

**CS FOR HOUSE BILL NO. 514 (JUDICIARY)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION**

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/29/92

Referred: Rules

Sponsor(s): REPRESENTATIVES B.DAVIS, Bruckman

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the Board of Medicine; persons licensed by the Board of Medicine;
2 and the impaired medical practitioner program."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * Section 1. AS 08.02.020 is amended to read:

5 Sec. 08.02.020. **LIMITATION OF LIABILITY.** An action may not be brought against
6 a person for damages resulting from

7 (1) the person's good faith performance of a duty, function, or activity required
8 as

9 (A) a member of, or witness before, a licensing board or peer review
10 committee established to review a licensing matter;

11 (B) a member of a committee appointed under AS 08.64.336(c);

12 (C) a contractor or agent of a contractor under AS 08.64.101(6); or

13 (2) a recommendation or action in accordance with the prescribed duties of a
14 licensing board, peer review committee established to review a licensing matter, committee

1 appointed under AS 08.64.336(c), or contractor or agent of a contractor under AS 08.64.101(6)
2 when the person acts in the reasonable belief that the action or recommendation is warranted by
3 facts known to the person, board, peer review committee, committee appointed under
4 AS 08.64.336(c), or contractor or agent of the contractor under AS 08.64.101(6) after reasonable
5 efforts to ascertain the facts upon which the action or recommendation is made; or

6 (3) a report made in good faith to a public agency by the person or
7 participation by the person in an investigation by a public agency or an administrative or
8 judicial proceeding relating to the report, if the report relates to a person licensed under
9 AS 08.64.

10 * Sec. 2. AS 08.64.101 is amended to read:

11 Sec. 08.64.101. DUTIES. The board shall

- 12 (1) examine and issue licenses to applicants;
- 13 (2) develop written guidelines to ensure that licensing requirements are not
14 unreasonably burdensome and the issuance of licenses is not unreasonably withheld or delayed;
- 15 (3) submit an annual report of its proceedings to the governor, including a
16 statement of money received and disbursed;
- 17 (4) after a hearing, impose disciplinary sanctions on persons who violate this
18 chapter or the regulations or orders of the board;
- 19 (5) adopt regulations ensuring that renewal of licenses is contingent upon proof
20 of continued competency on the part of the licensee; and
- 21 (6) under regulations adopted by the board, contract with private professional
22 organizations to establish an impaired medical professionals program to identify, confront,
23 evaluate, and treat persons licensed under this chapter who abuse alcohol, other drugs, or other
24 substances or are mentally ill or cognitively impaired [ADDICTIVE SUBSTANCES].