

177

HHESS

HB 596

-

HB 645

HEALTH AFFAIRS DIVISION
TESTIMONY

THANK YOU MADAM CHAIRMAN FOR THIS PRIVILEGE TO TESTIFY BEFORE THIS COMMITTEE. MY NAME IS CARL JACK, DIRECTOR, HEALTH AFFAIRS DIVISION. MY TESTIMONY WILL BE ON THOSE ISSUES THAT ARE STATEWIDE IN NATURE, IN TERMS OF TARGET POPULATION AND SECONDLY, THOSE PROGRAMS THAT ARE IN NEED OF SUPPORT IN THE RURAL AREAS.

HAVING BEEN INVOLVED IN TRYING TO IMPROVE THE RURAL HEALTH CARE DELIVERY SYSTEM THROUGH THE ESTABLISHMENT AND PROMOTION OF REGIONAL HEALTH CORPORATIONS - LOCALLY CONTROLLED HEALTH ENTITIES DESIGNED TO BE MOST RESPONSIVE TO THE REGIONS. DURING THE LAST SIX YEARS - WE HAVE MOBILIZED REGIONALLY, CONTROLLED HEALTH CORPORATIONS AND FOR FY 1977, WE WILL MOBILIZE ALL OF THE 12 REGIONAL HEALTH CORPORATIONS. THEREFORE, I FEEL THAT I CAN SPEAK WITH AUTHORITY ABOUT THE GENERAL NEEDS OF THE REGIONAL HEALTH CORPORATIONS IN HEALTH AND HEALTH-RELATED PROGRAMS.

TO DATE, ALMOST 100% OF THE FUNDS SECURED TO SUPPORT THE REGIONAL HEALTH CORPORATIONS HAVE BEEN FROM THE FEDERAL SOURCES, WITH VERY LITTLE PARTICIPATION FROM THE STATE AT THEIR DISCRETION.

ALTHOUGH I DON'T HAVE A FISCAL NOTE OF H.B. 596, I WOULD, AGAIN, REQUEST THIS COMMITTEE TO GIVE HIGH CONSIDERATION FOR PASSAGE OF H.B. 596 AS AMENDED BY THE ASSOCIATION OF REGIONAL HEALTH DIRECTORS AND APPROPRIATE ADEQUATE FUNDS TOWARD THE DECENTRALIZATION OF SOME OF THE FUNCTIONS OF THE STATE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.

THE SECOND POINT I WOULD LIKE TO BRING TO YOUR ATTENTION IS THE EMERGENCY MEDICAL SERVICES. LAST YEAR, THE STATE WAS GRANTED \$450,000 UNDER P.L. 93-154 FOR BASIC LIFE SUPPORT SYSTEM. HOWEVER, SUBSEQUENT TO THE AWARD OF THE GRANT, THE FUNDS WERE PUT INTO THE GENERAL ACCOUNT -

WITH MANDATORY REQUIREMENTS FOR THE STATE BUDGET AND AUDIT COMMITTEE TO TAKE ACTION FOR EXPENDING THESE FUNDS PURSUANT TO THE PROVISIONS OF THE GRANT. THE STATE BUDGET AND AUDIT COMMITTEE DID NOT TAKE ANY ACTION UNTIL SEPTEMBER 1975 - ONE QUARTER ELAPSE.

CURRENTLY, THE STATE IS PREPARING FOR SUBMITTAL TO THE FEDERAL GOVERNMENT, A STATE EMS PLAN FOR FY 1977 BY APRIL 1, 1976. I WOULD, THEREFORE, STRONGLY RECOMMEND FOR THIS COMMITTEE TO TAKE EXPEDITIOUS ACTION UPON THE AWARD OF FY 1977 PLAN TO GET THE GRANT FUNDS OUT OF THE GENERAL FUNDS TO THE OFFICE OF EMERGENCY MEDICAL SERVICES.

THIRDLY, I WOULD LIKE TO MAKE IS IN RELATION TO GRM AND TITLE XV, OF THE SOCIAL SECURITY ACT. THERE ARE TWO POINTS THAT I WOULD LIKE TO MAKE.

1. FIRST, ONE IS IN RELATION TO ELIGIBILITY CRITERIA UNDER GRM. THE CURREN. DEFINITION, IF NOT CHANGED, LEAVE THE STATEWIDE OPEN TO CLASS ACTION SUIT UNDER TITLE VI OF THE CIVIL RIGHTS ACT. I WOULD, THEREFORE, RECOMMEND FOR THE HESS COMMITTEE TO GET A CLEAR-CUT OPINION FROM THE ATTORNEY GENERAL ON THIS MATTER AS WELL AS THE GENERAL COUNCIL IN REGION X, AND THEN TO ADJUST THE ANNUAL APPROPRIATION ACCORDINGLY AT THE STATE LEVEL.
2. IN RELATION TO TITLE 19 OF SOCIAL SECURITY ACT - MEDICAID ELIGIBLES. I FORESEE A SUBSTANTIAL UTILIZATION OF MEDICAID SERVICES IN THE FUTURE FROM THE NATIVE COMMUNITY, BASED ON THE FOLLOWING REASONS:
 - A. THERE WAS SOMEWHERE AROUND 13% TURNOVER FROM THE NATIVE COMMUNITY TO MEDICAID IN 1975 AND THE GENERAL INDICATIONS ARE THE PERCENTAGE OF TURNOVER WILL PROGRESSIVELY INCREASE IN DIRECT PROPORTION TO NUMBER OF PROVIDERS

HIRED BY THE REGIONAL HEALTH CORPORATIONS.

B. H.R. 2525, ENTITLED "INDIAN HEALTH CARE IMPROVEMENT ACT" NOW UNDER CONSIDERATION BY CONGRESS UNDER TITLE IV, SECTION 402, WILL MANDATORY REQUIRE REIMBURSEMENT TO PHS FOR MEDICAID ELIGIBLE TREATED BY IHS FACILITIES.

THESE PROVISIONS WILL DEFINITELY REQUIRE INCREASED APPROPRIATION BY THE STATE LEGISLATURE FOR MEDICAID PROGRAM. THEREFORE, I WOULD RECOMMEND TO THIS COMMITTEE TO MAKE A STUDY OF FINANCIAL REQUIREMENTS TO ADEQUATELY MEET THE STATE RESPONSIBILITY FOR MEDICAID ELIGIBLES IN THE FUTURE.

FORTH, I WOULD LIKE TO GO ON RECORD SUPPORTING THE TESTIMONY MADE BY MR. DAN SLABY ON THE PROPOSAL FOR A MORE RESPONSIVE MENTAL HEALTH DELIVERY SYSTEM.

From AG office

A M E N D M E N T

To: HOUSE BILL NO. 596

AMENDMENT: PAGE 1 LINE 26

Delete period after "chapter" and insert a comma in its place and insert the following after the comma:

"and the entire area of an organized borough which has not acquired areawide health powers but is served by a private health corporation."

Page 6, Line 11:

After "cities" insert the following:

"and borough"

STATE
of ALASKA

MEMORANDUM

HSS

TO: Fran Ulmer
Legislative Assistant
to the Governor
Office of the Governor

DATE : January 23, 1976

FROM: *DAP*
Patty Ann Polley
Director
Division of Elections
Office of the Lt. Governor

SUBJECT: Fiscal Note - "An Act relating to
local health services."

The initial health service board members election during FY 77 would cost \$75,500. This would include election boards for 200 precincts (the number of precincts within the Regional Educational Attendance Regions according to the following schedule:

| | |
|--|----------|
| 200 Election Board Chairmen at \$5.00 an hour for 15 hours | \$15,000 |
| 600 Judges and Clerks at \$4.50 an hour for 15 hours | 40,500 |
| Total | \$55,500 |

The printing of ballots, the advertising for the elections and election supplies are estimated at \$20,000.

The total request for the initial elections would be \$75,500.

The regular elections held on the first Tuesday in October would require little additional money as the REAA School Board Elections would be held at the same time. Election board expenses would increase by \$4,700. assuming that 200 Chairmen and 600 Judges and Clerks worked 2 additional hours.

Ballot printing costs for the additional names and length of the ballot would increase by \$2,000.

The total additional money requested for FY 78 would be \$6,700.

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. HB 596
 Title: "An Act relating to local health services."
 Requested by: Rules Committee - Request of Governor Date: 1-23-76
 Return Date Requested: _____
 Agency: Division of Elections Program: Elections

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Elections

A. EXPENDITURES: (Thousands of dollars)

| OBJECT | FY 76 | FY 77 | FY 78 | FY 79 | FY 80 | FY 81 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES | | | | | | |
| 200 TRAVEL | | | | | | |
| 300 CONTRACTUAL | | 75.5 | 6.7 | 7.0 | 7.3 | 7.6 |
| 400 COMMODITIES | | | | | | |
| 500 EQUIPMENT | | | | | | |
| 600 LAND & STRUCTURES | | | | | | |
| 700 GRANTS, CLAIMS, ETC. | | | | | | |
| TOTAL | | 75.5 | 6.7 | 7.0 | 7.3 | 7.6 |

B. FUNDING: (Thousands of dollars)

| | | | | | | |
|---------------|--|------|-----|-----|-----|-----|
| GENERAL FUND | | 75.5 | 6.7 | 7.0 | 7.3 | 7.6 |
| FEDERAL FUNDS | | | | | | |
| OTHER | | | | | | |

C. POSITIONS:

| | | | | | | |
|---------------------|---|---|---|---|---|---|
| PERMANENT/TEMPORARY | / | / | / | / | / | / |
| MAN MONTHS (P./T.) | / | / | / | / | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

IV. ATTACHMENTS

V. DATE: 1-23-76 PREPARED BY: Patty Ann Polley, Director
 Division of Elections
 Office of the Lt. Governor

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

POSITION PAPER
ON
HOUSE BILL 596

"An Act relating to local health services."

This bill provides basic enabling legislation to permit delegation of mandated health responsibilities of the State to interested local health districts. The present health district statute is no longer applicable to present day political subdivisions.

The bill authorizes the Department of Health & Social Services to make grants to or enter into contracts with local health districts for the purpose of providing specific public health services. Funds are to be allocated on the basis of a formula described in the bill. The bill also provides for the election of local health service area boards in unorganized boroughs and requires that the Department develop and promulgate regulations covering the establishment of standards, administration, review and evaluation of health district programs initiated under this Act.

This bill will have great impact upon the Department of Health and Social Services. It represents a giant step forward in attempting to place under local jurisdiction, certain public health functions now handled by the Department. This is not a new concept. Throughout most of the states, cities and counties have assumed responsibility for health with the State Department of Health serving in an advisory capacity. In Alaska, the Municipality of Anchorage is presently the only local governmental unit having assumed full health powers with an established health department. Other cities or boroughs have adopted limited powers through specific ordinances. With the exception of a few other major communities within Alaska, the concept of local health service areas represents a number of monumental tasks and problems in terms of attempting to establish effective local health programs. There is little or no tax base, very low population density, as well as communication and transportation problems. These factors have all served to work against the concept of effective provision of locally sponsored health services. It is for this reason that Alaska has maintained centralized public health services through regional offices which are typically handled in the other states by the cities and counties.

An increase in population, a larger tax base and high consumer interest indicates the need for authority to promote participation of local health districts in public health programs. In the area of consumer interest alone, it is becoming more and more obvious that individuals in local communities wish to be involved in health programs and decisions which affect local health care. This extends beyond curative programs into traditional preventive public health programs as well.

Suitable controls will be required to guarantee the maintenance of the present quantity and quality of services provided and there must be community willingness to assume the responsibility with the additional tax burden. Further, the community must be able to recruit and keep qualified staff. The ultimate effect upon the Department of Health & Social Services

will be to place the Department in an advisory and evaluation role in those areas assumed by the local health districts rather than the present position of actually providing those services. This is particularly true in the traditional fields of Public Health Nursing and Environmental Health. The State will continue to provide direct basic public health services to areas not assuming local health responsibilities. The State will also continue to provide specialized statewide services such as crippled children's services, laboratory services, tuberculosis control, etc. which would not be cost effective to provide on a local level.

The boundaries to be established in the unorganized borough under this Act will be consistent with the Regional Educational Attendance Areas, the three Health Service Areas established under PL 93-641, and the Native Regional Health Corporations.

Since applications for grant awards and contracts under this Act must be submitted through HSA's (the planning and resource development agencies) and since the Commissioner shall consider the relationship of the health district plan to the Annual Implementation Plan for the appropriate Health Service Area, there will be no duplication.

