

Original sponsor: Health, Education and
Social Services Committee

Offered: 4/6/79
Referred: Finance

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 240 am H

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act continuing the existence of the State Medical
7 Board and amending the laws regulating the medical
8 profession; and providing for an effective date."

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

10 * Section 1. AS 08.03.010 is amended by adding a new subsection to read:

11 (f) The following board has the termination date provided by this
12 subsection: State Medical Board (AS 08.64.010) -- June 30, 1980.

13 * Sec. 2. AS 08.64.010 is amended to read:

14 Sec. 08.64.010. CREATION AND MEMBERSHIP OF STATE MEDICAL BOARD.
15 The governor shall appoint a board of medical examiners, to be known as
16 the State Medical Board, consisting of four [FIVE] licensed physicians,
17 residing in as many separate Alaska judicial districts as possible, and
18 three [TWO] persons with no direct financial interest in the health care
19 industry.

20 * Sec. 3. AS 08.64.020 is amended to read:

21 Sec. 08.64.020. STATE MEDICAL BOARD TERM OF OFFICE. Members shall
22 be appointed for staggered terms [A TERM] of four years, subject to
23 confirmation by a majority of the members of the legislature in joint
24 session, and shall hold office until their successors are appointed and
25 qualified. The terms of the public members of the board shall be
26 staggered so that they do not expire at the same time.

27 * Sec. 4. AS 08.64 is amended by adding a new section to read:

28 Sec. 08.64.025. LIMITATION ON TERMS. A board member may not serve
29 more than two consecutive terms. Time served in filling an unexpected

1 vacancy of two years or less is not considered a term.

2 * Sec. 5. AS 08.64 is amended by adding a new section to read:

3 Sec. 08.64.075. EXECUTIVE OFFICER OF THE BOARD. (a) The depart-
4 ment, in consultation with the board, shall employ an individual who is
5 not a member of the board to serve as executive officer of the board.

6 (b) The executive officer shall

7 (1) perform the administrative duties required by this chap-
8 ter and the department;

9 (2) carry out regulations and policy decisions made by the
10 board;

11 (3) assist the board in conducting examinations, continuing
12 education programs, and other administrative work for the board.

13 * Sec. 6. AS 08.03.010(c) is amended to read:

14 (c) Upon termination, each board listed in [(a) AND (b) OF] this
15 section shall continue in existence until June 30 of the next succeeding
16 year for the purpose of concluding its affairs. During this period,
17 termination does not reduce or otherwise limit the powers or authority
18 of each board. One year after the date of termination, a board not
19 continued shall cease all activities.

20 * Sec. 7. An incumbent member does not lose membership on the State
21 Medical Board because of the reallocation of the membership enacted by sec. 2
22 of this Act but appointments after the effective date of this Act must be
23 consistent with AS 08.64.010.

24 * Sec. 8. AS 08.64.380(3) is amended by adding a new subparagraph to
25 read:

26 (I) discrimination in the provision of medical assist-
27 ance to a resident of Alaska seeking essential non-elective medical
28 care if the sole reason for the denial of treatment relates to the
29 method of payment being any publicly funded medical aid program.

1 * Sec. 9. AS 47.07.070 is amended by adding a new subsection to read:

2 (b) In providing reimbursement to providers of services under (a)
3 of this section, the state shall pay

4 (1) interest on unpaid medicaid bills presented by providers
5 the rate of one per cent per month when payment is delayed more
6 than 30 days after presentation of the billing; and

7 (2) interest on unpaid medicaid bills presented by providers
8 the rate of two per cent per month when payment is delayed more
9 than 6 months after presentation of the billing.

10 * Sec. 10. The State Medical Board shall

11 (1) not later than December 31, 1979, adopt regulations
12 describing circumstances under which physicians may refuse service to patients
13 or persons seeking care based on the ability to pay for the service or manner
14 or payment of service; and

15 (2) not later than January 31, 1980, provide to the Legis-
16 lature a report and recommendations examining alternatives to the present
17 system to providing delivery services for the payment of medicaid, inclu-
18 ding but not limited to, contracting for payment services with a private
19 carrier.

20 * Sec. 11. Essential medical treatment is any care which, in the opinion
21 of the provider, is necessary to prevent loss of life or limb or immediate
22 pain and suffering.

23 * Sec. 12. AS 08.03.010(a)(3) is repealed.

24 * Sec. 13. Sections 1 - 7 and 10 - 12 of this Act take effect immediately
25 in accordance with AS 01.10.070(c). Sections 8 and 9 of this Act take effect
26 July 1, 1980.