20 the approval of a majority of both houses of the Legislature in
21 joint session assembled. The names of appointees shall be
22 submitted to the Legislature within fifteen days after the
23 opening of its regular session; provided, that the Governor
24 shall appoint the first members of the Board immediately upon
25 approval of this Act. When an appointment is made when the
26 Legislature is not in session, such appointment shall be
27 submitted to the Legislature for approval within fifteen days after
28 the opening of the first regular session following such
29 appointment, and such appointee may discharge the duties of his

Terms shall expire on the first day of March, respectively,

1 office until such time as the Legislature either approves or
2 disapproves such appointment. If an appointment shall be
3 disapproved, another shall be submitted within five days
4 thereafter. Vacancies in the Board shall be filled by
5 appointment by the Governor, subject to approval by the
6 Legislature at its next session.

7 Any appointee whose name has been submitted to, but who
8 fails to be approved by, the Legislature, shall not be eligible
9 to hold office as a member of the Board for ^{two} ~~four~~ years
10 thereafter. No person may serve as a member of the Board for
11 more than two successive terms. No person shall be appointed
12 as a member of the Board unless he is a citizen of the United
13 States and has been a bona fide resident of Alaska for not less
14 than three years immediately preceding the date of his
15 appointment.

16 Section 4. The Board shall hold regular meetings at least
17 twice each year at such times and places as it may deem
18 advisable, provided that the first meeting of the Board shall
19 be held within thirty days after the date this Act becomes
20 effective. The chairman of the Board, to be selected from and
21 by its members, may call such special meetings as may be
22 necessary in the performance of the Board's duties. Five members
23 shall constitute a quorum, and action taken by a majority of
24 those present at any meeting at which a quorum is present shall
25 constitute the action of the Board. The Board members shall be
26 entitled to the same rights and privileges with respect to
27 travel, travel expenses, per diem and compensation as are
28 provided by law for members of other boards and commissions of
29 the Territory.

The Board shall exercise complete jurisdiction, control and supervision over all activities and functions of the Health Department and the Welfare Department. All duties and powers of the Board of Health, created under the provisions of Section 40-1-3, as amended, and of the Board of Public Welfare, created under the provisions of Section 51-1-2, as amended, shall hereafter constitute the duties and powers of the Board of Public Health and Welfare created by this Act. Wherever in any law reference is made to such Board of Health or Board of Public Welfare, it shall be construed as referring to the Board of Public Health and Welfare created by this Act.

Section 5. The Board shall exercise complete jurisdiction, control and supervision over all activities and functions of the Health Department and the Welfare Department. All duties and powers of the Board of Health, created under the provisions of Section 40-1-3, as amended, and of the Board of Public Welfare, created under the provisions of Section 51-1-2, as amended, shall hereafter constitute the duties and powers of the Board of Public Health and Welfare created by this Act. Wherever in any law reference is made to such Board of Health or Board of Public Welfare, it shall be construed as referring to the Board of Public Health and Welfare created by this Act.

Section 6. There is created a Department of Public Welfare, charged with the duty of supervising the administration of old-age assistance, aid to dependent children and blind persons, and such other duties as may be conferred upon it by law. The Board of Public Health and Welfare shall appoint a Director who shall be the chief executive of the Welfare Department. His term shall be for four years and until his successor is appointed and qualified, unless sooner removed by the Board for cause after notice and hearing.

The Director shall be a citizen of the United States and a bona fide resident of Alaska, and in addition, shall possess the following qualifications:

(a) he shall be a graduate of an accredited college or university, shall have successfully completed at least two years study in a ^{an accredited} professionally recognized school of social work, ^{(b) shall have served for three years in an administrative position in a state or territorial department of Public Welfare, and} including completion of a course in public welfare administration; and shall have spent at least five years as a full-time paid public welfare social worker, at least two years

(c) shall have demonstrated administrative ability in public administration.

1 ~~of which have been in an executive or supervisory capacity; or~~
2 ~~(b) for at least three years immediately preceding~~
3 ~~the passage and approval of this Act, shall have held a full-~~
4 ~~time executive or administrative position in a State or~~
5 ~~Territorial Department of Public Welfare.~~

6 The Director, with the approval of the Board, shall appoint
7 such assistants and employees as may be necessary for the
8 efficient performance of the duties of the Welfare Department,
9 and shall fix the compensation of such assistants and employees
10 in accordance with job descriptions and salary scales as
11 established by the Alaska Merit System. The Director shall be
12 subject to the supervision and direction of the Board and shall
13 perform such duties as the Board may assign to him.

14 Section 7. Sections 40-1-4 and 40-1-7 ACLA 1949 are
15 repealed.

16 Section 8. In determining the meaning of this Act, unless
17 the context indicates otherwise, words importing the masculine
18 gender include the feminine as well.

19 ~~Section 9. An emergency is declared to exist, and this~~
20 ~~Act shall take effect immediately upon its passage and approval.~~

21 *Section 9. This Act shall become*
22 *effective on May 1, 1953.*
23 *Passed 3/16/53.*