

SCR

84

Requesting the Governor to direct the transfer of ownership of the State-
owned health facility in Oraig to the City of Oraig.

COMMITTEE REPORT

HOUSE

Mr. Speaker:

Date _____

The Committee on _____ has had _____

under consideration. A Majority of the members of the Committee

recommends it: DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Members NOT concurring in the Majority report.

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ Chairman

A M E N D M E N T

TO: SCR 84

IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

Page 1, line 18: before the period insert the
following:

"with the condition that the property would revert to
the state if it ceased to be used by the city as a health
facility."

AMENDMENT 157

OFFERED IN THE HOUSE:

By: _____

To: _____ HOUSE BILL No. _____

SENATE BILL No. 1078 _____

PAGE: _____

LINE: _____



JUNEAU ALASKA

Alaska State Legislature

House

HOUSE HESS COMMITTEE MEETING

MAY 5, 1976

Present: Hackney Parr Osterback
Ostrosky Beirne Sullivan

Testifying: Frank Pauls, Dept. H&SS,
Dr. Schrader, Director, Mental Health
Debbie Staack, legislative affairs, research

HB 881 - Physician Patient Relationship

Committee looked at the CS which this committee had drawn up, decided to move out with no objection.

SCR 84 Ownership of state owned facility - Craig

Dr. Pauls testified for the dpet. They are against transferring of ownership. The facility was built with G.O. bond. Dept. feels it is a breach of contract to turnover to city of Craig. Attorney Generals office felt it was also a breach of contract, problem being that there would be a chare for services.

Committee discuses putting in clause that would revert ownership back to state if conditions no met. Conditions being that it must be used as a health care facility,

bill moved out. (Doug is having the amendment drafted upstairs_)

CSSB 542 - Medical Assistance for Needy Persons

Dr. Schrader, presented the Dept. position regarding this bill

Debbie explained the fiscal impact

Helen Beirne, moved out with do pass- passed out



Alaska State Legislature

House

JUNEAU ALASKA

HOUSE HESS COMMITTEE MEETING

APRIL 29, 1976

Present: Sullivan Davis Parr
Hackney Beirne Ostrosky Osterback

Testifying: Pat Hung, Div. of Personnel

SCR 94 - Licensing of Nursing Home Administrators - Rules - passed out, do pass
SCR 84 - Ownership of stateowned health facility

Depta. position is that they are against it for various reasons. Mainly that the city would use it as incentive for a Phy. assistant to come in and charge fees. Against the states policy. Many legal problems.

Committee wants to know if public health nurses could still come in and use the facility????

Amendment line 19, pl

"Be it further resolved that the transfer document guarantee continued availability of space for state medical personnel at no cost to the state"

Committee decided to hold this bill over till we can get someone to testify on it regarding the questions raised by the committee

(amendment was not voted on)

SCR 457 - Training & Ed. of state employees- Buehholdt

Pat Hunt - testifying regarding this bill and how it would affect the state employees. Fiscal implications hard to figure out. Depta now do some educating of employees, but mainly those who are minority hire.

The purpose of bill to allow professional people to follow their chosen profession by continuing education.

Committee concerned that the ed. program will override the job. Bill would do a lot of things, such as "Reed" create a program.

Amendment p. 2 line 5 delete the word "shall", and "may be further null"

amendment p. 1

Hold bill over for more information.

SCR 457 - Interference with Phy/pt care, hold family

Bill - McIndoe, attorney for many cancer patients interested in Enbridge. Various organizations for this bill. charge word drive to "substance"

POSITION PAPER

ON

SENATE CONCURRENT RESOLUTION 84

Senate Concurrent Resolution 84 requests the Governor to direct the transfer of ownership of the State-owned health facility in Craig, to the City of Craig.

The intent of the resolution is to enable the City of Craig, through transfer of ownership of the health center, from the State to the city, to enter into a contract with the National Health Service Corps (NHSC) for the placement of a physician's assistant on a fee basis, in the community.

The Department does not wish to hinder the City of Craig's efforts but there are legal and program questions raised that will have impact on all other State constructed health centers. Before the resolution is acted upon, serious consideration must be given to the questions raised.