Passage of House Bill 596 will have extensive fiscal impact upon the Department of Health & Social Services. A Fiscal Note has been prepared and is attached. Implementation of this bill will require establishment of a separate local health service unit within the Division of Public Health with sufficient staff to prepare standards and regulations, provide consultation and training, review grant and contract applications and carry out program followup and evaluation. Development of local participation will require extensive monitoring of the local effort for a number of years, resulting in additional state administrative costs. Ultimately, with development of effective local health programs, the state may realize a reduction in costs for health services. However, it is more realistic to anticipate no reduction in cost but more effective and better delivery of public health programs.

The following changes are needed:

Page 4, line 8, Sec. 18. 10.071. GRANTS. After "Sec. 21(a)" add the following: (1)-(3). Note: without this specific designation, it appears that grants can be awarded to all health districts, 1 through 5, and this is not the case.

Page 5, line 20, Sec. 18.10.071. GRANTS. Delete the word "share" and substitute the word "match" so that the sentence reads "The minimum health district match is 10 per cent of the requested state grant."

Page 6, line 18, Sec. 18.10.081. CONTRACTS. Delete (c) and substitute (d).

Page 6, line 20, delete (d) and substitute (e).

Page 7, line 1, delete (d) and substitute (e).

The Department supports the Bill with changes indicated above.

Recommended BY:

for *Lawrence M. Jurek*
(Acting Director,
Division of Public Health)

1-21-76
(Date)

Approved By:

for *Lawrence M. Jurek*
(Commissioner)

1-21-76
(Date)

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE
Second Session - Ninth Legislature

I. REQUEST

Bill No. House Bill
 Title: Local Health Services
 Requested by: Office of the Governor Date: 1/12/76
 Return Date Requested: _____
 Agency: Health and Social Services Program: Public Health

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Public Health Administration

A. EXPENDITURES: (Thousands of dollars)

| OBJECT | FY 76 | FY 77 | FY 78 | FY 79 | FY 80 | FY 81 |
|--------------------------|-------|-------|---------|---------|-------|-------|
| 100 PERSONAL SERVICES | | 180.4 | 256.6 | 272.0 | | |
| 200 TRAVEL | | 10.0 | 15.0 | 17.0 | | |
| 300 CONTRACTUAL | | 47.0 | 37.0 | 37.0 | | |
| 400 COMMODITIES | | 6.0 | 6.0 | 6.0 | | |
| 500 EQUIPMENT | | 6.5 | 3.0 | 3.0 | | |
| 600 LAND & STRUCTURES | | -0- | -0- | -0- | | |
| 700 GRANTS, CLAIMS, ETC. | | -0- | 5,050.0 | 5,600.0 | | |
| TOTAL | -0- | 249.9 | 5,367.6 | 5,935.0 | | |

B. FUNDING: (Thousands of dollars)

| | | | | | | |
|---------------|-----|-------|---------|---------|--|--|
| GENERAL FUND | -0- | 249.9 | 5,367.6 | 5,935.0 | | |
| FEDERAL FUNDS | -0- | -0- | -0- | -0- | | |
| OTHER | -0- | -0- | -0- | -0- | | |

C. POSITIONS:

| | | | | | | |
|---------------------|-------|---------|---------|--------|---|---|
| PERMANENT/TEMPORARY | 0 / 0 | 8 / 2 | 9 / 3 | 9 / 1 | / | / |
| MAN MONTHS (P./T.) | 0 / 0 | 72 / 18 | 96 / 18 | 96 / 9 | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

A. Assumptions:

1. Implementation of the bill will require establishment of a separate Local Health Service Unit with required staff within the Office of the Director, Division of Public Health.
2. Establishment of unit, recruitment of staff, preparation of regulations to be accomplished in FY 77. Staff consultants for training, local assistance, review and monitoring (4) to be assigned last half of FY 77. Grant and contract applications accepted last half of FY 77.
3. Grants and contracts reviewed and funds allocated in FY 78 & FY 79.
4. Level of funding beyond FY 79 dependent on number of applications.

IV. ATTACHMENTS

V. DATE: 1/16/76 PREPARED BY: _____

Frank P. Pauls
 Frank P. Pauls, Dr. P.H.
 Acting Director

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Division of Public Health

100 - Personnel

| | | |
|---|--------|-------|
| FY 77 | | 180.4 |
| Coordinator, Local Health Services (23) | 37,984 | |
| Assistant Coordinator (21) | 32,786 | |
| Clerk V (11) | 16,698 | |
| Clerk Typist III (8) | 13,838 | |
| General Nursing Consultants (2) | | |
| 6 months (20) | 31,131 | |
| Environmental Health Consultants (2) | | |
| 6 months (20) | 31,131 | |
| Temporary Hire - Clerk Typist III's | | |
| 18 months equivalents | 16,877 | |
| | | |
| FY 78 | | 256.6 |
| Same positions except consultant | | |
| positions increased to 12 months each | | |
| Temporary hire-Clerk Typist III's | | |
| decreased to 12 months equivalents | | |
| | | |
| FY 79 | | 272.0 |
| Same personnel as in FY 78. Projected | | |
| salary increases at 6% | | |

200 - Travel

| | | |
|--|--|------|
| FY 77 | | 10.0 |
| Travel costs for hearings on regulations | | |
| and consultation with local health service | | |
| areas. | | |
| | | |
| FY 78 | | 15.0 |
| Site visits by staff, training local | | |
| staff, consultants travel. | | |
| | | |
| FY 79 | | 17.0 |
| Site visits, auditing, consultant | | |
| assistance to newly established | | |
| local health service units. | | |

300 - Contractual

| | | |
|---------------------------------------|------|------|
| FY 77 | | 47.0 |
| 1. Special consultant services for | | |
| preparation of regulations, standards | | |
| and training materials. | 30.0 | |
| 2. Publishing of regulations | 5.0 | |
| 3. Telephone & communications | 12.0 | |
| | | |
| FY 78 & FY 79 - Same for each FY | | 37.0 |
| 1. Special consultant services for | | |
| preparation of service guidelines | | |
| and audit system. | 25.0 | |
| 2. Telephone & communications | 12.0 | |

400 - Commodities - Printing and Office Supplies
per FY

6.0

| | | |
|---|---------|-----|
| 500 - <u>Equipment</u> | | |
| FY 77 | | 6.5 |
| Office equipment to establish unit and for staff. (desks, chairs, typewriters). | | |
| FY 78 & FY 79 per FY | | 3.0 |
| 700 - <u>Grants, Claims</u> | | |
| FY 77 | | -0- |
| FY 78 | | |
| Projection of anticipated applications for grants and contracts by local health districts , | 5,050.0 | |
| FY 79 | 5,600.0 | |

FPP/mh

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. House Bill
 Title: Local Health Services
 Requested by: Office of the Governor Date: 1/12/76
 Return Date Requested: _____
 Agency: Health and Social Services Program: Public Health

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Public Health Administration

A. EXPENDITURES: (Thousands of dollars)

| OBJECT | FY 76 | FY 77 | FY 78 | FY 79 | FY 80 | FY 81 |
|--------------------------|-------|-------|---------|---------|-------|-------|
| 100 PERSONAL SERVICES | | 180.4 | 256.6 | 272.0 | | |
| 200 TRAVEL | | 10.0 | 15.0 | 17.0 | | |
| 300 CONTRACTUAL | | 47.0 | 37.0 | 37.0 | | |
| 400 COMMODITIES | | 6.0 | 6.0 | 6.0 | | |
| 500 EQUIPMENT | | 6.5 | 3.0 | 3.0 | | |
| 600 LAND & STRUCTURES | | -0- | -0- | -0- | | |
| 700 GRANTS, CLAIMS, ETC. | | -0- | 5,050.0 | 5,600.0 | | |
| TOTAL | -0- | 249.9 | 5,367.6 | 5,935.0 | | |

B. FUNDING: (Thousands of dollars)

| | | | | | | |
|---------------|-----|-------|---------|---------|--|--|
| GENERAL FUND | -0- | 249.9 | 5,367.6 | 5,935.0 | | |
| FEDERAL FUNDS | -0- | -0- | -0- | -0- | | |
| OTHER | -0- | -0- | -0- | -0- | | |

C. POSITIONS:

| | | | | | | |
|---------------------|-------|---------|---------|--------|---|---|
| PERMANENT/TEMPORARY | 0 / 0 | 8 / 3 | 9 / 3 | 9 / 1 | / | / |
| MAN MONTHS (P./T.) | 0 / 0 | 72 / 18 | 96 / 18 | 96 / 9 | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

A. Assumptions:

1. Implementation of the bill will require establishment of a separate Local Health Service Unit with required staff within the Office of the Director, Division of Public Health.
2. Establishment of unit, recruitment of staff, preparation of regulations to be accomplished in FY 77. Staff consultants for training, local assistance, review and monitoring (4) to be assigned last half of FY 77. Grant and contract applications accepted last half of FY 77.
3. Grants and contracts reviewed and funds allocated in FY 78 & FY 79.
4. Level of funding beyond FY 79 dependent on number of applications.

IV. ATTACHMENTS

V. DATE: 1/16/76 PREPARED BY: Frank P. Pauls, Dr. P.H.

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Frank P. Pauls, Dr. P.H.
 Acting Director
 Division of Public Health

100 - Personnel

| | | |
|--|--------|-------|
| FY 77 | | 180.4 |
| Coordinator, Local Health Services (23) | 37,984 | |
| Assistant Coordinator (21) | 32,786 | |
| Clerk V (11) | 16,698 | |
| Clerk Typist III (8) | 13,838 | |
| General Nursing Consultants (2) | | |
| 6 months (20) | 31,131 | |
| Environmental Health Consultants (2) | | |
| 6 months (20) | 31,131 | |
| Temporary Hire - Clerk Typist III's | | |
| 18 months equivalents | 16,877 | |
| FY 78 | | 256.6 |
| Same positions except consultant positions increased to 12 months each | | |
| Temporary hire-Clerk Typist III's decreased to 12 months equivalents | | |
| FY 79 | | 272.0 |
| Same personnel as in FY 78. Projected salary increases at 6% | | |

200 - Travel

| | |
|---|------|
| FY 77 | 10.0 |
| Travel costs for hearings on regulations and consultation with local health service areas. | |
| FY 78 | 15.0 |
| Site visits by staff, training local staff, consultants travel. | |
| FY 79 | 17.0 |
| Site visits, auditing, consultant assistance to newly established local health service units. | |

300 - Contractural

| | | |
|--|------|------|
| FY 77 | | 47.0 |
| 1. Special consultant services for preparation of regulations, standards and training materials. | 30.0 | |
| 2. Publishing of regulations | 5.0 | |
| 3. Telephone & communications | 12.0 | |
| FY 78 & FY 79 - Same for each FY | | 37.0 |
| 1. Special consultant services for preparation of service guidelines and audit system. | 25.0 | |
| 2. Telephone & communications | 12.0 | |

400 - Commodities - Printing and Office Supplies per FY

6.0

| | | |
|---|---------|-----|
| 500 - <u>Equipment</u> | | |
| <u>FY 77</u> | | 6.5 |
| Office equipment to establish unit and for staff. (desks, chairs, typewriters). | | |
| FY 78 & FY 79 per FY | | 3.0 |
| 70C - <u>Grants, Claims</u> | | |
| <u>FY 77</u> | | -0- |
| FY 78 | | |
| Projection of anticipated applications for grants and contracts by local health districts | 5,050.0 | |
| FY 79 | 5,600.0 | |

FPP/mh

HB

601

COMMITTEE REPORT

1/16/76

FINANCE

HOUSE

Mr. Speaker:

Date Jan 21, 1976

The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had HB 601

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:

Sullivan _____
_____ _____
_____ _____
_____ _____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Sullivan Chairman



Alaska State Legislature

House

JUNEAU ALASKA

HOUSE HESS COMMITTEE MEETING

JAN. 22, 1976

Present: Ose Parr Sullivan
 Ostrosky Swanson
 Osterback Beirne

Testifying: Francis Fleek, Public Health H&SS
 Lois Jund, H & SS
 Tim Grieser, D.O.E.
 Nat Cole D.O.E.

HB 601 State aid for public schools - Rules/Gov

Cole & Grieser, spoke about the states need to raise the basic support from 93% to 95%. This is due to increased costs, inflation, unit value, etc.

