

Offered: 3/13/73  
Referred: Rules

Original sponsor: Thomas

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2 CS FOR SENATE BILL NO. 43

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to comprehensive health planning."

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

8 \* Section 1. AS 18 is amended by adding a new chapter to read:

9 CHAPTER 07. COMPREHENSIVE HEALTH PLANNING.

10 Sec. 18.07.010. PURPOSE. (a) The objective of the Comprehensive  
11 Health Advisory Council is the health of the people of the state. By  
12 means of its recommendations, the council seeks to improve the planning  
13 for, and delivery of, health care services by:

- 14 (1) moderating health care costs;  
15 (2) closing gaps in health care services;  
16 (3) preventing fragmentation and overlap in health care  
17 services;  
18 (4) encouraging the growth of preventive health care;  
19 (5) promoting better distribution and wiser use of resources;  
20 (6) establishing accountability for health care; and  
21 (7) ensuring that consumers of health care services have a  
22 voice in health planning.

23 (b) The concerns of the council are unique in that they encompass  
24 all aspects of health and all factors that influence health.

25 Sec. 18.07.020. COMPREHENSIVE HEALTH ADVISORY COUNCIL. There is  
26 created in the Department of Health and Social Services the Comprehen-  
27 sive Health Advisory Council whose membership reflects the broad  
28 geographic, socio-economic, age, ethnic, and professional health ele-  
29 ments in the state. The composition of the council's membership and

1 the term of office of its members shall comply with applicable provisions  
2 of federal law.

3 Sec. 18.07.030. MEMBERSHIP; TERM OF OFFICE. (a) The Comprehensive  
4 Health Advisory Council consists of 24 members of whom 3 are govern-  
5 mental and 21 are nongovernmental.

6 (b) The three governmental members are the commissioner of health  
7 and social services, or his designee from within the department; a  
8 representative of the Indian Health Service of the United States Public  
9 Health Service; and a representative of the health care service or  
10 delivery agencies of the armed forces of the United States or the  
11 Veterans Administration of the United States. Council members repre-  
12 senting federal agencies shall be appointed by, and serve at the  
13 pleasure of, their respective agencies.

14 (c) Nongovernmental members are appointed by the governor, subject  
15 to confirmation by a majority of the members of the legislature in joint  
16 session. Of the nongovernmental members, 13 shall be consumers of  
17 health care services and 8 shall be providers of health care services.  
18 Unless federal law provides otherwise, nongovernmental members are  
19 appointed for four-year staggered terms. Of the initial appointees,  
20 the governor shall appoint six nongovernmental members for one-year  
21 terms, five for two-year terms, five for three-year terms, and five for  
22 four-year terms. Each nongovernmental member holds office at the  
23 pleasure of the governor notwithstanding the member's term.

24 (d) Vacancies shall be filled by the appointing authority in the  
25 same manner as original appointment.

26 Sec. 18.07.040. ADDITIONAL MEMBERS; SPECIAL COMMITTEES. (a)  
27 Additional members may be appointed by the governor in compliance with  
28 applicable provisions of federal law and sec. 30 of this chapter. The  
29 terms of office of any additional members shall be four years, but a

1 term of less than four years shall be assigned when appointment to a  
2 full four-year term would impair the system of staggered four-year  
3 terms under sec. 30(c) of this chapter.

4 (b) The council may create special committees or task forces  
5 outside its membership and may recommend persons who are not members  
6 of the council to serve as advisors or consultants to any committee  
7 created to carry out the purposes of the council.

8 Sec. 18.07.050. OFFICERS. The council shall elect a chairman  
9 and a vice-chairman to serve two-year terms. The chairmanship and  
10 vice-chairmanship shall rotate between a provider-member and a consumer-  
11 member every two years, and at no time may these positions be held  
12 simultaneously by two provider-members or two consumer-members.

