

Introduced: 3/17/65
Referred: Health, Wel-
fare and Education

1 IN THE HOUSE

BY THE RULES COMMITTEE
BY REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 236

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Health Facilities
7 Advisory Council; and providing for an
8 effective date."

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

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 AS 18.05.051 is repealed and re-enacted to read:

11 Sec. 18.05.051. HEALTH FACILITIES ADVISORY COUNCIL.

12 (a) There is created a Health Facilities Advisory Council
13 which shall consist of governmental and nongovernmental
14 members.

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

19 (1) Nongovernmental members are appointed by the
20 governor subject to confirmation by a majority of the members
21 of the legislature in joint session. Four members shall
22 serve initial terms of two years, four members initial terms
23 of three years, and three members initial terms of four years.
24 Initial terms date from February 1 before appointment.
25 Thereafter, terms of office are four years, unless the
26 appointment is for the remainder of an unexpired term. Each
27 member holds office at the pleasure of the governor notwith-
28 standing the member's term.

29 (2) Nongovernmental members may carry out their

1 duties on the council after appointment but prior to con-
2 firmation or rejection by the legislature.

3 (3) Nongovernmental members receive no salary but
4 are entitled to per diem and travel expenses authorized by
5 law for state boards. Nongovernmental members may receive
6 travel expenses and per diem in connection with the exercise
7 of their duties as council members prior to their confirma-
8 tion or rejection by the legislature.

9 (c) The council shall include four governmental mem-
10 bers: two from the Department of Health and Welfare; one
11 from the Department of Administration; and the commissioner
12 of health and welfare. The governmental members other than
13 the commissioner of health and welfare, are appointed by the
14 governor. The commissioner of health and welfare shall act
15 as chairman of the council.

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

20 (e) Additional members may be appointed under this sec-
21 tion by the governor as required by federal law. The terms
22 of such additional members shall be four years, or in case of
23 conflict with federal law, that required by federal law.

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

25 Sec. 18.05.053. POWERS AND DUTIES. The Health
26 Facilities Advisory Council shall:

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

29 (A) programs for the construction of health

1 facilities for the state and its political subdivisions;
2 (B) the development of rules, regulations, and
3 standards for the operation of health facilities;

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

8 (3) exercise such additional powers and perform
9 such duties as are necessary to obtain financial assistance
10 under federal programs.

11 * Sec. 3. AS 18.05 is amended by adding a new section to read:
12 Sec. 18.05.055. DEFINITIONS. In secs. 051 and 053 of
13 this chapter:

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

19 (2) "health facilities" includes hospitals, medi-
20 cal facilities, nonprofit hospitals, nonprofit medical
21 facilities, public health centers, community mental health
22 centers, facilities for the mentally retarded, and nonprofit
23 facilities for the mentally retarded.

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