Committee discussion about the quality of ed. in Alaska, kids can't even read when they get out of school. Fiscal note was reviewed by committee.

Sullivan - vote - due pass 6

HB 596 Local Health Services -Rules/Gov

Jund related purpose and reasons for the bill, how it is necessary to start contracting health services to areas.

Committee concerns related around whether communities really wanted contract services of the state or whether they would rather do it themselves.. Is there an actual need to provide this service. Swanson very concerned about communities right to provide their own health care. Discussion continued regarding the cost breakdown, as provided in the policy statement. A lot of additional staff, travel, etc.

How this bill would effect the lack of medical services on the chain was discussed, basically it will not change that, they will still have their itinerant nurses and health aids. This will not establish doctors.

Committee decided to hold and have more input into this because of the cost factor and controversial discussion regarding communities self-determination.

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST

Bill No. Proposed Legislation
 Title: An Act relating to the public school foundation program.
 Requested by: Governor's Office Date: 1-12-76
 Return Date Requested: 1-19-76
 Agency: Education Program: Foundation Support

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Financial Support

A. EXPENDITURES: (Thousands of dollars)

| OBJECT | FY 76 | FY 77 | FY 78 | FY 79 | FY 80 | FY 81 |
|--------------------------|------------|----------------|-----------------|-----------------|-----------------|-----------------|
| 100 PERSONAL SERVICES | | | | | | |
| 200 TRAVEL | | | | | | |
| 300 CONTRACTUAL | | | | | | |
| 400 COMMODITIES | | | | | | |
| 500 EQUIPMENT | | | | | | |
| 600 LAND & STRUCTURES | | | | | | |
| 700 GRANTS, CLAIMS, ETC. | -0- | 2,157.1 | 19,082.1 | 19,653.6 | 20,242.3 | 20,849.4 |
| TOTAL | -0- | 2,157.1 | 19,082.1 | 19,653.6 | 20,242.3 | 20,849.4 |

B. FUNDING: (Thousands of dollars)

| | | | | | | |
|---------------|-----|---------|----------|----------|----------|----------|
| GENERAL FUND | -0- | 2,157.1 | 19,082.1 | 19,653.6 | 20,242.3 | 20,849.4 |
| FEDERAL FUNDS | | | | | | |
| OTHER | | | | | | |

C. POSITIONS:

| | | | | | | |
|---------------------|---|---|---|---|---|---|
| PERMANENT/TEMPORARY | / | / | / | / | / | / |
| MAN MONTHS (P./T.) | / | / | / | / | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. Increase of instructional unit value in FY-78 from \$25,000 to \$27,500.
2. Increase basic support from 93% to 95% in FY-77, which results in a 1.79% increase.
3. Projections are based on a 3% increase in ADM per year.

IV. ATTACHMENTS

HB

602

1/16/78

COMMITTEE REPORT

JUDICIARY

HOUSE

Mr. Speaker:

Date 1/27/78

HEALTH, EDUCATION & SOCIAL SERVICES

The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had HF 503

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 HF 503 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:

[Signature] _____
[Signature] _____
[Signature] _____

Members NOT concurring in the Majority report:

_____ recommends:
_____ recommends:
_____ recommends:
_____ recommends:
_____ recommends:

[Signature] Chairman

A M E N D M E N T

Offered in the HOUSE

By ESS

To: _____ HOUSE BILL NO. 602

_____ SENATE BILL NO. _____

AMENDMENT: Page 3 Line 19-20

Delete all material and insert the following in its place:

Sec. 47.37 is amended by adding a new section to read:

Sec. 47.37.105 DEFINITION OF "INCAPACITATED BY ALCOHOL" FOR SECS. 130 and

130. In sec. 130 and 130A of this chapter, "incapacitated by alcohol"

means a person who is unconscious or has his judgment otherwise so impaired,

as the direct result of the consumption of alcohol, that he is incapable

of reasoning and acting in a rational manner with respect to his own or

another's safety, health or welfare, and that he is in a state of

intoxication as defined in section 47.01, chapter 47, R.S., or as

otherwise defined in this chapter.

Sec. 47.37.106. (1) A person who is "incapacitated by alcohol" as defined in

section 47.37.105 of this chapter is prohibited from operating a motor vehicle

or a vessel on the waters of this state, or from operating a motor vehicle

on any highway or public way, or from operating a vessel on the waters of this

state, or from operating a motor vehicle or vessel on any highway, public way,

or waters of this state.

(2)

Sec. 47.37.107. (1) A person who is "incapacitated by alcohol" as defined in



JUNEAU ALASKA

Alaska State Legislature

House

HOUSE HESS COMMITTEE MEETING

APRIL 12, 1976

Present: Beirne Parr Hackney Sullivan
Ostrosky Osterback Davis Ose

Testifying: Dove Kull, Ak. Homemakers Service
Jack Chenowith, A.A., Pat Rodey
Bob Cole, Alcohol, Dept H&SS

SB 640 am Appropriation for Foster Grandparents Rodey

Dove Kull spoke in favor of bill and her own experiences with foster grandparents. Also the fact that many of these foster grandparents work with no salary. This bill would give them a small income.

Jack Chenowith, previous program in state only in Anchorage, funded federally

Motion to move bill - do pass - unanimous

SB 586 Alcoholic Treatment Facilities

Bob Cole, here to answer questions on this bill. This bill has been heard before and was waiting for a new fiscal note. The bill is the vehicle for the bond CSSB 585, which was passed by the legislature, if the bond issue passes the voters, this bill would help to implement it.

Committee decided to pass out with a do pass.

HB 602 - Intoxicated persons treatment - Gov.

This bill has been heard before, needed new fiscal note, which is now here. It was \$300,000 now is \$112,000.

Committee discussion on the amendment which Art Peterson, Dept. of Law recommended. Definition of intoxicated persons, Committee decided to put in "extreme" where it was deleted. —

Motion to accept amendment, passed

Motion to move the bill out, passed - do pass.

Meeting adjourned



Alaska State Legislature

House

JUNEAU ALASKA

HOUSE HESS COMMITTEE MEETING

APRIL 7, 1976

Present: Sullivan Parr Beirne
Ostrosky Swanson Hackney

Testifying: Sam Grenato, Dept. H&SS
Bob Cole, Office of Alcoholism
Art Peterson, Dept. of Law

HB 602 Treatment of Intoxicated Persons

Bob Cole, explained the Dept. of Laws ammendment., then Peterson from the dept. answered questions. (amendment copy in file 602)

Houston responded to questions from the committee about the bill and the fiscal implications of it.

Ose; move to table till we get correction on the fiscal note.- motion failed

Bill held over for fiscal note.

HB 866 - Supplemental appropriation to H&SS

Grenato, explained need for the Div. supplement.

Bob Cole, feels supplemental caused by certain federal monies which weren't available.

Held over till Sat. in hopes of a better explanation from the dept.

HB 592 - Correctional Industries

Hackney , moves to amend, this was adopted unanimously
page 4, line 4, after "Part", delete rest of language on line 4 and substitute
"Any amount awarded under A.S. 13.67. as a result of the crime for which
the prisoner was convicted."

Ose, moves to hold bill in abeyance and try to set up a group for the
Committee substitute, unanimous.

Subcommittee, to put together C.S. - Ose, Beirne, Hackney



JUNEAU ALASKA

Alaska State Legislature

House

HOUSE HESS COMMITTEE

FEB 2, 1976

Present: Parr Ose
 Swanson Osterback
 Hackney Beirne Sullivan

Testifying: Robert Cole, Office of Alcoholism
 James Hanley, District Attorneys Office, Juneau
 Bill Houston, Director, Div. of Corrections

HB 602 Treatment of Intoxicated Persons Rules/Gov

Houston - feels this bill does not speak to all the needs, what about segregating these people from others in custody, impossible because of limited facilities. Also problems with liability if individual is hurt or unconscious.

Cole - no increase in cost to DFCS, but would affect corrections budget, need to get ahold of fiscal note for corrections on this.

Committee - are individuals read their rights when picked up, no. because they are not under arrest. Does this bill also relate to those individuals incapacitated by drugs??? need more testimony will ask law enforcement people to testify.

Hanley - This bill is a police oriented bill directed at rural areas, does not speak to the needs of all areas.

Committee - Does this mean just correctional facilities, what about including all health facilities and make it mandatory for them to take alcoholics temporarily. Incidences related where drunks had no place to be taken. Look at section 1A of bill, that basically covers this question, doesn't it?

Hanley - Involuntary committment, has a diferent concept and definition of incapacitated person. Section 3 of this bill defines incap. person. This definition would make it impossible to have a involuntary committment. Needs revision.

Sullivan - Need more input into this bill - problems of this bill includes the fact that it does not address large urban areas and their problems. Need more research into this.

I. REQUEST

Bill No. H.B. 602 Title: Treatment and Services for intoxicated persons and persons incapacitated by alcohol
 Requested by: House HESS Date: April 9, 1976
 Return Date Requested: _____
 Agency: Health & Social Services Program: Corrections

II. FISCAL DETAIL

Budget Request Unit(s) Affected: Adult Confinement

A. EXPENDITURES: (Thousands of dollars)

| OBJECT: | FY '76 | FY '77 | FY '78 | FY '79 | FY '80 |
|--------------------------|--------|---------|---------|---------|---------|
| 100 PERSONAL SERVICES | | | | | |
| 200 TRAVEL | | | | | |
| 300 CONTRACTUAL | | | | | |
| 400 COMMODITIES | | | | | |
| 500 EQUIPMENT | | | | | |
| 600 LAND & STRUCTURES | | | | | |
| 700 GRANTS, CLAIMS, ETC. | | | | | |
| TOTAL | -0- | 112,000 | 123,200 | 135,500 | 149,000 |

B. FUNDING: (Thousands of dollars)

| | | | | | |
|---------------|-----|---------|---------|---------|---------|
| GENERAL FUND | -0- | 112,000 | 123,200 | 135,500 | 149,000 |
| FEDERAL FUNDS | | | | | |
| OTHER | | | | | |

C. POSITIONS:

| | | | | | |
|----------------------------|---|---|---|---|---|
| PERMANENT/TEMPORARY (none) | / | / | / | / | / |
| MAN MONTHS (P./ T.) | / | / | / | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

We estimate a 20% increase in total annual bookings which are presently running at approximately 13,000.

16,000 x 20% = 3,200 mandays x \$35.00 which is the average daily cost of care.

3200 x \$35.00 = \$112,000

10% cost increase annually which is reflected in FY'78 through FY'80.

IV. ATTACHMENTS:

V. DATE: 4/9/76

PREPARED BY: [Signature]

Reviewed by Financial Management: [Signature]

FISCAL NOTE

Second Session - Ninth Legislature

I. REQUEST Treatment and Services for intoxicated persons and persons incapacitated by alcohol
 Bill No. H.B. 602 Title: _____
 Requested by: House HESS Date: April 9, 1976
 Return Date Requested: _____
 Agency: Health & Social Services Program: Corrections

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| 200 TRAVEL | | | | | |
| 300 CONTRACTUAL | | | | | |
| 400 COMMODITIES | | | | | |
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| 600 LAND & STRUCTURES | | | | | |
| 700 GRANTS, CLAIMS, ETC. | | | | | |
| TOTAL | -0- | 112,000 | 123,200 | 135,500 | 149,000 |

B. FUNDING: (Thousands of dollars)

| | | | | | |
|---------------|-----|---------|---------|---------|---------|
| GENERAL FUND | -0- | 112,000 | 123,200 | 135,500 | 149,000 |
| FEDERAL FUNDS | | | | | |
| OTHER | | | | | |

C. POSITIONS:

| | | | | | |
|----------------------------|---|---|---|---|---|
| PERMANENT/TEMPORARY (none) | / | / | / | / | / |
| MAN MONTHS (P./ T.) | / | / | / | / | / |

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3200 x \$35.00 = \$112,000

10% cost increase annually which is reflected in FY'78 through FY'80.

IV. ATTACHMENTS:

V. DATE: 4/9/76 PREPARED BY: [Signature]

Reviewed by Financial Management: [Signature]

EUGENE A. SMITH, HSS FINANCE OFFICER

MUNICIPALITY OF ANCHORAGE

POUCH 6-650

ANCHORAGE, ALASKA

99502

February 12, 1976



File

Representative Susan Sullivan
Pouch "V"
Juneau, Alaska 99801

RE: Senate Bill No. 346

Dear Mrs. Sullivan,

During our telephone conversation a few days ago concerning House Bill 602, you asked me for additional comments concerning Senate Bill No. 346, sponsored by Senator Ray, which you said would shortly be considered by your committee. I have therefore obtained a copy of that bill and have had a chance to look it over.

