

1 IN THE SENATE

BY THE RULES COMMITTEE BY REQUEST

2 SENATE BIL. NO. 192

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to registration of qualified sani-  
7 tarians."

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

9 \* Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 96. SANITARIANS.

11 ARTICLE 1. BOARD OF SANITARIAN EXAMINERS.

12 Sec. 08.96.010. CREATION AND MEMBERSHIP OF BOARD OF SANITARIAN  
13 EXAMINERS. There is created the Board of Sanitarian Examiners. It  
14 consists of three sanitarians.

15 Sec. 08.96.020. APPOINTMENT AND TERM OF OFFICE. The governor shall  
16 appoint the members of the board, with the confirmation of the legisla-  
17 ture, for staggered terms of six years, or until their successors are  
18 appointed. A member serves at the pleasure of the governor.

19 Sec. 08.96.030. EXECUTIVE SECRETARY OF THE BOARD. The commis-  
20 sioner of commerce is the executive secretary of the board. He may  
21 vote only to break a tie.

22 Sec. 08.96.040. BOARD MEETINGS. The board shall hold a regular  
23 annual meeting. The board may hold special meetings at the call of  
24 the chairman with prior approval of the governor.

25 Sec. 08.96.050. DUTIES OF THE BOARD. The board shall

- 26 (1) pass on qualifications of applicants for registration;  
27 (2) prepare and grade examinations;  
28 (3) after hearing, suspend or revoke the registration of  
29 a registered sanitarian who has, in his professional capacity, conducted

1 himself in a way likely to result in injury to the public health.

2 Sec. 08.96.060. BOARD REGULATIONS. The board shall adopt pro-  
3 cedural and substantive regulations necessary to carry out the duties  
4 imposed on it by sec. 50 of this chapter.

5 Sec. 08.96.070. DUTIES OF THE DEPARTMENT. The department shall  
6 furnish the board with administrative services, including renting space  
7 for holding examinations; proctoring examinations; printing examinations;  
8 printing and mailing registration certificates; sending notices, before  
9 December 1 of each year, that registrations must be renewed; collecting  
10 fees and issuing receipts; keeping a current register of registrants;  
11 employing secretarial assistants; replying to routine requests for  
12 information; printing forms and informational bulletins; typing all  
13 matter to be reproduced; maintaining records and completed examinations;  
14 and keeping records of receipts and disbursements.

15 Sec. 08.96.080. DEPARTMENT REGULATIONS. The department shall  
16 adopt procedural regulations necessary to carry out the duties imposed  
17 on it by sec. 70 of this chapter.

18 Sec. 08.96.090. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT.  
19 The Administrative Procedure Act (AS 44.62) applies to regulations and  
20 proceedings under this chapter.

21 Sec. 08.96.100. COMPENSATION. Members of the board are entitled  
22 to per diem allowances and transportation expenses allowed by law and  
23 paid members of other state examining boards.

#### 24 ARTICLE 2. REGISTRATION.

25 Sec. 08.96.120. REGISTRATION. No person may use the title  
26 "Registered Sanitarian", or use the abbreviation "R.S." after his name,  
27 unless he is registered under this chapter.

28 Sec. 08.96.130. EXAMINATION. A person who passes the examination  
29 given by the board is entitled to be registered as a sanitarian.

1           Sec. 08.96.140. CONTENT OF EXAMINATION. The board shall base  
2 examinations on recommendations of the American Public Health Associ-  
3 ation for sanitarians and shall so design them to disqualify a person  
4 whose lack of knowledge of physical, biological, and sanitary sciences  
5 would endanger the public health.

6           Sec. 08.96.150. ADMINISTRATION OF EXAMINATION. The board shall  
7 offer examinations at least once a year and more frequently if it  
8 appears that more than three persons would take additional examinations.  
9 Examinations shall be so administered that one who grades a written  
10 examination does not know whose paper he is grading. The department  
11 shall maintain files of examination papers and shall make them available  
12 for public inspection.

13           Sec. 08.96.160. RE-EXAMINATION. A person who fails an examination  
14 may apply for a subsequent examination, but shall pay the registration  
15 fee each time he applies.

16           Sec. 08.96.170. QUALIFICATION FOR EXAMINATION. A person is  
17 entitled to take the examination if he

18           (1) has been graduated from an accredited college or uni-  
19 versity with a bachelor's degree;

20           (2) has passed 45 quarter hours or 30 semester hours of  
21 academic work in basic natural sciences;

22           (3) has completed application forms and returned them to the  
23 board;

24           (4) has paid the examination fee specified in sec. 190 of  
25 this chapter.

26           Sec. 08.96.180. PERSONS EXEMPT FROM EXAMINATION. A person is  
27 entitled to be registered as a sanitarian without taking the examina-  
28 tion if, on or before the effective date of this chapter, he

29           (1) was employed full time as a sanitarian in Alaska, or

1 (2) has passed an Alaska civil service examination qualifying  
2 him as a sanitarian; and in either case,

3 (3) has applied for registration and paid the registration  
4 fee within 18 months of the effective date of this chapter.

5 Sec. 08.96.190. FEES. The fee to take the examination is \$15; the  
6 annual registration fee is \$15.

7 Sec. 08.96.200. ANNUAL RENEWAL. A person who passes the examina-  
8 tion is registered without payment of further fee. To remain registered,  
9 a person must pay the renewal fee before February 1 of each year. The  
10 board shall renew a lapsed registration when a sanitarian whose regis-  
11 tration has lapsed applies for renewal and pays accrued renewal fees.  
12 A person whose registration has lapsed is entitled to have his registra-  
13 tion renewed without taking an examination, unless his registration has  
14 lapsed more than one year, in which case he is required to take an ex-  
15 amination on order of the board.

16 Sec. 08.96.210. OUT-OF-STATE SANITARIAN. A person who is a  
17 registered or licensed sanitarian in another state is entitled to be  
18 registered as a sanitarian in Alaska without examination if he meets  
19 the requirements of sec. 170 of this chapter and if he passed an  
20 examination in the state in which he is registered that is substantially  
21 similar to the board's examination.

22 ARTICLE 3. ENFORCEMENT.

23 Sec. 08.96.230. INJUNCTION. When it appears that a person has  
24 engaged in or is about to engage in an act constituting a violation of  
25 sec. 120 of this chapter, the board, through its executive secretary,  
26 shall bring an action in the superior court to enjoin the act and to  
27 enforce compliance with sec. 120 of this chapter.

28 ARTICLE 4. GENERAL PROVISIONS.

29 Sec. 08.96.250. DEFINITIONS. In this chapter

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(1) "board" means the Board of Sanitarian Examiners;

(2) "department" means the Department of Commerce.

\* Sec. 2. The governor may appoint unregistered sanitarians to the board until at least three sanitarians have been registered.