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ALASKA STATE LEGISLATURE

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STATE CAPITOL
JUNEAU AK 99801-1182
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VICE CHAIR
HEALTH, EDUCATION
& SOCIAL SERVICES

COMMUNITY AND
REGIONAL AFFAIRS

INTERNATIONAL TRADE
AND TOURISM

CHAIR
CHILDREN'S CAUCUS

REPRESENTATIVE BETTYE DAVIS
DISTRICT 14 SEAT B • EAST ANCHORAGE • MULDOON

M E M O R A N D U M

TO: SENATOR DRUE PEARCE, CHAIR
SENATE LABOR & COMMERCE COMMITTEE

FROM: REPRESENTATIVE BETTYE DAVIS *BD*

RE: CSHB 514

DATE: MAY 1, 1992

*****-

I respectfully request that CSHB 514, "an act relating to the Board of Medicine and the Impaired Medical Practitioner Program," be scheduled for hearing before the Senate Labor & Commerce Committee, at your earliest convenience. I have attached, for your review, a copy of CSHB 514, and a sponsor statement.

Your prompt response is appreciated. If you have any questions, please feel free to contact me, or Caren Robinson of my staff, at X3975.



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S P O N S O R S T A T E M E N T

I appreciate the committee members hearing HB 514.

HB 514 strengthens the State Board of Medicine and medical practitioner program by requiring investigation of physicians who are mentally ill or cognitively impaired.

Section 1 of HB 514 immunizes anyone making a good faith report about a medical practitioner licensed under AS 08.64. This provision only applies to persons making reports about medical practitioners licensed under AS 08.64 and does not relate to other licensed professionals under AS 08.

This legislation fills an important gap, and, if enacted, will allow the State Medical Board to more effectively police their own and keep unfit practitioners from jeopardizing the health of Alaskans.

I would appreciate your support for HB 514.



HB 514: "Impaired Medical Practitioner Program"

This bill extends protection from a lawsuit being brought against a contractor or their agent for reporting or participating in administrative or judicial proceedings.

It also adds mentally ill or cognitively impaired practitioners to the list of practitioners who may be identified, confronted, evaluated, and treated under the impaired medical practitioner program.

The department does not object to these changes and, thus, does not oppose this bill.



Glenn A. Olds, Commissioner

Date: 4.21.92

STATE OF ALASKA
1992 LEGISLATIVE SESSION

FISCAL NOTE

No. 1
Bill Version: HB 514
(H) Publish Date: 4/22/92
Commerce & Economic Development

Revision Date: _____ Department Affected: _____
Title: An Act relating to the Board of Medicine and BRU: Occupational Licensing
the impaired medical practitioner program. Component: Administration
Sponsor: Reps. B. Davis, Bruckman
Requestor: Rep. Lincoln COMPONENT SERIAL NO.

0	3	5	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0

REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
OTHER	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary)

The bill make amendments to the medical licensing statutes regarding limited liability coverage and duties of the board to establish an impaired professionals program that will include mentally ill or cognitively impaired medical professionals. New funds are not required to implement the changes made in the bill.

Prepared By: Jennifer Strickler Phone: 465-2144
Division: Occupational Licensing Date: 04/17/92
Approved by Commissioner: Glenn A. Olds
Agency: Department of Commerce & Economic Development Date: 4.21.92

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

**LASKA STATE MEDICAL ASSOCIATION**

4107 Laurel Street • Anchorage, Alaska 99508-5334 • (907) 562-2862

April 23, 1992

TO: Judiciary Committee
 Alaska House of Representatives

FM: Alaska State Medical Association *RS*

SUBJ: House Bill 514

The Alaska State Medical Association (ASMA) strongly supports the passage of House Bill 514.

This bill would fill a gap in the duties of the State Medical Board. The bill requires that the medical board investigate physicians who are mentally ill or cognitively impaired. The State Board and the ASMA Impaired Physician Committee have become increasingly effective in dealing and/or disciplining physicians who abuse alcohol and other drugs. Indeed, the current program has become a model for others.