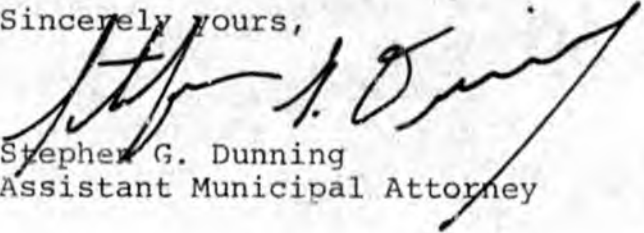
SB 346 amends the present AS 47.37.250 (a), apparently in response to the Alaska Supreme Court's opinion in Peter v. State, 531 P.2d 1263 (Alaska 1975). In that case, our Supreme Court held that the Uniform Alcoholism and Intoxication Treatment Act repealed by implication the state administrative regulation forbidding drunkenness upon a public highway. Senator Ray's proposed amendment to the Uniform Act makes it clear that the act is not intended to affect statutes, ordinances or regulations prohibiting "drinking intoxicating beverages in specified public places, or . . . being upon the traveled portion of a highway while intoxicated, so as to be a hazard to the motoring public."

I have spoken to the Anchorage Police Department concerning this bill, and it is their opinion, as it is mine, that the enactment of such a measure would be a good idea, since a staggering drunk in the traveled portion of a roadway is a danger not only to himself, but to other pedestrians and motorists as well. However, like HB 602, this measure would not solve the basic problems occasioned by public drunkenness in Anchorage.

This morning, Municipal Assemblyman Dickson requested me to do some work for him in connection with several proposals which he intends to present to the Assembly on a number of alcohol-related problems, including driving while

intoxicated, public drunkenness, etc. In addition to the enactment of municipal ordinances, one of the things which may result from Mr. Dickson's efforts is the making of recommendations on the subject by the Assembly to the State Legislature. I think some constructive ideas may very well come out of this, and I will try to keep you posted as we work on it.

Sincerely yours,



Stephen G. Dunning
Assistant Municipal Attorney

SD/ejt

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

POUCH N - JUNEAU 99811

February 6, 1976

The Honorable Susan Sullivan
Chairman
Health, Education &
Social Services Committee
House of Representatives
Pouch V
Juneau, Alaska 99811

Dear Representative Sullivan:

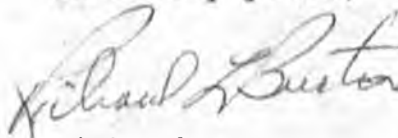
This department has reviewed HB 602 "An Act relating to treatment and services for intoxicated persons and persons incapacitated by alcohol". Our comments are as follows.

This bill is an attempt to overcome objections by the various disciplines, particularly police, in that it offers no protection for the individuals.

Reading the bill causes us to believe that alcohol underlies the intent. While alcohol IS a drug, the drug offender should not be included in this bill because even in areas with treatment centers, qualified persons to provide drug-related treatment are not necessarily available.

A concern for use of detention facilities without criminal charge is the possible liability for false imprisonment. If legally possible, the bill should contain a clause exempting the agency from liability.

Sincerely yours,



Richard L. Burton
Commissioner

Municipality of Anchorage



POUCH 6-650
ANCHORAGE, ALASKA 99502
(907) 274-2525

GEORGE M. SULLIVAN,
MAYOR

OFFICE OF THE MUNICIPAL ATTORNEY

March 25, 1976

Representative Susan Sullivan
State of Alaska
Pouch V - State Capitol
Juneau, Alaska 99811

Re: Detention of Alcoholics

Dear Representative Sullivan:

I am sorry for the delay in responding to your request for our reaction to various proposals before the Legislature dealing with treatment of alcoholics. Steve Dunning, the attorney who has been assigned this project has done considerable research, but unfortunately has become ill before putting such research to use.

I cannot pretend to be an expert myself, but to fill the gap I would suggest certain concerns of the Municipality which may aid you in shaping a final bill. We feel it is very important that there be some provision in the law permitting short term detention of persons found drunk on public streets, sidewalks, and other places. The problem in certain parts of Anchorage is acute, as you well know. The detoxification centers available at this time are completely inadequate for dealing with the current volume of intoxicated persons.

As a matter of policy, we feel it would be extremely useful for the police to be able to lodge publicly intoxicated persons in detention facilities for approximately twelve hours in order to give such persons time to "dry out".

As I understand it, current proposals before the Legislature would permit lodging alcoholics in detention facilities only if a treatment facility were not "available". We feel this condition should be eliminated. First, it is unclear whether a treatment facility is "available" when it is overcrowded. Second, the time and distance involved in transporting alcoholics to available treatment centers is excessive, given the volume of cases.

Handwritten notes:
Denny
Did
in
for HB 602?
regret this



Representative Sullivan

March 25, 1976

Page 2

I understand that there may be legal concerns with even very short detention in a jail facility without provision for a criminal charge. However, I believe these objections can be overcome in a carefully drafted provision.

I will have Steve Dunning communicate with you in more detail, especially on the legal aspects, when he is back on his feet.

Thank you for your consideration.

Yours very truly,



Richard W. Garnett III,
Municipal Attorney

RWG:gml

THE LEGISLATURE OF THE STATE OF ALASKA
FISCAL NOTE
 Second Session - Ninth Legislature

I. REQUEST
 BILL No. UNASSIGNED incapacitated by alcohol.
 Title: An Act relating to treatment & services for intoxicated persons and person
 Requested by: Office of the Governor Date: 12/31/75
 Return Date Requested: 1/9/76
 Agency: Health & Social Services Program: Alcoholism

II. FISCAL DETAIL
 Budget Request Unit(s) Affected: Alcoholism

A. EXPENDITURES: (Thousands of dollars)

| OBJECT | FY 76 | FY 77 | FY 78 | FY 79 | FY 80 | FY 81 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES | | 0 | | | | |
| 200 TRAVEL | | 0 | | | | |
| 300 CONTRACTUAL | | 0 | | | | |
| 400 COMMODITIES | | 0 | | | | |
| 500 EQUIPMENT | | 0 | | | | |
| 600 LAND & STRUCTURES | | 0 | | | | |
| 700 GRANTS, CLAIMS, ETC. | | 0 | | | | |
| TOTAL | | 0 | | | | |

B. FUNDING: (Thousands of dollars)

| | | | | | | |
|---------------|--|---|--|--|--|--|
| GENERAL FUND | | 0 | | | | |
| FEDERAL FUNDS | | 0 | | | | |
| OTHER | | 0 | | | | |

C. POSITIONS:

| | | | | | | |
|---------------------|---|-------|---|---|---|---|
| PERMANENT/TEMPORARY | / | 0 / 0 | / | / | / | / |
| MAN MONTHS (P./T.) | / | 0 / 0 | / | / | / | / |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The adoption of the changes indicated in this bill will have no known financial impact or consequence on the Office of Alcoholism during FY 76, 77, 78, etc. The only possible exception might be that the Federal government might take exception to the changes and withdraw formulating support. We do not anticipate this, however, and are seeking clarification from them.

IV. ATTACHMENTS

V. DATE: 1/9/76 PREPARED BY: Robert L. Cole

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

FISCAL ANALYSIS OF
"CORRECTION INDUSTRIES 12-75"

The cost of the "correctional industries" legislation was calculated on the following assumptions:

1. The inmate trustee program would remain as presently constituted.
2. The lower threshold of industries participation is 2.5% of the total inmate population. i.e. 15 inmates (600 x .025)
3. The upper threshold of industries participation is 10% of the total inmate population, with this threshold being achieved in the fourth year of operation. i.e. 70 inmates (700 x .10)
4. A one-time working capital requirement of \$2,000 per participant year of work station amortization should be deposited as a permanent asset to the revolving fund which would then be replaced from inmate earnings.
5. The average workstation amortization is seven years.
6. New working capital cost will inflate at 10% compounded.

The working capital funding requirements would therefore be:

| | | | |
|----------|---|---|-----------|
| 1st year | 15 participant x 2,000 x 1.00 x 7 years | = | 210,000 |
| 2nd year | 15 more x 2,000 x 1.10 x 7 years | = | 231,000 |
| 3rd year | 20 more x 2,000 x 1.21 x 7 years | = | 338,800 |
| 4th year | 20 more x 2,000 x 1.33 x 7 years | = | 372,400 |
| | 70 participants | | 1,152,200 |

HB

612

"An Act providing for the issuance of general obligation bonds in the amount of \$4,1000,000 for the purpose of paying the cost of capital improvements to health care facilities; and providing for an effective date."

COMMITTEE REPORT

1/19/76

HOUSE

FINANCE

Mr. Speaker:

Date _____

The Committee on HESS has had HB 612

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



Alaska State Legislature

House

JUNEAU ALASKA

HOUSES HESS COMMITTEE MEETING

APRIL 3, 1976

Present: Ostrosky Parr Swanson
 Sullivan Beirne Osterbakack Hackney

HB 660 - Transportation of exceptional children - Gov.

Tom Brown, Dept. of Ed. philosophy of educating exceptional children is changing. Many exceptional children benefit from association with normal children. This bill would leave the decision to the local districts.

Committee - vote to move out - do pass, unanimous

HB 618 - GOE, Correctional Facilities - Gov.

Bill Houston, D.O.C. - Ketchikan facility - need projected 36 beds, 20 average present population, 6 beds for women, need room for growth and "?

Glenn - moved to delete # 2, amend item #2 changed to \$2,160,000 , no action taken on amendment.

Barbara Wolstad concerned citizen, ask that community input be considered.

Constance Griffith, Chairman League of Women Voters, Justice Comm. See a lack of program planning and feel more study necessary to justify great expenditure on Ketchikan facility. Would prefer to have minors in private facilities that already exist with state reimbursement rather than in maximum security facility.

Lois Jund , ask committee to vote for bond issues and she pledges that the dept will carry on planning with the community.

Chairlie, amend Glenn's motion (no obj.) to read "facilities" instead of "centers" amendment passes.

Beirne, suggest letter of intent, item #6 added "\$100,000 for housing and remodeling juvenile unit Ketchikan, no obj.

Parr, move to amend #3, add "and juvenile facility" after correctional, delete "center and \$4.5 million"

Beirne, move item #1 , accepted as is.

Hackney move item #4 to \$10.8 million.

Parr , amend #5 to be 6 juvenile Fbks. \$1.8; 5 Housing and remodeling, Fbks. 1.8

Beirne, move to move #4 back up to \$16.5 million.

Sullivan, juvenile for Ketchikan, Juneau & Fbks.

Red, moved that local architects be used, included in letter of intent, motion failed.

Parr, move out CSHB 618, no objection, motion passes

HB 612 - GOB Health Care Facilities Gov.

Lois Jund, Reccommend delete Kenai from bond because the need there isn't that pressing.

Red, move to amend, add #6 "Nenana , \$200,000, health center"
no objection to amendment, adopted

Beirne, move to remove #2 Kenai
no objection

Red, move out CSHB 612, unanimous

HB 665 - Statewide Coordination of Health Plan - Legis. Council

Jan Gates, Dept. of SS started to testify regarding this.

Committee decided to adjourn because of teachers meeting

POSITION PAPER
HB 612

"An Act providing for the issuance of general obligation bonds in the amount of \$4,100,000 for the purpose of paying the cost of capital improvements to health care facilities; and providing for an effective date."

The Department supports those changes as recently suggested by the Governor's Budget Review Committee including reduction of total issuance to \$3,950,000 through elimination of the Kenai project.

Recommended by: *Richard R. ...*
Acting Coordinator
Office of Planning & Research

Approved: *Louis M. ...*
for Commissioner

HPB

6188

"An Act providing for the issuance of general obligation bonds in the amount of \$30,000,000 for the purpose of paying the cost of constructing and remodeling of correctional facilities; and providing for an effective date."