The Craig Health Center was constructed with State tax money, under a Capitol Improvement Bond issue. The voters approved the bond issue on the understanding that the health centers were to be for the use of the public health nurses in support of the established public health programs of the State, with provision of services at no cost to the public. To turn the Health Center over to the City of Craig for an entirely different usage and with a fee schedule, in our opinion, would be a violation of the voter's intent with regard to the bond issue. The Attorney General's Office verbally concurred in this opinion and further stated that the issue would have to be voted on at a regular state-wide general election.

The program concerns involve usage and availability of space for the public health clinic activities, overlapping of functions with a fee for service by the physician's assistant versus no fee by the public health nurse and reassignment of personnel. There is further concern over the guaranteed availability of current and future space, at no cost to the State, if the building is turned over to the city.

The Department, for the reasons stated above, therefore cannot support SCR 84.

Recommended By: Frank P. Pauls Date: 4/1/76
Frank P. Pauls, Dr. P.H.
Acting Director

Approved By: Francis S. L. Williamson Date: 3/11/76
Francis S. L. Williamson
Commissioner

April 6, 1976

Bill SCR 84

Rep. Susan Sullivan
Chairman, HESS

Susan:

I believe SCR 84 was referred to your committee so I'm forwarding back-up material supplied by Senator Ziegler.



Oral Freeman

April 5, 1976

Mr. Marvin Yoder
Mayor
City of Craig
Box 23
Craig, Alaska 99921

Dear Mayor Yoder:

SCR 84, the resolution pertaining to transferring title from the state to the City of Craig for your medical facility, passed the Senate unanimously on April 2nd.

By copy of this letter to Representative Freeman, I am advising him of that fact, and I am enclosing with his copy of the letter all the back-up material I have.

With any luck at all, he can shepherd it through the House, and thereafter one hopes the state will actually reconvey the subject property to the City of Craig.

Regards,

Robert H. Ziegler, Sr.

RHZ/pkz

cc - ~~Representative Freeman~~



CITY OF CRAIG

P.O. Box 23

CRAIG, ALASKA 99921

Phone: 826-3232



March 22, 1976

Senator Robert H. Ziegler, Sr.
Pouch V
Juneau, Alaska 99811

Dear Bob,

Thank you for your letter in reference to the State transfer of title to the medical facility here in Craig.

I have asked the local Health Council to draft an informational letter for you, which you should have received by now.

The following is some information that I have been able to gather, hope it is helpful to you. The building size is 42'x25' and is worth approximately \$60,000. The building is setting on lot #1, Blk. #14, (I was unable to find a legal description) The State owns the property upon which the building sits. It was turned over to them by the City at the time of construction of the building. The building is currently being used by our Health Aide program and also is used when the PHS itinerant doctors and dentists come to Craig.

I hope that this information, along with the letter from our Health Council, is useful to you.

Sincerely,
Marvin Yoder
Marvin Yoder
Mayor

MLY/mcl

February 23, 1976

Mrs. Marie Olson
Executive Director
SEACAP
Box 449
Juneau, Alaska 99802

Dear Mrs. Olson:

The Legislative Affairs Agency is in the process of drafting a resolution which would request the state to convey title to the health facility in Craig to the City of Craig.

I don't anticipate too many problems with the resolution, and I hope I can move it.

Very truly yours,

Robert H. Ziegler, Sr.

RHZ/pkc

**SOUTHEASTERN ALASKA
COMMUNITY
ACTION PROGRAM**



February 5, 1976

*by J. King
by request*

Robert H. Ziegler, Sr.
House of Representatives
State Capitol
Pouch Y
Juneau, Alaska 99811

Dear Senator Ziegler:

The Board of Directors of the Southeastern Alaska Community Action Program on January 27, 1976 unanimously passed the attached resolution requesting that the State of Alaska deed the ownership of the health facility located in Craig, Alaska to the City of Craig in order that this community be able to contract a Physician's Assistant. In the interest of improving the quality of health care in the community of Craig we urge your careful consideration of this resolution. We look forward to your advice and supportive action on this matter.

Sincerely,

Marie Olson
Executive Director

AM:ew

Return

RESOLUTION NO. 7

Entitled: Requesting that the State of Alaska deed the ownership of the Health facility located in Craig to the City of Craig.

