

1 IN THE HOUSE

BY MRS. SWEENEY AND MR. BAKER

2 HOUSE BILL NO. 287

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act to regulate the occupation of sani-  
7 tarians, and to ~~create~~ a Board of Registra-  
8 tion of Sanitarians."

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

10 Section 1. CREATION, COMPOSITION AND ORGANIZATION OF THE  
11 BOARD OF REGISTRATION. (a) Creation. There is created a six  
12 member Board of Registration of Sanitarians.

13 (b) Appointment, qualifications, and terms of office. The  
14 governor shall appoint members of the board, subject to confirma-  
15 tion by a majority of the members of the legislature in joint  
16 session. Two members of the initial board serve for one year;  
17 two for two years; and two for three years. Initial terms date  
18 from the first of February immediately preceding appointment.  
19 After initial appointment terms of board members are three years.  
20 The governor shall fill vacancies occurring during a term of  
21 office in the same manner as the original appointment is made and  
22 for the balance of the unexpired term. Board members hold office  
23 at the pleasure of the governor, notwithstanding their respective  
24 terms.

25 (c) Meetings. The board shall meet once each year for  
26 business and shall then elect from its members a chairman, a  
27 vice-chairman, and a secretary. The secretary holds office at  
28 the pleasure of the board. Four members of the board constitute  
29 a quorum. The secretary shall call a special meeting at the

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1 request of two board members or on receipt of a written request  
2 for a special meeting signed by 10 registered sanitarians. Except  
3 for executive sessions, all board meetings are open to the public.  
4 The board may not at an executive session make decisions affecting  
5 the rights or privileges of any person.

6 (d) Compensation. The secretary shall be paid an amount  
7 fixed by the board. Other members serve without pay, but are en-  
8 titled to transportation and per diem allowances authorized by law.

9 Sec. 2. POWERS AND DUTIES OF THE BOARD. (a) The board  
10 shall

11 (1) examine applicants for registration, register  
12 qualified sanitarians and sanitarians-in-training, and issue to  
13 qualified sanitarians registration certificates bearing the  
14 board's seal;

15 (2) keep a record of its proceedings;

16 (3) keep a register of all applications, showing each  
17 applicant's residence, name, age, educational and experience  
18 qualifications, and the name and address of his employer, if any,  
19 the date of the application, the serial number assigned to it, the  
20 board's action relative to it and the date of that action;

21 (4) maintain a current registry of registered sani-  
22 tarians and sanitarians-in-training;

23 (5) keep a record of all money received or disbursed,  
24 and shall pay all money received for registration, registration  
25 renewal or for holding examinations into the general fund of the  
26 state;

27 (6) authorize an annual audit of board finances;

28 (7) adopt a seal.

29 (o) The board may

1 (1) suspend or revoke the registration of a sanitarian  
2 or a sanitarian-in-training when it finds that it is necessary to  
3 do so to protect public health;

4 (2) promulgate regulations;

5 (3) in addition to registration fees, charge against  
6 applicants costs of holding their examinations;

7 (4) raise education requirements for qualification as  
8 sanitarians or sanitarians-in-training if it finds it necessary  
9 to do so to protect public health;

10 (5) whenever it appears that a person has engaged in or  
11 is about to engage in an act or practice constituting a violation  
12 of sec. 9 or sec. 10 of this Act, through its secretary, bring an  
13 action in the supreme court to enjoin the acts or practices and  
14 to enforce compliance with sec. 9 or sec. 10.

15 Sec. 3. QUALIFICATIONS FOR REGISTRATION AS A SANITARIAN.

16 (a) A person is entitled to be registered as a sanitarian who

17 (1) on or before the effective date of this Act (A) was  
18 employed full-time as a sanitarian in Alaska, or (B) has passed  
19 an Alaska civil service examination qualifying him as a sani-  
20 tarian, and in either case has applied for registration and paid  
21 registration fees within 18 months of the effective date of this  
22 Act; or

23 (2) has been graduated from an accredited college or  
24 university with a bachelor's degree, passed 45 quarter hours or  
25 30 semester hours of academic work in basic natural sciences,  
26 completed application forms prescribed by the board, paid appli-  
27 cation fees, passed an examination given by the board and been  
28 employed for at least two years as a sanitarian.