COMMITTEE REPORT

1/19/76

HOUSE

FINANCE

Mr. Speaker:

Date April 2, 1976

The Committee on HESS has had HB 618

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:

| | | |
|-----------------------|---------------|--------------|
| <u>Susan Sullivan</u> | <u>Robert</u> | <u>John</u> |
| <u>Tom Beck</u> | <u>Bob</u> | <u>Bill</u> |
| <u>_____</u> | <u>_____</u> | <u>_____</u> |
| <u>_____</u> | <u>_____</u> | <u>_____</u> |

Members NOT concurring in the Majority report:

_____ recommends: _____

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Susan Sullivan Chairman

"An Act providing for the issuance of general obligation bonds in the amount of \$3,000,000 for the purpose of paying the cost of constructing and remodeling of correctional facilities; and providing for an effective date."

COMMITTEE REPORT

HOUSE

4/9/76

FIN

Mr. Speaker:

Date April 9 1976

The Committee on HESS has had HB 518

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 Hess AND THAT
CS FOR HB 518 DO PASS

() "and" recommends it BE REFERRED TO THE _____
COMMITTEE

() reports it back WITHOUT RECOMMENDATION

() "other"

Members signing the Majority report:

| | | |
|--------------------|-------|-------|
| <u>[Signature]</u> | _____ | _____ |
| <u>[Signature]</u> | _____ | _____ |
| <u>[Signature]</u> | _____ | _____ |
| <u>[Signature]</u> | _____ | _____ |

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

[Signature] Chairman



JUNEAU ALASKA

Alaska State Legislature House

HOUSE HESS COMMITTEE MEETING

FEB. 9, 1976

Present: Osterback Parr
Hackney Sullivan
Ose

Testifying: Comm. Williamson, Health & Social Services
Director Huston, D.O. C.
Mr. Mitchell, D.O.C.

HB 618 Bond Obligation for Correctional Facilities Gov.

Committee questioned all testifying regarding the sq. footage of the project in Anchorage, for short term detention center.

Explanation given of functions of each area by Mitchell.

Parr: What about the 1980 projected completion date for facilities?

Williamson: Pre sentence det. center in Anch. is first priority, but strong need for new facility in Ketchikan present facility in deplorable situation.

Parr: Understand that the population in facility in Ketchikan is very small.

Mitchell gave figures for average daily inmate population in facility.

Susan Sullivan - adjourn meeting until future date because Susan & Williamson had to attend meeting on Glenmore.

March 12, 1976

DIVISION OF CORRECTIONS, RECOMMENDED ALTERNATIVE USE OF PROPOSED
CAPITAL CONSTRUCTION FUNDS IN H.B. 618

Remove juvenile and female offenders from the Juneau Correctional Center by constructing a separate detention facility in Juneau. The Juneau Correctional Center has recently been designated as the State's maximum security facility. As such its continued use for juvenile detention is undesirable.

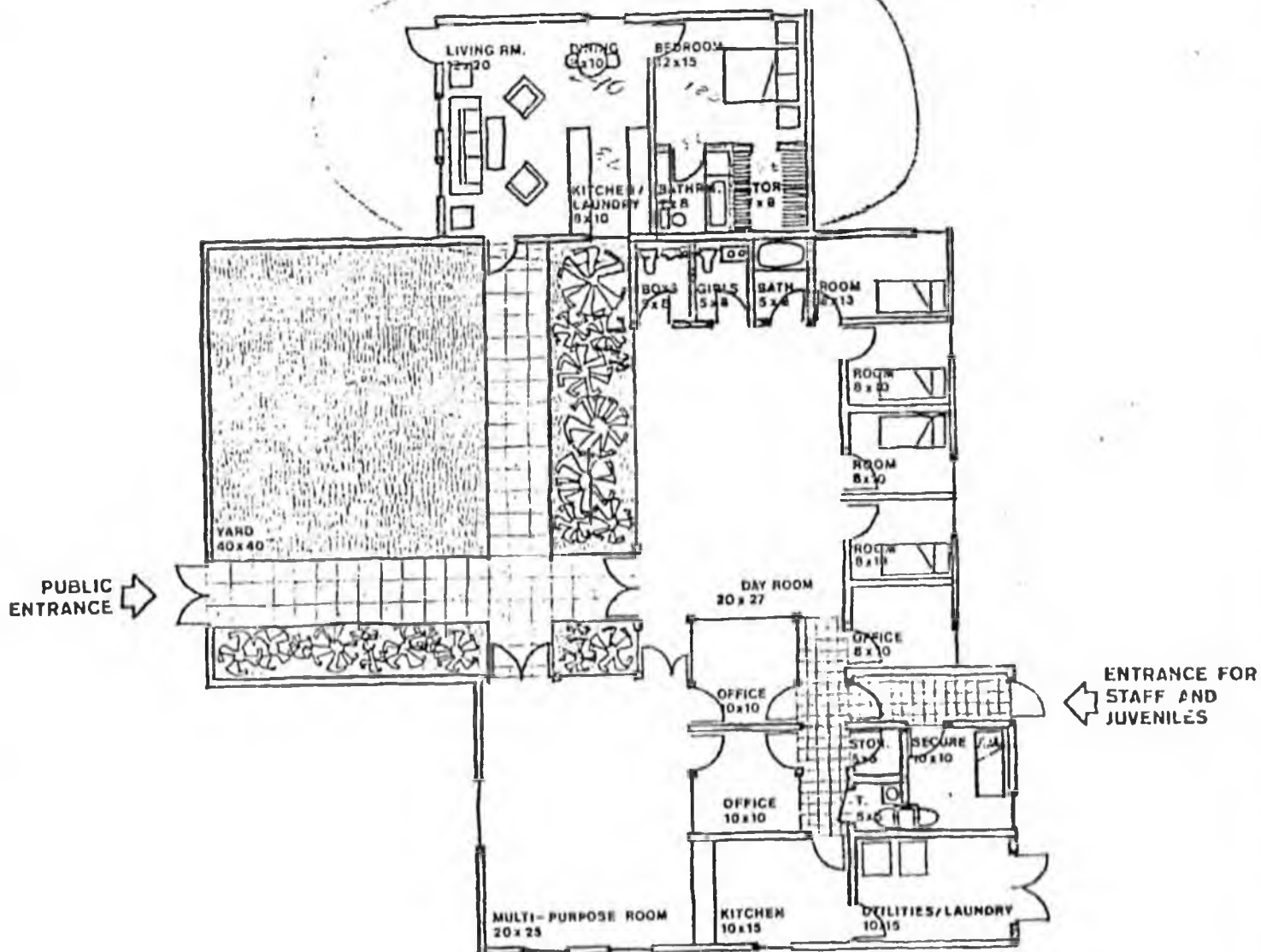
Remodel the existing detention facility in Ketchikan for the exclusive use of juveniles once the new adult facility in that community is constructed.

Transfer the funds currently proposed for the construction of new juvenile facilities in Ketchikan to Juneau. The amount of this transfer would be \$797,400.00.

This proposal will provide juvenile resources to both communities with the same capital construction dollars.

The new juvenile facility for Juneau will create an annual operating cost of \$100,000.00 for the addition of four staff.

700 SQFT. TO BE CONVERTED TO
ADULT FEMALE QUARTERS WITH
ONE SECURE UNIT AND TWO
LIVING UNITS



TOTAL SQ FT = 3230

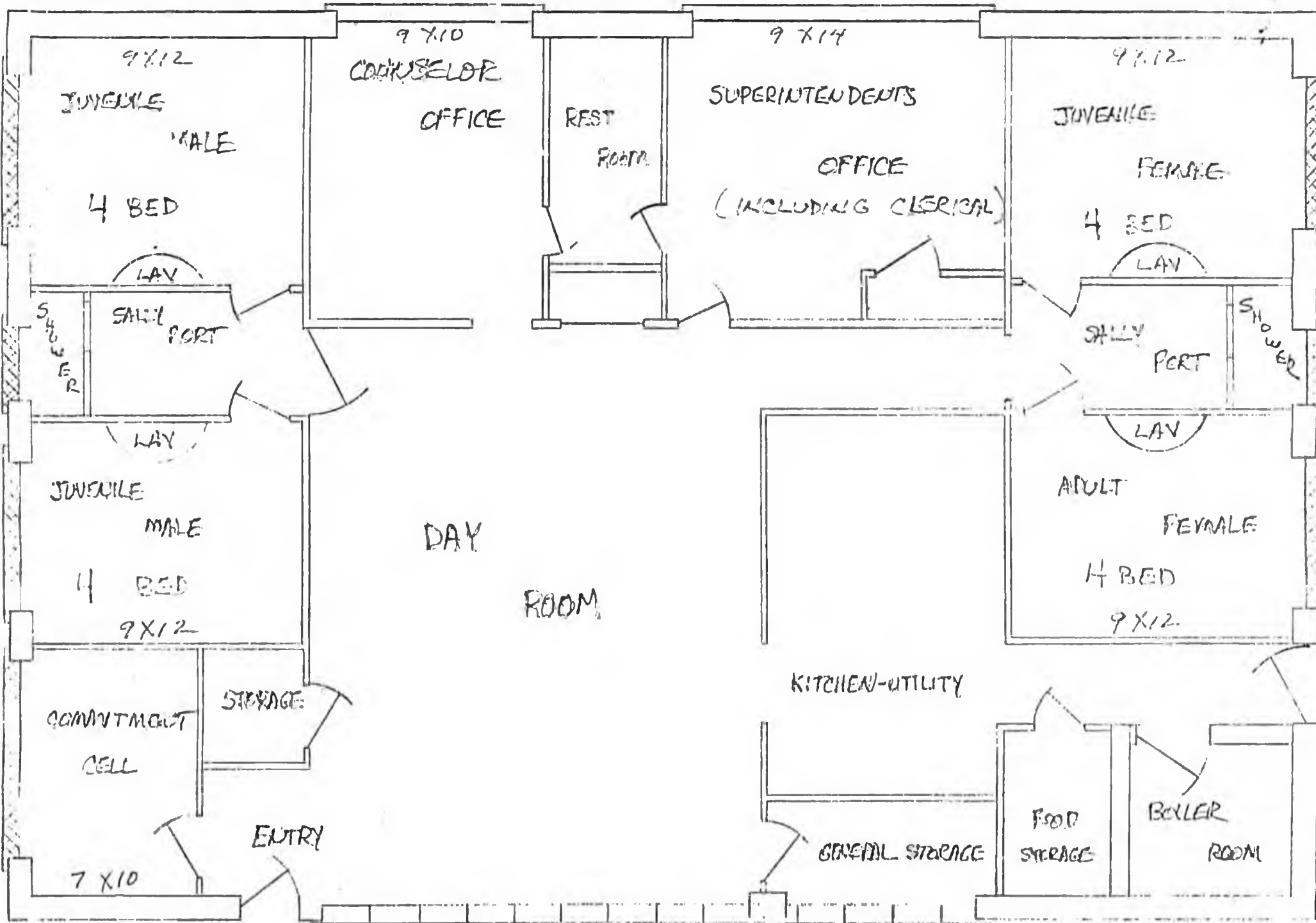
JUVENILE DETENTION CENTER
KETCHIKAN, ALASKA

CCC/HOK

DECEMBER 1974
SCALE 1/16" = 1'-0"

ONE FLOOR - FLAT ROOF
CONCRETE BLOCK CONSTRUCTION

← 55' →



Scale 3/16" = 1'

STATE DETENTION KETCHIKAN
HOME



Alaska State Legislature

House

HOUSE HESS COMMITTEE MEETING

MARCH 10, 1976

EVENING

Present: Beirne Ostrosky Parr
 Ose Ostroback Hackney
 Swanson Sullivan

Testifying: Bob Cole, Office of Alcoholism
 Barbara Wolstad, concerned citizen
 Bill Houston, Corrections
 Ed Mitchell, Corrections

HB 618 Bonds for Correctional Institutes - Gov.

Houston & Mitchell, discussion centered around the proposed building for Ketchikan. Stating the need for it. About 20 to 22 prisoners on the average. About 45% of these are pre-sentence.

Committee - very concerned about the construction costs, \$4.5 million for only 22 prisoners. Long discussion on cost per sq. foot. Also discussed possibility of flying them to Juneau to use Lemon Creek. Not very feasible.

Parr would like to change the amounts for facilities listed. Feels there should be other priorities.

Barbara Wolstad - spoke as a citizen of Juneau concerning the increase in juvenile delinquency 80% over the past year in the area. Also about the lack of a facility for young people. Now housed in Lemon Creek, according to state law they should be separate from criminals.

Committee understand the need. More discussion around the possibility of altering some of the funds in this bond package. Swanson make proposal to have another bill drafted to speak to the juvenile needs.

