

Original sponsor: Rules/Governor

Offered: 2/22/82
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 114 (HESS)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the office of alcoholism and drug
7 abuse in the Department of Health and Social Services,
8 and combining the Review Board on Alcoholism with the
9 Advisory Board on Drug Abuse."

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

11 * Section 1. AS 44.29.100 is amended to read:

12 ARTICLE 3. ADVISORY BOARD ON ALCOHOLISM AND DRUG ABUSE.

13 Sec. 44.29.100. ADVISORY BOARD ON ALCOHOLISM AND DRUG ABUSE.

14 There is established in the Department of Health and Social Services an
15 advisory board on alcoholism and drug abuse.

16 * Sec. 2. AS 44.29.110 is amended to read:

17 Sec. 44.29.110. COMPOSITION. The [ADVISORY] board [ON DRUG ABUSE]
18 shall consist of 12 members [, BROADLY REPRESENTATIVE OF ALL DRUG-RELATED
19 FIELDS, WHO ARE KNOWN FOR THEIR EXPERIENCE OR INTEREST IN DRUG ABUSE AND
20 WHO SHALL BE] appointed by the governor.

21 * Sec. 3. AS 44.29 is amended by adding a new section to read:

22 Sec. 44.29.115. QUALIFICATIONS OF BOARD MEMBERS. (a) The governor
23 shall appoint the 12 members of the board as follows:

24 (1) two members shall be persons who are licensed to practice
25 medicine in the state, one of whom shall be certified in psychiatry by
26 the American Board of Psychiatry and Neurology;

27 (2) one member shall be a practicing attorney who has been
28 admitted to practice law by the state supreme court;

29 (3) eight members shall be persons who have evidenced an

1 interest in the problems of alcoholism or drug abuse and who have know-
2 ledge of the social problems associated with alcoholism or drug abuse;
3 and

4 (4) one member shall be a representative of the liquor
5 industry.

6 (b) The governor shall apportion the membership of the board so
7 that

8 (1) four members are residents of the northern health service
9 area established under 42 U.S.C. 300(1);

10 (2) four members are residents of the southcentral health
11 service area established under 42 U.S.C. 300(1);

12 (3) four members are residents of the southeastern health
13 service area established under 42 U.S.C. 300(1).

14 * Sec. 4. AS 44.29.120 is repealed and reenacted to read:

15 Sec. 44.29.120. TERM OF OFFICE. (a) Members of the board shall
16 be appointed for staggered terms of four years.

17 (b) A vacancy on the board shall be filled by appointment by the
18 governor for the unexpired part of the vacated term.

19 (c) Members of the board serve at the pleasure of the governor.

20 * Sec. 5. AS 44.29.130 is amended to read:

21 Sec. 44.29.130. COMPENSATION, PER DIEM, AND EXPENSES. Members of
22 the [ADVISORY] board [ON DRUG ABUSE] are not entitled to a salary, but
23 are entitled to per diem, reimbursement for travel, and other expenses
24 authorized by law for other boards.

25 * Sec. 6. AS 44.29.140 is amended to read:

26 Sec. 44.29.140. DUTIES. The board shall act in an advisory
27 capacity to the commissioner of health and social services in the follow-
28 ing matters:

29 (1) special problems affecting mental health which alcoholism

1 or drug abuse [OR ADDICTION] may present;

2 (2) educational research and public informational activities
3 conducted by the Department of Health and Social Services and others in
4 respect to the problems presented by alcoholism or drug abuse;

5 (3) social problems which affect rehabilitation of alcoholics
6 and drug abusers [USERS AND ADDICTS];

7 (4) legal processes which affect the treatment and rehabili-
8 tation of alcoholics and drug abusers [USERS AND ADDICTS];

9 (5) development of programs of prevention, treatment, and
10 rehabilitation for alcoholics and drug abusers [AND ADDICTS];

11 (6) review of applications [AND SUBSEQUENT RECOMMENDATIONS TO
12 THE COMMISSIONER OF HEALTH AND SOCIAL SERVICES ON USE OF FUNDS] for
13 grants for local alcoholism or drug abuse [PROJECTS AND] programs;

14 (7) preparation and review of local, regional, and state-
15 wide plans for the prevention, treatment, and control of alcoholism
16 and drug abuse [EVALUATION OF EFFECTIVENESS OF DRUG ABUSE PROGRAMS IN
17 THE STATE].

18 * Sec. 7. AS 44.29 is amended by adding a new section to read:

19 Sec. 44.29.200. DEFINITION. In this chapter, "board" means the
20 Advisory Board on Alcoholism and Drug Abuse.

21 * Sec. 8. AS 47.37.030(1) is amended to read:

22 (1) plan, establish, and maintain [TREATMENT] programs for
23 the prevention and treatment of alcoholism and drug abuse [AS APPROPRI-
24 ATE];

25 * Sec. 9. AS 47.37.030(2) is amended to read:

26 (2) make contracts and award grants necessary or incidental
27 to the performance of its duties and the execution of its powers,
28 including contracts with and grants to public and private agencies,
29 organizations, and individuals, to pay them for services rendered or

1 furnished to alcoholics, [OR] intoxicated persons, or drug abusers; to
2 the maximum extent possible, contracts and grants shall be for a period
3 of two years;

4 * Sec. 10. AS 47.37.030(4) is amended to read:

5 (4) administer or supervise the administration of the pro-
6 visions relating to alcoholics, [AND] intoxicated persons, and drug
7 abusers of [ANY] state plans [PLAN] submitted for federal funding under
8 federal health, welfare, or treatment legislation;

9 * Sec. 11. AS 47.37.030(5) is amended to read:

10 (5) coordinate its activities and cooperate with alcoholism
11 and drug abuse programs in this and other states, and make contracts and
12 other joint or cooperative arrangements with state, local, or private
13 agencies for the treatment of alcoholics, [AND] intoxicated persons, and
14 drug abusers and for the common advancement of alcoholism and drug abuse
15 programs in this and other states;

16 * Sec. 12. AS 47.37.030(8) is amended to read:

17 (8) acquire, hold, or dispose of real property or any inter-
18 est in it, and construct, lease, or otherwise provide treatment facili-
19 ties for alcoholics, [AND] intoxicated persons, and drug abusers;
20 however, the office shall encourage local initiative, involvement and
21 financial participation under grants-in-aid whenever possible in pre-
22 ference to the construction or operation of facilities directly by the
23 office.

24 * Sec. 13. AS 47.37.120 is amended to read:

25 Sec. 47.37.120. [ALCOHOLISM] PROGRAM COORDINATOR. The [ALCOHOL-
26 ISM] program coordinator shall carry out the development and implemen-
27 tation of a comprehensive program dealing with the prevention and treat-
28 ment of, and research on [AND EDUCATION CONCERNING ALCOHOLIC] problems
29 of alcoholism and drug abuse as they affect the state.

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* Sec. 14. AS 47.37.270(13) is amended to read:

(13) "board" means the Advisory [REVIEW] Board on Alcoholism and Drug Abuse established under AS 44.29.100 [AS 47.37.060].

* Sec. 15. AS 44.29.150 and AS 47.37.060 - 47.37.110 are repealed.

* Sec. 16. The terms of the members of the Review Board on Alcoholism established under AS 47.37.060 and the Advisory Board on Drug Abuse established under AS 44.29.100 terminate on the effective date of this Act. The governor may appoint a person who has served on either board who meets the qualifications prescribed in this Act to the Advisory Board on Alcoholism and Drug Abuse.