WHEREAS, the City of Craig is desiring to contract a Physician's Assistant;
and

WHEREAS, the contract depends on the City ownership of a Health facility;
and

WHEREAS, the State of Alaska owns a health facility in Craig.

NOW THEREFORE BE IT RESOLVED, that the State of Alaska deed the ownership of the Health facility to the City of Craig.

Signed: *Steve Hotch*
Steve Hotch, President
SEACAP Board of Directors

Signed: *Judy Mears*
Judy Mears, Secretary
SEACAP Board of Directors

March 1, 1976

Mayor Marvin L. Yoder
City of Craig
Box 23
Craig, Alaska 99921

Dear Marvin:

I know you're in the process of getting me some backup material on the Sea Lion resolution. I need your help on another matter.

Enclosed is a copy of a resolution whereby we request the state to transfer title to the medical facility there to Craig. If the resolution gets to the floor, I should have some more background material as concerns this particular structure.

For example, how big is the building? What is its worth? What is the legal description of the property on which it sits? Has it ever been assessed for purposes of taxation (it probably hasn't since it's state owned)? Is it currently being utilized?

What I seek, in essence, is enough information to be able to discuss the proposal intelligently on the floor of the Senate.

Regards,

Robert H. Zierler, Sr.

RHZ/nks

enc.

MEMO March 22, 1976
FROM SENATOR ZIEGLER
TO SENATOR RAY
RE SCR 84

Bill--Under date of May 19th in 1972, the city of Craig conveyed to the state of Alaska all and entire Lot 1, Block 14, U.S. Survey 1430, Craig Townsite. There was no consideration for the conveyance. It was, as the quitclaim deed provides, "a donation of the property hereinafter described to the grantee."

The city would like to have the state reconvey title; this is not because the city of Craig is an Indian giver, if you'll pardon the expression, but merely because if they regain title to the health facility, they will be able to do many good things in the field of health care for the community.

I attach a copy of a letter written me by the president of the Craig Health Council.

As far as I know, the resolution is harmless and costs nothing.

RIZ/plg

enc.

Craig Health Council
Craig, Alaska 99921

March 16, 1976

Senator Robert H. Ziegler, Sr.
Fouch V
Juneau, Alaska 99811

Dear Senator Ziegler:

I am writing you on behalf of the Craig Health Council in response to your letter dated March 1, 1976.

The City will be corresponding with you providing information regarding the legal status of the property assessment for taxation purposes and size of the building.

Presently the clinic is being utilized by the village health aide, Margaret Hatch, R.N., who holds daily clinics Monday through Friday. The clinic is also utilized for emergency purposes on a 24 hour basis. The Alaska Native Health Service Public Health doctors utilize the clinic during their visits to the community, which is approximately four times a year for 2-3 day clinics. A Public Health Social Worker utilizes the clinic on his routine visits. Biannual visits are made by the Public Health dentist for two weeks at a time.

The clinic is used by the itinerant State Public Health Nurse each month when she visits the community of Craig. In addition, special clinics such as Optometry, Ear, Nose and Throat, Audiology and the annual Chest X-ray clinic utilize these facilities.

The Craig Health Council uses the clinic building to hold their regular monthly meetings. Community meetings, with individuals concerned with health care, are also held in the Craig Health Center.

The Craig Health Council is in the process of becoming incorporated. The purpose of the incorporation is to apply to the National Health Service Corps for the services of a Physician Extender to upgrade the quality of health care to the citizens of the community of Craig. In order for the health Council to enter in an agreement with the National Health Service Corps they must own a facility adequate to meet the health needs of the community and to house the facilities necessary for a Physician Extender to meet these needs.

The National Health Service Corps, in addition to providing a trained Physician Extender, provides equipment to local facilities in order to meet the health needs of the community. The services of the Physician Extender and the necessary equipment cannot be provided in our community unless the facility is locally owned and controlled.

Monies are available on a grant basis to construct such facilities but it seems ludicrous to apply for such grants when a facility that is adequate, to meet the needs, presently exists.

The problem arises however in that the facility is owned by the State of Alaska and therefore no person who collects fees for health care can provide services or operate within the Craig Health facility.

The National Health Service Corps will provide monies to establish a Physician Extender with the agreement that the Physician Extender become self supporting within 2 to 3 years. This, of course, necessitates service on a fee basis which in our present facility is not allowed.