Committee decided to postpone any action on the bill for one week, yes 5

HB 745 - Alcohol Detox Center - Pt. Woronzof Hess

Bob Cole & Eric Lee - The office of alcoholism presented their position paper. They are for the center although realize the \$ is not in the Gov. budget.

Discussion by the committee concerning the need, also who will then own the building if the state pays to have it completed. What the program is doing and how effective it is.

Decided to get more testimony on this regarding the rate of returnees etc.



Alaska State Legislature

House

JUNEAU ALASKA

HOUSE HESS COMMITTEE MEETINGS

MARCH 30, 1976

Present: Ostrosky Davis Ose Osterback
Sullivan Parr Swanson Beirne

Testifying: Maria Hernandez Peck, Soc. Worker, Juneau
Judge Stewart, self
Lois Jund, Bill Huston, Ed Mitchell, Div. of Corrections

HB 618 - GOB, Correctional Facilities - Gov.

Terry Gardner, stated position of the interest groups in Ketchikan. They do not feel they want another facility at this time, they think what is needed is community based alternative programs for juveniles and adults. Possibly remodeling of the childrens home for juveniles.

Committee wanted to know exactly how much \$ Ketchikan would like to do what ever it is they want? Terry had no idea. Swanson suggested dept of Public come up with figures on what Ketchikan relly wants.

Judge Stewart - asked to speak on juvenile issues in Juneau and Ketchikan. Agree with Terry, there has to be a thorough needs assessment before they start building anything. Need to establish a decent program first and then build to suit it. Right now there are agencies doing planning, Criminal Justice is establishing a juvenile board, L.E.A.A. has a juvenile justice planner, better to coordinate with them than to start building. Plan...

Judge Stewart recommends that for the present time they buy an old house, remodel it, have a couple run it and use it for emergency shelter as well as temporary shelter for young people in trouble. This would not be a treatment facility. Only temp. shelter.

Vivian Lovas- concerned citizen, would also like to see an alternative program for the young people.

Ramona Kelley - had a committee on corrections during the interim, and feels that this bill does not speak to the need for temp. housing which many youngsters need. That includes kids whose parents cannot or will not provide housing for them. Also recommends that the regulations of Dept. be completely revamped, some much too stringest for the rural areas of Alaska.

Lois Jund - H&SS Dep. Commissioner, they are now in the process of setting up 10 task for ce groups to review all the licensing for placement facilities. Presents alternative plan to the Ketchikan proposal, each member given a copy. This is mainly for remodeling of the present facility and then some money can be spent in Juneau for the teen problem.

Houston-Defends depts. position on the Ketchikan problem, Many of the people who are now stating they do not want a facility, worked on the task force to draw up these recommendations.

Meeting adjourned without any motion on the bill, more work needs to be done.



JUNEAU ALASKA

Alaska State Legislature
House

File
HB 6/8

LETTER OF INTENT

It is the intent of the Health, Education and Social Services Committee that before implementing the bond issues authorizing construction of new facilities, the Department must meet with the respective communities to develop mutually acceptable plan for program and physical structures.

It is also the intent of the Committee, that the money apportioned to Juneau for correctional facilities be distributed as follows:

| | |
|---------------------|-----------|
| Juvenile facilities | \$797,400 |
| Adult facilities | 3,702,600 |

Susan Sullivan
Chairperson
Health, Education &
Social Services



JUNEAU ALASKA

Alaska State Legislature
House

April 7, 1976

Bill
6/8

Rep. Hugh Malone
Chairperson
House Finance Committee

Dear Hugh:

It was the intentions of the Houses, Health, Education & Social Services Committee that the appropriations for correctional facilities in Juneau be divided as follows:

| | |
|---------------------|-----------|
| Juvenile facilities | \$797,400 |
| Correctional Center | 3,702,600 |

These figures should be revised in CSFB 618, GOB for Correctional Facilities.

Sincerely

Susan Sullivan
Chairperson
Health, Education &
Social Services

SS:slm



Superior Court

State of Alaska

FIRST JUDICIAL DISTRICT
415 MAIN STREET, ROOM 402
KETCHIKAN, ALASKA 99901

Chambers of
THOMAS E. SCHULZ, Judge

March 26, 1976

Hon. Terry Gardiner
Chairman, House Judiciary Committee
Pouch V
Juneau, Alaska 99801

Dear Representative Gardiner:

I received a call some time ago from your assistant requesting some information on traffic through the detention facility here in Ketchikan. Enclosed with the letter you will find a copy of a report that I got from Walt Jones, Chief, Probation/Parole Services in the Division of Corrections regarding statewide activity. Also enclosed is a statistical summary prepared by Barton Penny, Chief Probation Officer in Ketchikan for the years 1975, 1974 and 1973. Those reports give fairly accurate summary of activity regarding juveniles in Ketchikan and they also cover the use of the detention facility during those years. I am also enclosing a copy of a letter I wrote to Mr. Sam Granato regarding emergency child care for dependent and neglected children as status offenders and a copy of a letter written to Mr. Granato by Marian Swain that compares costs for emergency care as opposed to detention for those types of offenders. I hope that information is of some assistance to you, and if you have any questions regarding it, I would appreciate a phone call or a letter. I will try to respond more quickly in the future, but I found it necessary to block out a substantial amount of time to work on a case I had under advisement and my correspondence suffered accordingly.

I would like to make a couple of comments regarding the jail proposed for Ketchikan. I realize that it is politically expedient these days to speak in terms of a maximum security facility whenever one discusses the needs for a new jail facility in Ketchikan or any other part of the State.

Hon. Terry Gardiner
March 26, 1976
Page 2

There have, of course, been a couple of very unfortunate incidents in the Anchorage area in the past year which do tend to point up some inadequacies in the current program in the Division of Corrections, particularly as it regards security in those cases where security is really necessary. In any event, I am convinced that a review of the information which I am enclosing with this letter which bears particularly on juvenile offenders will indicate to you that a maximum security facility is not necessary for Ketchikan. A review of the kinds of criminal defendants that are being processed to our system on a statewide basis will probably convince you as it has convinced me that a maximum security facility for Alaska is a waste of money. I am convinced that we can continue to handle the offenders that require maximum security detention through a contract with the Federal system much more economically than we could ever hope to do by providing such a facility in the State. The need for such a facility is there, certainly, but the number of offenders that are processed through our courts that require that kind of detention is simply very low, and will continue to be low until our population base increases substantially. The cost per bed for providing such a facility is exorbitant and staffing such a facility is also very expensive.

Given the kind of offender that is handled in the courts in the First District as a general rule, I believe that a medium security facility designed to incorporate a community-based corrections or re-habilitation program would best suit our needs. Such a facility should, of course, provide a minimum number of secure holding cells for those offenders who create problems in the institution or those offenders who require secure custody prior to trial and after sentence, pending transfer to a maximum security institution.

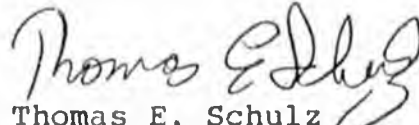
I am equally convinced that we need a new detention facility in Ketchikan provided it is designed with some appreciation of the real world as it exists here. The number of juvenile offenders that are processed through the Superior Court in Ketchikan that require close custody either pending proceedings or after disposition is very few. However, we do need a medium security detention facility to hold those few youngsters who are institutionalized out of the court here, and do require some sort of custody and supervision pending final placement. Again, such a facility should be designed and constructed to provide not only medium security when it is needed, but some sort of evaluation and diagnostic program that can be of some assistance to the court in disposition. We are not infrequently confronted with a situation where a youngster with a proceeding pending in Ketchikan must be sent to some

Hon. Terry Gardiner
March 26, 1976
Page 3

other part of the State because we do not have an appropriate facility here that provides sufficient supervision together with appropriate trained staff to provide this assistance to the court. Thus, we are confronted with the alternative of leaving them in a detention facility here that in essence provides no service and sometimes leaves us in the position of not even being able to send the youngster to school, leaving them out on the street, which is sometimes a poor alternative or sending them off to Anchorage for interim placement. I do not believe that the detention facility here should be constructed on the basis of simply being a maximum security holding facility. One or two, three at most secure cells in such an institution would be more than adequate for our needs in the foreseeable future.

I am quite interested in the plans to construct new correctional facilities in Ketchikan and would be happy to discuss this project with you or your assistant at your convenience.

Very truly yours,


Thomas E. Schulz
Superior Court Judge

TES:ri

Enclosures

March 22, 1976

Honorable Susan Sullivan
Chairwoman
HOUSE COMMITTEE ON HEALTH,
EDUCATION AND SOCIAL SERVICES
Pouch V
Juneau, Alaska 99801

Re: Ketchikan Jail Needs

Dear Representative Sullivan:

We are writing you in regard to the proposed new jail in Ketchikan. The undersigned are individuals who are listed as having been consulted during the preparation of the Ketchikan Corrections Study. We are uncomfortable with the study and encourage the legislature to refrain from funding a facility at this time.

In addition to the projection of space needs, the report's major point was the development of a community-based corrections program for Ketchikan. We are in agreement with the community-based corrections concept, however, we do not feel that the idea has been properly explored in Ketchikan. We feel that the only way a jail or correctional facility can be designed is after there has been an opportunity to put together such a community-based program, and community needs and resources have been identified. Further, the facilities which are suggested in the study do not seem appropriate to the concept of community-based corrections as it is presented in the narrative portion of the study.

It is the feeling of the undersigned that certain matters need to be investigated and certain ideas developed prior to the time we are able to say that Ketchikan is ready to talk about the design of a facility. These questions are as follows:

- 1) The policies of diversion need to be defined, debated and specifically set forth before decisions can be made as to the size and type of facility. For example, the need for a half-way house or work facility and the use of the hospital need exploration. The study implied that community-based correction's results in less people being locked up. If this premise is true (and we believe it to be) the schematic drawings in the study indicate a much larger facility than would be needed.

2) Since the initiation of the study, the use of the detention home has dropped by 2/3 with the elimination of status offenders and this new statistical situation needs to be reflected in the program.

3) The development of a more clearly defined treatment plan needs to be done by establishing the program and correcting it by trial and error until it is functional. As the program is set forth in the study, it is simply not a sophisticated plan. The roles of the agencies which would respond and participate in the community-based correction program need to be defined prior to there being any decisions made as to how these agencies can or would participate.

4) The Alaska State Criminal Justice Planning Agency's proposed Standards and Goals for Criminal Justice has just been published and should be evaluated and understood before any additional funds are spent in the Ketchikan community.

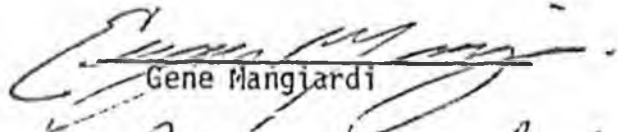
In summary, we note that major national study groups have called for a moratorium on the building of new prisons and this thinking needs to be evaluated.

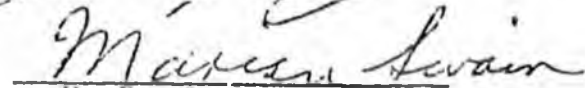
The National Advisory Committee on Criminal Justice Standards and Goals sums up:


"The American correctional system today appears to offer minimum protection for the public and maximum harm to the offender. There is substantial evidence that probation, fines, public service requirements and restitution are less costly than incarceration and consistently produce lower rates of recidivism." and:

"There are compelling reasons to continue the move away from institutions. First, state institutions consume more than three-fourths of all expenditures for corrections while dealing with less than one-third of all offenders. Second, the deterrent potentiality of the prison is grossly exaggerated...Third, prisons heighten offenders' weakness and erode inmates' capacity for responsibility and self-government. Confinement can be even less effective for children and youth."

Sincerely yours,


Gene Mangiardi


Marian Swain


Patricia Coyne

Wende Nelson
Wende Nelson

Richard Whittaker
Richard Whittaker

Stephen Reeve
Stephen Reeve

Jack Osteen
Jack Osteen

cc: Bart Penny
Representative Oral Freeman
Representative Terry Gardner
Senator Robert Ziegler

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF ADMINISTRATION

OFFICE OF THE COMMISSIONER

POUCH C - JUNEAU 99811

March 12, 1976

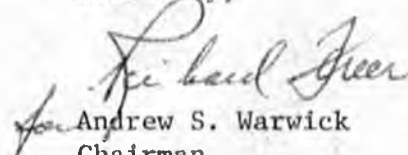
Honorable Susan Sullivan
Chairman, House HESS Committee
Alaska State Legislature
State Capitol - Pouch V
Juneau, Alaska 99811

Dear Representative Sullivan:

Please amend House Bill 618 (Corrections GO Bond Proposal) by adding a new project "(6) Construct Juvenile Detention Facility - Juneau - \$797,400" and decreasing the allocation to the Ketchikan Correctional facility by a like amount. The description of the Ketchikan project (item 2) should be amended by adding the words, "construct or remodel juvenile facility".