13 Sec. 18.07.060. MEETINGS. The council shall meet at times and  
14 places determined by the chairman. The council shall prescribe its  
15 own rules of procedure. However, a quorum is a majority of the members  
16 of the council. Effective action requires the affirmative vote of a  
17 majority of the members of the council present. No council member  
18 may, with respect to a matter before the council, vote for or on behalf  
19 of, or in any way exercise the vote of, another member of the council.

20 Sec. 18.07.070. COMPENSATION AND PER DIEM. Members of the  
21 council serve without compensation but are entitled to per diem and  
22 travel expenses as may be authorized by law for boards and commissions.

23 Sec. 18.07.080. FUNCTIONS AND DUTIES. The council shall

24 (1) advise and consult with the department as to its duties  
25 under sec. 90 of this chapter, concerning

26 (A) health objectives, goals, priorities, and policy;

27 (B) distribution of health resources and health care

28 services;

29 (C) health education;

1 (D) development and updating of a comprehensive state  
2 health plan;

3 (E) special needs of high risk population groups for  
4 preventive and health care services;

5 (F) health needs in the fields of welfare, education  
6 and rehabilitation;

7 (2) promote the cooperation of governmental and nongovern-  
8 mental agencies in realizing the objectives of a statewide comprehensive  
9 health plan by

10 (A) fostering coordinated planning efforts among these  
11 agencies;

12 (B) encouraging coordination of activities and plans  
13 of areawide councils and other voluntary health planning groups;

14 (C) creating committees and task forces for specific  
15 health problems; and

16 (D) evaluating its past recommendations, accomplishments  
17 and impact as a statewide advisory council;

18 (3) perform additional functions and duties that are neces-  
19 sary to comply with applicable state and federal health programs or  
20 other functions and duties requested by the department;

21 (4) promote development of areawide and state-assisted local  
22 comprehensive health planning groups;

23 (5) review and comment on, at the request of the department,  
24 applications for programming and for public funds;

25 (6) alert the department to health-related public concerns;

26 (7) serve as the Hill-Burton Advisory Council under Title  
27 VI, Public Health Service Act (P.L. 89-749, as amended) and the Com-  
28 munity Mental Health Centers Advisory Council under Title II, Community  
29 Mental Health Centers Construction Act (P.L. 88-164, as amended).

1           Sec. 18.07.090. PLANNING AGENCY. (a) The Department of Health  
2 and Social Services is the state agency responsible for the administra-  
3 tion of state comprehensive health planning functions under sec. 314(a)  
4 of the Public Health Service Act (P.L. 89-749, as amended).

5           (b) The office of comprehensive health planning in the department  
6 is responsible for carrying out the comprehensive health planning  
7 functions under (a) of this section. This office shall provide profes-  
8 sional staff for the council.

9           (c) The department shall promulgate regulations under the Adminis-  
10 trative Procedure Act (AS 44.62) governing the scope and functions of  
11 the office of comprehensive health planning.

12           Sec. 18.07.100. DEFINITIONS. In this chapter

13           (1) "commissioner" means the commissioner of health and  
14 social services;

15           (2) "consumer of health care services" means a person who is  
16 not a provider of health care services as defined in (6) of this  
17 section;

18           (3) "council" means the Comprehensive Health Advisory Coun-  
19 cil;

20           (4) "department" means the Department of Health and Social  
21 Services;

22           (5) "office" means the office of comprehensive health planning  
23 in the Department of Health and Social Services;

24           (6) "provider of health care services" means a person whose  
25 occupation or profession is, or has been, the providing of health care  
26 or the administration of health care services; he has fiduciary obliga-  
27 tions to a health activity, facility or other health agency, or a legal  
28 or financial interest in the rendering of any component of health  
29 services, research or teaching of health science or of the healing arts;

1 he may be an active, inactive or retired practitioner in the healing  
2 arts.

3 \* Sec. 2. AS 18.05.051 - 18.05.055 are repealed.  
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