Currently, there exists a gap in the law concerning intervention in less than clear cut cases of mental illness or cognitive impairment, such as early Alzheimer's disease or mental impairment due to drugs even though drug abuse cannot be proven in a court of law. You cannot separate substance abuse and emotional and mental illness. All impairments are identified with a behavioral problem. Only until you identify the problem can you truly assess what the impairment might be.

This bill would make it easier to report impaired physicians and would give clear authority and liability protection for those committee's with contractual agreements.

We have provided the leadership on this issue over the past five years and have a good record in policing our own.

In the interest of public health for all Alaskans, we encourage your support in speedy passage of this bill.

ALASKA STATE LEGISLATURE
HOUSE BILL NO. 514

HISTORY IN THE HOUSE

1992
2/18 Read first time and referred to:
HES, JUD

4/22 HES RPT CS() New Title
7 DP ~~D~~ DNP ~~D~~ NR ~~D~~ AM
FN 1 OFN Previous FN

4/29 JUD RPT CS(JUD) New Title
1 DP ~~D~~ DNP ~~D~~ NR ~~D~~ AM
FN OFN 1 Previous FN

RPT CS() New Title
DP DNP NR AM
FN OFN Previous FN

4/30 Read second time
CS(JUD) Adopted

Amended

4/30 Advanced

4/30 Read third time

Return to second for specific amendment

4/30 PASSED EFD Same ___ or
Yeas 38 Yeas
Nays 0 Nays
Excused 0 Excused
Absent 2 Absent

Intent adopted

Reconsideration
Reconsideration not taken up

PASSED ON RECON. EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Intent adopted

4/30 Reported correctly engrossed
Signed by Speaker, to the Senate

Kenneth Gray
Chief Clerk of the House

HISTORY IN THE SENATE

1992
5/1 Read first time and referred to:
L&C, HES

RPT() CS DP NR DNP AM
New Title Same Title Previous FN
FN OFN To

RPT() CS DP NR DNP AM
New Title Same Title Previous FN
FN OFN To

RPT() CS DP NR DNP AM
New Title Same Title Previous FN
FN OFN To

Rules Calendar() CS AM Other
New Title Same Title Previous FN
FN OFN

Read second time

CS Adopted () New Title
Amended Advanced

Read third time

Letter of Intent adopted
Return to second for specific amendment

PASSED EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Reconsideration
Reconsideration not taken up

PASSED EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Reported correctly engrossed
Signed by President, to the House

Secretary of the Senate

1992 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Commerce & Economic Development
 Title: An Act relating to the Board of Medicine; BRU: Occupational Licensing
persons licensed by the Board of Medicine;... Component: Administration
 Sponsor: Reps. B. Davis, Bruckman
 Requestor: Senate Labor & Commerce COMPONENT SERIAL NO.

0	3	5	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
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CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
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TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
OTHER	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary)

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Prepared By: Jennifer Strickler Phone: 465-2144
 Division: Occupational Licensing Date: 05/05/92

Approved by Commissioner: Glenn A. Olds
 Agency: Department of Commerce & Economic Development Date: 5.6.92

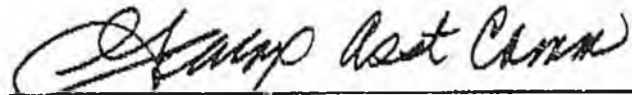
Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted A

CSHB 514: "Impaired Medical Practitioner Program"

This bill extends protection from a lawsuit being brought against a contractor or their agent for reporting or participating in administrative or judicial proceedings.

It also adds mentally ill or cognitively impaired practitioners to the list of practitioners who may be identified, confronted, evaluated, and treated under the impaired medical practitioner program.

The department does not object to these changes and, thus, does not oppose this bill.



Glenn A. Olds, Commissioner

Date: 5.6.91