The effect of this request is to provide juvenile facilities in both communities.

Sincerely,



Andrew S. Warwick
Chairman
Budget Review Committee

ASW/MS/lw

March 12, 1976

DIVISION OF CORRECTIONS, RECOMMENDED ALTERNATIVE USE OF PROPOSED
CAPITAL CONSTRUCTION FUNDS IN H.B. 618

Remove juvenile and female offenders from the Juneau Correctional Center by constructing a separate detention facility in Juneau. The Juneau Correctional Center has recently been designated as the State's maximum security facility. As such its continued use for juvenile detention is undesirable.

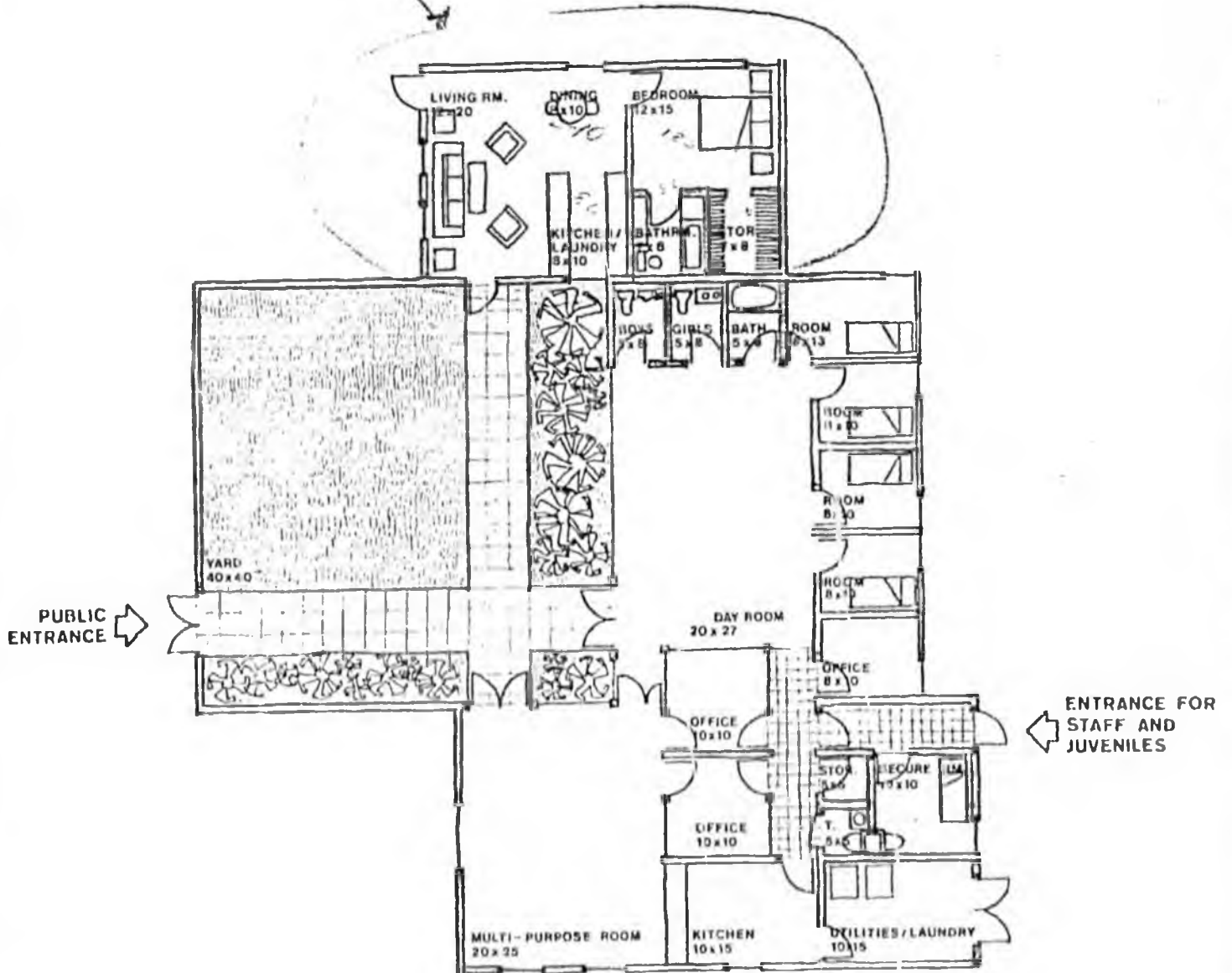
Remodel the existing detention facility in Ketchikan for the exclusive use of juveniles once the new adult facility in that community is constructed.

Transfer the funds currently proposed for the construction of new juvenile facilities in Ketchikan to Juneau. The amount of this transfer would be \$797,400.00.

This proposal will provide juvenile resources to both communities with the same capital construction dollars.

The new juvenile facility for Juneau will create an annual operating cost of \$100,000.00 for the addition of four staff.

700 SQ FT. TO BE CONVERTED TO
 ADULT FEMALE QUARTERS WITH
 ONE SECURE UNIT AND TWO
 LIVING UNITS



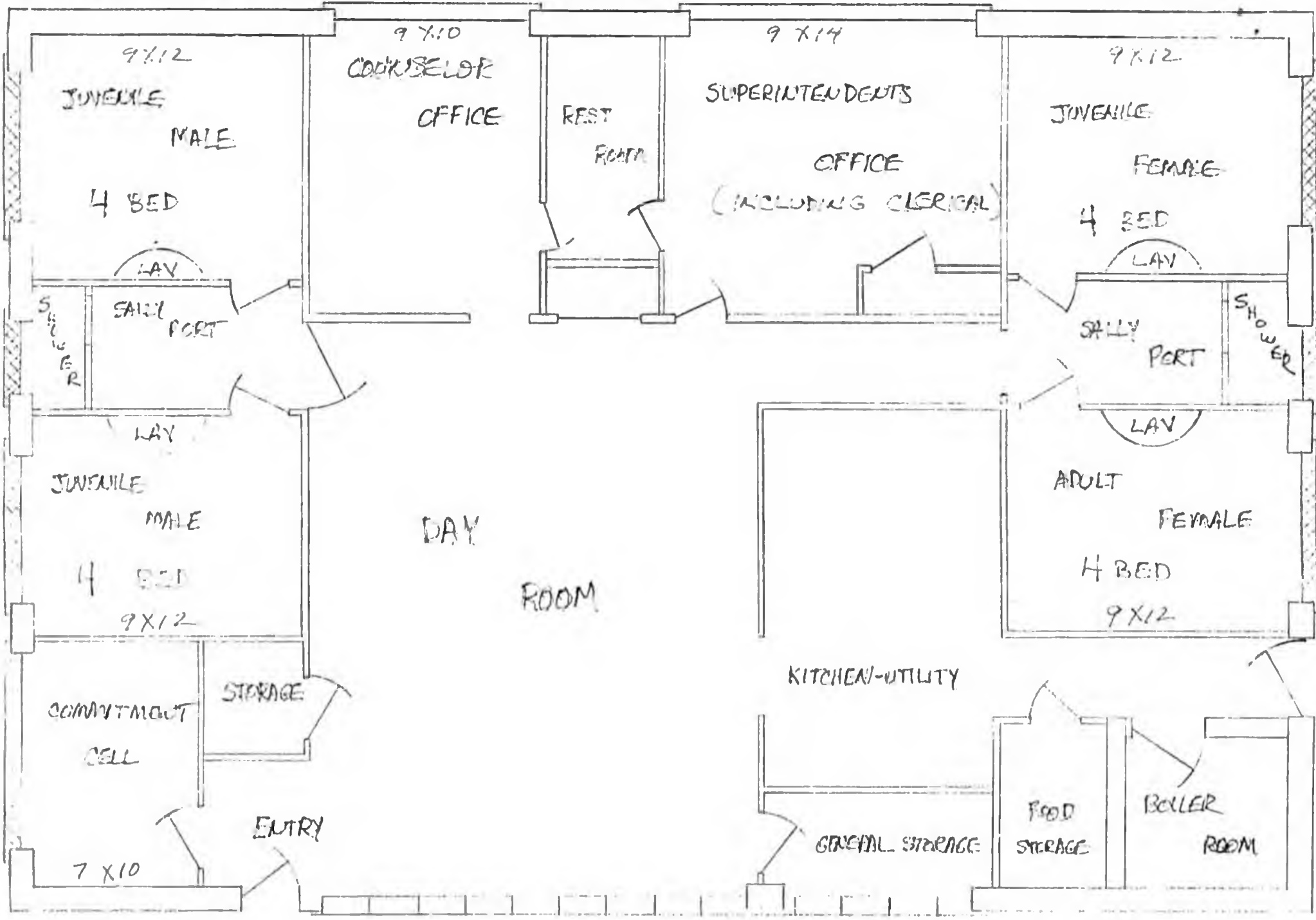
TOTAL SQ FT = 3230

JUVENILE DETENTION CENTER
 KETCHIKAN, ALASKA

CCC/HOK
 DECEMBER 1974
 SCALE 1/16" = 1'-0"

2000 + SQ FT
ONE FLOOR - FLAT ROOF
CONCRETE BLOCK CONSTRUCTION

← 55' →



Scale 3/16" = 1'

STATE DETENTION KETCHIKAN HOME

HB

635

COMMITTEE REPORT

1/21/76

HOUSE

FINANCE.

Mr. Speaker:

Date March 25 1976

HEALTH, EDUCATION & SOCIAL SERVICES

The Committee on _____ has had CSHB 635

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:

| | | |
|--------------------|--------------------|-------|
| <u>[Signature]</u> | <u>[Signature]</u> | _____ |
| <u>[Signature]</u> | <u>[Signature]</u> | _____ |
| <u>[Signature]</u> | <u>[Signature]</u> | _____ |
| _____ | _____ | _____ |

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

[Signature] recommends: no bill

_____ recommends:

_____ recommends:

[Signature] Chairman



Alaska State Legislature

House

JUNEAU ALASKA

COMMITTEE MEETING HOUSE HESS

MARCH 26, 1976

Present: Sullivan Ostrosky
Parr Beirne Osterback

Testifying:
Elizabeth Shaw, NASW
Janis Price, NASW
Sister Andrea

HCR 111 - Boundary Change in Health Service Area - Rules

Sister Andrea - opposed to the bill- wants three HSA

Renninger, Dept. H&SS, also supports three HSA conceptually and fiscally

Bill not moved or,

HB 367 -Social Workers Licensing - Beirne

Beirne spoke on revised version of the bill, revised with assistance of Sharon Andrews, director of licensing. Went over provisions of the bill with committee. Some changes made on the draft.

Mr. Price, Dept. H&SS, discussed minor points of bill. Stated that the bill requires all new employees to have MSW or change their title or requirements of certain jobs to hire people. Dept. does not have to fire any S.W. who are employed now or don't have MSW.

Discussion around fiscal implications of all these new licensing bills. Probably will add one more full time person to the licensing division.

Motion passed for individual recommendations on the work draft copy to be a Committee Substitute.

HB 744 - Freedom of choice, medical procedures - Beirne

Mr. Heidersdorf, representing Alaskans for Life, not for the entire concept of the bill, feels there are some problems with it.

Committee discussion regarding suicide, also liability regarding disconnecting life sustaining measures, example Quinlan case.

Heidersdorf feels that people have the right to make this decision, but not 20 or 30 years before, people might change their ideas and minds. Also definition of extraordinary means, might change

Page 2
March 26, 1976

Beirne would like a chance to rework the bottom of p. 1 , severe distress, etc. too difficult til revoke now. Will let Pat Rodey and Clark Grueing look at the proposed chances.

Committee points out various areas of concern for Helen to take a look at. P. 1. line 19, how about renewal every five years

P. 3 line 27, need rewording, more specific

Alvin suggests time frame, 1 year or so till individual can have a chance to recover.

