

Introduced: 3/15/76  
Referred: Health, Education and  
Social Services and  
Commerce

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 867

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to licensing of qualified sanitari-  
7 ans."

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 50. SANITARIANS.

11 ARTICLE 1. BOARD OF SANITARIAN EXAMINERS.

12 Sec. 08.50.010. CREATION AND MEMBERSHIP OF BOARD. There is  
13 created the Board of Sanitarian Examiners. The board shall have five  
14 members residing in as many separate Alaska judicial districts as  
15 possible. The members shall be: the director of the division of public  
16 health of the Department of Health and Social Services or the director's  
17 representative, two sanitarians employed by government agencies, one  
18 sanitarian employed by private industry, and one lay person represent-  
19 ing the public. The director shall be the chairman of the board.

20 Sec. 08.50.020. APPOINTMENTS. Members shall be appointed by the  
21 governor from names submitted to the governor by the Alaska Environ-  
22 mental Health Association. The governor shall appoint one board member  
23 for a term of one year, one for a term of two years, and one for a  
24 term of three years. Appointments made thereafter shall be for three-  
25 year terms. No person is eligible to serve more than two full consecu-  
26 tive terms. Terms begin on the first day of the calendar year and end  
27 on the last day of the calendar year, except the first appointed members  
28 who shall serve through the last calendar day of the year in which they  
29 are appointed before commencing the terms prescribed by this section.

1           Sec. 08.50.030. MEETINGS OF THE BOARD. (a) A majority of the  
2 board constitutes a quorum.

3           (b) The board shall meet during the first month of each calendar  
4 year. At least one additional meeting shall be held before the end of  
5 each calendar year. Further meetings may be convened at the written  
6 request of a board member. All meetings of the board shall be open to  
7 the public.

8           (c) Members of the board are entitled to per diem and expenses  
9 authorized by law.

10          Sec. 08.50.040. DUTIES OF THE BOARD. The board shall adopt regu-  
11 lations to

12           (1) examine, license, and renew the licenses of qualified  
13 applicants;

14           (2) prepare and administer the licensing examination; and

15           (3) carry out the provisions of this chapter.

16                           ARTICLE 2. LICENSING.

17          Sec. 08.50.050. LICENSING. (a) No person may be employed as a  
18 sanitarian by the state or a political subdivision of the state unless  
19 the person has been licensed by the department as a sanitarian.

20           (b) Only persons with a valid license issued under this section  
21 may use the title "licensed sanitarian", "registered sanitarian", or  
22 the abbreviation "R.S." after his name.

23          Sec. 08.50.060. ELIGIBILITY. An applicant is eligible for a  
24 sanitarian license if the applicant passes a written examination pre-  
25 pared and offered by the board and meets at least one of the following  
26 qualifications:

27           (1) has completed five years of employment as a sanitarian  
28 aide in a public health agency or private industry in a position  
29 directly related to environmental health;

1 (2) has satisfactorily completed at least five years of  
2 full-time military duty in the field of environmental health; or

3 (3) has successfully completed 30 semester hours of credit  
4 in the natural sciences at an accredited college or university.

5 Sec. 08.50.070. WAIVER OF REQUIREMENTS. A person who on the  
6 effective date of this Act is employed as a practicing sanitarian in  
7 this state shall be licensed under the provisions of this chapter  
8 without examination; however, that person must apply for a license and  
9 pay the licensing fee, as prescribed by the board, within six months  
10 after the effective date of this Act.

11 Sec. 08.50.080. CONTENT OF EXAMINATION. The preparation of the  
12 examination shall be the responsibility of the board. The board shall  
13 consider recommendations from the American Public Health Association  
14 for sanitarians in preparing the written examination. The examination  
15 shall include applicable subjects in the field of physical, biological,  
16 sanitary sciences, environmental health and community hygiene, and be  
17 designed to disqualify persons whose lack of knowledge in these fields  
18 would endanger the public health, safety, and well-being.

19 Sec. 08.50.090. ADMINISTRATION OF EXAMINATION. The board shall  
20 offer examinations at least once a year and more frequently if more than  
21 three persons would take additional examinations. The examination  
22 shall not disclose the name of an applicant but shall be identified by  
23 a number assigned to the applicant by the board. The department shall  
24 maintain files of examination papers and shall make them available for  
25 public inspection.

26 Sec. 08.50.100. REEXAMINATION. A person who fails an examination  
27 may apply for a subsequent examination if he pays the licensing fee  
28 each time he applies.

29 Sec. 08.50.110. FEES. The board shall charge and collect a fee

1 from every applicant for each initial registration and examination and  
2 fee for annual license renewal.

3 Sec. 08.50.120. ANNUAL RENEWAL. A person who passes the examina-  
4 tion is licensed without payment of further fee. To remain licensed  
5 a person must pay the renewal fee before February 1 of each year. The  
6 board shall renew a lapsed license when a sanitarian whose license has  
7 lapsed applies for renewal and pays accrued renewal fees. A person  
8 whose license has lapsed is entitled to have his license renewed with-  
9 out taking an examination unless his license has lapsed more than  
10 three years, in which case he is required to take an examination on  
11 order of the board.

12 Sec. 08.50.130. OUT-OF-STATE SANITARIAN. A person who is a regis-  
13 tered or licensed sanitarian in another state is entitled to be licensed  
14 as a sanitarian in Alaska without examination if he meets the require-  
15 ments of sec. 60 of this chapter and if he passed an examination in  
16 the state in which he is licensed or registered that is substantially  
17 similar to the board's examination.

18 ARTICLE 3. GENERAL PROVISIONS.

19 Sec. 08.50.140. APPLICABILITY OF ADMINISTRATIVE PROCEDURE ACT.  
20 The board shall adopt regulations and conduct hearings in accordance  
21 with the Administrative Procedure Act (AS 44.62).

22 Sec. 08.50.150. PENALTIES. A person practicing, or presenting  
23 himself to be practicing, as a sanitarian without a valid license is  
24 guilty of a misdemeanor and upon conviction is punishable by a fine of  
25 not less than \$50 nor more than \$100, or by imprisonment for not less  
26 than 10 days nor more than 90 days, or by both. Each day of unlicensed  
27 practice is a separate offense.

28 Sec. 08.50.160. DEFINITIONS. In this chapter

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

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(2) "department" means the Department of Commerce and Economic Development;

(3) "sanitarian" means a person who by education or experience in the physical, biological, social and sanitary sciences is qualified to carry out educational, investigational, and technical duties in the field of environmental health.