

Offered: 1/26/71
Referred: Health, Welfare
and Education

BY THOMAS

1 IN THE SENATE

2 SENATE BILL NO. 73

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to examinations for communicable
7 diseases."

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

9 * Section 1. AS 25.05.091 is amended to read:

10 Sec. 25.05.091. APPLICATION FOR LICENSE. One of the contracting
11 parties to a prospective marriage shall, at least three days before the
12 time of issuance, file with the licensing officer written, verbal, or
13 telegraphic application for a license. Before issuance of the license,
14 each contracting party [SHALL FILE WITH THE SAME LICENSING OFFICER A
15 PREMARITAL CERTIFICATE; AND] shall make a statement under oath that the
16 contemplated marriage meets the requirements of law, giving the names,
17 relationship if any, residence, occupation, and age of each party;
18 naming guardians of any party under the legal age for marriage; and
19 describing any prior marriage or marriages of either party, and the
20 manner of dissolution of them. This statement may be made and executed
21 before a notary public or postmaster who shall certify it to the licens-
22 ing officer.

23 * Sec. 2. AS 25.05.101; AS 25.05.131 - 25.05.151; AS 25.05.181; and
24 AS 25.05.201 are repealed.

25 * Sec. 3. AS 25.05.221(a) is amended to read:

26 (a) Forms for applications, statements, consent of parents,
27 affidavits, licenses, and other forms necessary to comply with this
28 chapter shall be prescribed by the registrar and provided at the
29 expense of the state. The registrar shall furnish all necessary

1 forms to each licensing officer. He shall provide him with a suitable
2 book in which to keep the marriage license docket. [THE FORMS FOR THE
3 PREMARITAL CERTIFICATE SHALL BE PROVIDED AND DISTRIBUTED BY THE DEPART-
4 MENT TO APPROVED LABORATORIES OR CLINICS INSIDE THE STATE. A PRE-
5 MARITAL CERTIFICATE WHICH HAS BEEN APPROVED BY THE PROPER AUTHORITY
6 IN A STATE OR CANADIAN PROVINCE REQUIRING PREMARITAL EXAMINATIONS FOR
7 VENEREAL DISEASE SHALL BE ACCEPTED IN ALASKA.]

8 * Sec. 4. AS 18.15 is amended by adding a new section to read:

9 Sec. 18.15.185. EXAMINATION OF PRISONERS. (a) A person held
10 in custody and charged with prostitution, before release from custody,
11 on bond or otherwise, or a person convicted of prostitution shall be
12 examined by a physician or a public health nurse for venereal disease.
13 The examination need not be given if it is impractical because no
14 physician or public health nurse is available to make it.

15 (b) A person held in custody shall be examined for communicable
16 diseases by a physician or a public health nurse as soon after the
17 beginning of the custodial period as is practical and thereafter
18 periodically at intervals not to exceed four months and more often
19 if necessary to prevent the spread of disease. An examination need
20 not be given if it is impractical because no physician or public
21 health nurse is available to make it.

22 (c) A person held in custody shall, before temporary or
23 permanent release from custody, be examined for communicable diseases
24 by a physician or a public health nurse, unless he was previously
25 examined as otherwise required by this section within 30 days of his
26 date of release or unless circumstances clearly indicate that the
27 examination is unnecessary. The examination need not be given if it
28 is impractical because no physician or public health nurse is available
29 to make it.

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(d) The department may promulgate regulations, in accordance with AS 44.62, necessary to administer this section.

(e) A person is "held in custody" for the purpose of this section if he is, while awaiting his trial for an offense under the laws of this state, confined in, or if he is, upon conviction for an offense under the laws of this state, incarcerated in a state or local jail, place of detention, or other corrective facility.