29 (b) For a person who has an advanced degree in a field of

1 study related to sanitation, the requirement of employment as a  
2 sanitarian is one year instead of two.

3 (c) If an applicant for registration as a sanitarian passed  
4 an examination and was registered as a sanitarian-in-training,  
5 that examination satisfies the examination requirement of subsec.  
6 (a)(2) of this section and he need not take another examination  
7 before being registered as a sanitarian.

8 Sec. 4. QUALIFICATIONS FOR REGISTRATION AS A SANITARIAN-IN-  
9 TRAINING. A person who meets the requirements of sec. 3(a)(2) or  
10 sec. 3(a)(2) and 3(b) of this Act, except the requirement that he  
11 have worked as a sanitarian, is entitled to be registered as a  
12 sanitarian-in-training. If the board determines that examinations  
13 for sanitarians-in-training are not necessary to protect public  
14 health, it may waive those examinations.

15 Sec. 5. EXAMINATIONS. (a) The board shall hold examina-  
16 tions at least once a year. The board shall base examinations on  
17 recommendations of the American Public Health Association for  
18 Sanitarians, and shall design them to disqualify applicants whose  
19 lack of knowledge of physical, biological and sanitary sciences,  
20 and of the standards of professional sanitarians would endanger  
21 public health.

22 (b) Examinations shall be so administered that one who  
23 grades written examinations does not know whose paper he is grad-  
24 ing.

25 (c) An applicant who fails an examination may apply for a  
26 subsequent examination, but shall pay the registration fee each  
27 time he applies.

28 (d) The secretary shall keep examination papers one year.

29 Sec. 6. APPLICATIONS. (a) A person otherwise qualified to

1 be registered as a sanitarian or as a sanitarian-in-training is  
2 entitled to pay his registration fee, apply for, and take an  
3 examination.

4 (b) If the board waives examinations for sanitarians-in-  
5 training, a person otherwise qualified as a sanitarian-in-training  
6 is entitled to apply for registration.

7 Sec. 7. FEES. The registration fee for a sanitarian is  
8 \$25; for a sanitarian-in-training, \$15. A sanitarian-in-training  
9 who applies for registration as a sanitarian must pay the \$25  
10 registration fee.

11 Sec. 8. RENEWALS. (a) Sanitarians are registered for one  
12 year. The board shall annually renew registrations of sanitarians  
13 who apply for renewal and who pay a \$15 annual renewal fee. The  
14 board shall renew a lapsed registration when a sanitarian whose  
15 registration has lapsed applies for renewal and pays the renewal  
16 fee. A sanitarian whose registration has lapsed may apply for  
17 renewal without taking an examination.

18 (b) Renewal requirements for sanitarians-in-training are  
19 the same as those for sanitarians, except that after a sanitarian-  
20 in-training becomes qualified to be registered as a sanitarian,  
21 his registration as a sanitarian-in-training may not be renewed.

22 Sec. 9. STATE EMPLOYMENT OF SANITARIANS. After 18 months  
23 from the effective date of this Act, no state agency may employ  
24 a person who is not a registered sanitarian or a registered  
25 sanitarian-in-training to fill a position classified by the  
26 Department of Administration as a sanitarian position.

27 Sec. 10. USE OF TITLE. No person who is not a registered  
28 sanitarian may use the title "Registered Sanitarian" or use the  
29 abbreviation "R.S." after his name.

1           Sec. 11. RECORDS. Board records, registers, and registries  
2 are open to public inspection.

3           Sec. 12. RECIPROCITY. Agreements for reciprocity with  
4 states having Acts for the registration of sanitarians sub-  
5 stantially similar to this Act may be entered into by the board.

6           Sec. 13. BOARD PROCEDURE. Sec. 2(1), Ch. 2, Ch. 143, SLA  
7 1959 is amended by adding a new paragraph to read:

8           Board of Registration of Sanitarians

9           Sec. 14. EQUITABLE RELIEF. Upon a proper showing that a  
10 person has engaged or is about to engage in an act or practice  
11 constituting a violation of sec. 9 or sec. 10 of this Act, the  
12 court before whom the showing is made shall grant a permanent or  
13 temporary injunction or a restraining order.

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