Originally in late 1971 negotiations for a health facility between the City of Craig and the State of Alaska began. In May of 1972 the City of Craig relinquished a lot to the State to construct a health center. A contract was let to construct a facility 42 feet X 25 feet, for the State of Alaska, for approximately \$60,000.00.

During the negotiations, Margaret Bixby, a State of Alaska Health Official, indicated that after one calendar year, if the City of Craig could maintain this facility, it would be turned over to the City for local control and operation. The facility was completed in January of 1973 and has been utilized, as previously stated, since that time.

In January of 1974, Mrs. Marvin Yoder, at Ft. Wainwright Hatch, visited with Margaret Bixby in Juneau regarding the transfer of the health facility in Craig from the state to the city. At that time Mrs. Bixby indicated that their office would explore with the State Administration the feasibility of such a move.

As of April 1st a State Public Health Nurse will be stationed in Craig. Margaret Bixby has expressed a concern about the nurse being able to operate out of the clinic should the city own the title to the clinic. The Craig Health Council has assured Mrs. Bixby that there will always be room for the nurse to operate out of the Craig Clinic, without rental charges to the State.

Mayor Yoder and Dr. Hatch met with Sue Green and Jessie Dodson, Special Assistant to Governor Hammond and expressed our requests and concerns. Their assistance and cooperation, together with your support, has resulted in Senate Concurrent Resolution No. 84.

The Craig Health Council respectfully requests your total support of this measure and thanks you for your concern and introduction of this resolution to the Judiciary Committee.

If you feel it would be beneficial for an individual from Craig, to testify, on behalf of this resolution please notify us.

Thank you for your assistance and concern. We look forward to bigger and better things for the West Coast of Prince of Wales Island.

Sincerely,

Enclosure: Joint Motion for
No. 1, block 1, U.S. Highway 210
Craig, Alaska 99581

cc: Mayor Jay Hammond, Juneau
Mayor Martin Yoder, Craig
Mayor Rex Hixley, Juneau
Sue Green, Juneau
Dr. Yo. Dodson, Juneau
Barry Gardner, Juneau
Sally Freeman, Juneau
Irene Larson, Juneau

QUITCLAIM DEED

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THIS INDENTURE, made this 19th day of May 1972, between the CITY OF CRAIG, Alaska, hereinafter called Grantor, and the STATE OF ALASKA, hereinafter called Grantee,

WITNESSETH: That the said Grantor, for and in consideration of the determination of the Common Council of the City of Craig, Alaska, that a donation of the property hereinafter described to Grantee would be advantageous to the best interests of the city and the community, does by these presents quitclaim unto the said Grantee all the right, title, equity, interest, claim, and demand which the said Grantor has in and to the following described property situate in Craig, Alaska, to-wit:

All and entire Lot One, Block Fourteen (14), U. S. Survey 1430, Craig, Alaska Township;

together with all improvements thereon; together with the easements, rights, claims, and demands belonging or in anywise connected therewith.

TO HAVE AND TO HOLD unto the said Grantee, with all appurtenances, unto the said Grantee, and to the heirs, assigns, and assigns forever.

IN WITNESS WHEREOF, the said Grantor has caused this instrument to be executed in the presence of its duly authorized officers, and its corporate seal to be hereunto affixed, on the said day and year first above written.

[Handwritten signature]
Mayor
City of Craig

STATE OF ALASKA
First District

THIS IS TO CERTIFY that on this 19th day of May

IEGLER, ZIEGLER & CLAUDY
Phone 225-4145
P. O. Box 979
Ketchikan Alaska
99901

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1972, before me, the undersigned a United States Postmaster in and for the United States of America, duly commissioned and sworn, personally appeared STANLEY L. BIPUS and FRANCES J. SHAPLEY, to me known to be the Mayor and City Clerk respectively of the CITY OF CRAIG, a municipal corporation, the corporation which executed the above and foregoing instrument; and who on oath stated that they were duly authorized to execute said instrument and affix the corporate seal thereto on behalf of said corporation, and that the seal affixed thereto is the corporate seal thereof; and acknowledged that they signed the same freely and voluntarily on behalf of said corporation for the uses and purposes therein mentioned.

WITNESS my hand and official seal the day and year in this certificate first above written.



Norma Anderson
United States Postmaster