Hold till middle or end of nexy week, when Helen has it reworked.

HB 772 - Licensure of counselors - HESS

Tabled - dead

SB 554 - Licensing of Phy. & Osteopaths - Croft

Beirne - Croft wanted to work this over with others, make amendments, Helen feels there wasn't enough time, want to make 1 change now

Line 20, Add "the Department shall employ"

Delete "The board shall employ"

Amendments passed

This bill belongs in malpractice, wants it to go to Jud. Recommend it is included in Malpractice package.

Bill - passed

HB 392 - Rehabilitation Counselor - Beirne

Beirne, explanation of bill and discussion
proposed amendment - decided to make a committee substitute of this bill, see draft. Also all reference to counselors should read Vocational Rehabilitation counselor

Delete line 4 - 11 page 4

Helen moved to have this bill moved out.
as a committee substitute

HB 635 - Licensing of Speech Pathologists & Audiologists - Gov.

Beirne, alot of fraud by people coming into Ak. and selling hearing aids and then leaving state.

Committee went over work draft and made changes, P.2, line 25 delete "practice speech path. or audio". line 27, 28 & 29 P4 delete, P. 5 line 1 thru 19 delete. P. 5 line 19, change "social worker" to Speech pathologist & audiologist

Committee recommends Committee Substitute move out, individual recommendations passed out.



JUNEAU ALASKA

Alaska State Legislature

House

HOUSE HESS COMMITTEE MEETINGS

FEB 25, 1976

Present: Osterback Hackney
 Ose Parr
 Beirne Sullivan

Testifying: Joan Leonard, Ak. Speech & Hearing Assoc. HB 635
 Deborah Crow, Ak. Speech & Hearing Assoc. HB 635
 David Canterbury Chief, Communicative Disorders Program
 Sharon Andrew, Director, Occupational Licensing
 Frank Pauls, Director, Public Health

HB 635 Licensing of speech pathologists & audiologists, Beirne

Beirne - opening remarks on the bill, why it is needed, etc.
Approximately 80 speech path. and audiologists in state now.

Sharon Andrews - Dept. is opposed because they want to wait till HB 578
Credentialing Review Board, is heard and moved on. Dept. of Commerce
has no evidence that there is presently any problems with not having
pathologist and audiologists licensed.

Deborah Crow spoke in favor of the bill. At least 37 states license
their speech path. and audio.

David Canterbury, feels that there is a need for licensing, especially
because abuse can be done in the rural areas where there is a definite
need for more professional pathologists and audiologists.

Main consensus of opinion and concern is that there might be misues
of not having path. and audio licensed in the future. Right now
Alaska does not seem to have any problems.

Joan Leonard - As a student, who is being supervised under H. Beirne,
for her practical experience, she feels this bill is very necessary
because of the possible misuse.

Parr would like to see some documentation as to the problems which
have arisen in other states concerning this area of licensing. He
does not feel that all professions require licensing.

SB 554 will not be heard today for lack of time. HB 635 will be
continued in the future, not moved on today.

POSITION PAPER
ON
HOUSE BILL 635

"An Act relating to licensing of speech pathologists and audiologists."

This bill has been introduced by Dr. Helen Beirne and has received the unanimous support of the Alaska Speech and Hearing Association. This group also authored the bill. The intent of this proposed legislation is to license individuals who practice these professions and thus protect the public against incompetent and unscrupulous practitioners. Licensure in these areas has become the trend nationally and in excess of 37 other States now have such laws. Legislation is pending in other States.

The Speech Pathology and Audiology fields have rather rigorous training and certification requirements at the national level through the dictates of the American Speech and Hearing Association, however this is a voluntary association which has no legal basis for enforcement at the State level. Unqualified persons who are not members of the American Speech and Hearing Association are free to practice within Alaska and present themselves to the public as Speech Pathologists or Audiologists even though they may have little or no training in these professions and adhere to no formalized code of ethics.

House Bill 635 establishes a masters degree as the minimum standard for practice of Speech Pathology and/or Audiology but has liberal provisions for the "grandfathering" of individuals presently practicing.

Speech Pathologists and Audiologists are perhaps the only professionals providing therapeutic health care services, often in medical settings, that are not generally regulated by licensing laws. This may indeed be a problem area in the future since Federal legislation such as that establishing Professional Standards Review Organizations and the Health Services Agency legislation often ask the States to identify qualified providers by referring to those licensed by the State. With no existing statutes the State may be put in the position of having to resort to a more arbitrary procedure for identifying these health care providers.

Although I urge that Health and Social Services support this bill there is need for larger membership on the Board of Examiners. This board should have at least five (5) members to insure adequate representation of the professions. Attached are other specific amendments to the bill which are recommended.

The Department supports the Bill with changes indicated above.

Recommended By: Frank P. Pauls, Dr. P. H. 2/27/76
(Acting Director, (Date)
Division of Public Health)

Approved By: Louis M. Jewell 3/2/1976
(Commissioner) (Date)

SUGGESTED REVISIONS AND ADDITIONS TO HOUSE BILL 635, AN ACT RELATING TO
LICENSING OF SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

- Amend Section 08.74.040.(1) to read "adopt regulations necessary to make this chapter effective to include but not limited to adoption of ethical standards of practice;"
- Amend Section 08.74.040.(3) to read "conduct hearings, issue subpoenas for witnesses, administer oaths to persons giving testimony at hearings, and keep records and minutes necessary to an orderly dispatch of business; and "
- Amend Section 08.74.120(i) to read "on the effective....(as printed)....speech pathology or audiology, providing that the applicant files an application on or before one (1) year from the effective date of this chapter; or "
- (2) add the word or after "this chapter;" on page 4, line 5.
- Omit the word "unprofessional" from line 12, Section 08.74.130. page 4.
- Substitute the word unethical for the word "unprofessional" in line 17, page 4.
- Amend Section 08.74.150. page 5 to read "The board shall determine appropriate continuing professional education for persons licenced under this act."
- Amend Section 08.74.160.(a).line 16 to read "which leads to a degree in speech pathology or audiology and/or who has..."
- line 18 to read "any other title appropriate to his level of training may provide supportive speech..."
- Add to section 08.74.160. page 5. paragraph (d) Each person licenced under this chapter who supervises a speech pathology or audiology aide shall register with the Board in a manner prescribed by the Board.
- Add (e) Every licensee who supervises aides is responsible for the extent, type and quality of services provided to the clients and is liable to suspension, revocation, or any other appropriate penalty for failure to exercise his responsibilities in the supervision of such aides.
- Amend Section 08.74.170.(5) line 12 to read "and his services are performed under the supervision of a speech pathologist"
- Add to Section 08.74.170. paragraph (6) The activities and services of a speech pathologist or audiologist who is obtaining his year of paid professional experience as required by Sec. 08.74.110.(2).
- Add to Sec. 08.74.220.(3) line 8, page 7 "for the purposes of this subsection the words 'habilitation' and 'rehabilitation' include, but are not limited to, hearing aid evaluation, recommendation, and fitting."

SUGGESTED REVISIONS OF HOUSE BILL 635 (continued)

Add to Sec.08.74.220. paragraph (7) "Association" means the Alaska Speech and Hearing Association.

and paragraph (8) "ASHA" means the American Speech and Hearing Association.



Alaska Occupational Therapy Association

2900 Providence Drive, Anchorage, Alaska 99503

January 7, 1976

To Whom it may concern,

A resolution, which the speech pathologists and audiologists was read and discussed with the therapists present at our monthly meeting. It was agreed upon that we, the Alaska Occupational Therapy Association would support the speech pathologists and audiologists bill for licensure. If any further assistance is required, feel free to contact us.

Sincerely,

Henrietta Callwood
secretary of AkOTA



ALASKA TREATMENT CENTER

for

Crippled Children & Adults, Inc.

3710 E. 20th Ave.,

Anchorage, Alaska 99504

Phone (907) 272-0586

February 25, 1976

Susan Sullivan
Legislative Affairs Committee
Juneau, Alaska

Dear Ms. Sullivan,

The Communicative Disorders Department of the Alaska Treatment Center supports the proposed licensure bill for Speech Therapists and Audiologists. We strongly urge your endorsement of Bill 635 with its recommended amendments. We feel that licensure is an effective method of protecting our professional standards as well as protecting the people we serve.

Do not hesitate to contact us for further information. Thank-you.

Linda Schiffler
Linda Schiffler
Audiologist

Barbara Loutrel
Barbara Loutrel
Speech Pathologist

sincerely,

Laurie Somes
Laurie Somes
Supervisor

Julie Zahniser
Julie Zahniser
(Speech Therapist)

ALASKA TREATMENT CENTER

for

Crippled Children & Adults, Inc.

3710 E. 20th Ave.,

Anchorage, Alaska 99504

Phone (907) 272-0586



February 24, 1976

Alaska State Legislature
Health, Education, and Social Service Committee
Juneau, Alaska 99701

Dear Committee Members:

I have reviewed HB 635, an act relating to licensure of speech pathologists and audiologists.

Having employed speech pathologists and audiologists as part of our total rehabilitation services to Alaskans, I have long supported issues which would benefit those patients as well as promote higher quality rehabilitation services.

Upon study of this bill, I feel that it is consistent with the concerns outlined above and urge the committee's support and passage of this act.

Sincerely yours,

A handwritten signature in cursive script that reads "Keith W. Tolzin".

KEITH W. TOLZIN
Executive Director

jck

7/74 - 12/74

PRESCHOOLS AND HEAD START - SHERO

| Tympanometry: | <u>Normal</u> | 0 . | <u>*Type B</u> | <u>**Type C</u> | <u>***P. E. Tubes</u> |
|---------------------|---------------|-----|----------------|-----------------|-----------------------|
| Haines | 5 | | 1 | 3 | |
| Skagway | 6 | | 4 | 4 | |
| Yakutat | 6 | | 13 | 4 | |
| Petersburg | 20 | | 7 | 7 | |
| Hoonah | 9 | | 1 | 5 | |
| Kake | 10 | | 3 | 6 | |
| Ketchikan Day Care | 7 | | 8 | 8 | |
| Ketchikan Totemland | 19 | | 12 | 5 | |
| Juneau Coop | 20 | | 2 | 4 | 1 |
| Auke Bay | 36 | | 6 | 14 | 3 |
| Lidliput | 9 | | 2 | 2 | |
| St. Ann's | 26 | | 9 | 27 | 1 |
| | <u>175</u> | | <u>66</u> | <u>89</u> | |
| % | | | 20% | 27% | |

TOTAL TO DATE: 328

* Type "B" - indicates middle ear effusion or tympanic membrane perforations.

** Type "C" - indicates substantial negative middle ear pressure. This is often a prelude to middle ear pathology.

*** P. E. Tubes - refers to a minor surgical procedure performed by an otologist to correct abnormalities in middle ear pressure. A small polyethylene tube is placed through the tympanic membrane.

7/74 - 12/74

AUDIOLOGICAL EVALUATION OF NEW STUDENTS

BIA High School, Mt. Edgecumbe

| | | |
|--------------------------------|---------------|-----|
| Total Student Body: <u>479</u> | 364 Eskimo | 76% |
| | 43 Athabascan | 9% |
| | 34 Aleut | 7% |
| | 29 Tlingit | |
| | 5 Tsimpsan | |
| | 4 Haida | |

Total Seen: 256 or 54% of the student body

Total Hearing Losses: (Criteria; Conductive: air-bone gap, 10db or more at 3 or more frequencies.

Sensorineural: greater than 25db at 2 or more frequencies between 1000 and 4k.

97 or 38% of those seen had hearing loss according to the above criteria.

Type of losses:

| | |
|---------------|------------|
| Conductive | <u>63%</u> |
| Sensorineural | <u>30%</u> |
| Mixed | <u>7%</u> |

| Degree: | <u>Conductive</u> | <u>Sensorineural</u> | <u>Mixed</u> |
|---------------------|-------------------|----------------------|--------------|
| Bilaterally | | | |
| Mild: 24-40 | 24 | 7 | 3 |
| Moderate 40-55 | 8 | 1 | 1 |
| Mod. Severe 55-70 | 4 | 6 | 1 |
| Severe greater 70 | 1 | 4 | 1 |
| Total | <u>37</u> | <u>18</u> | <u>6</u> |
| Unilateral | | | |
| Mild to Mod. Severe | 24 | 8 | 1 |
| Severe | | 3 | |
| | | <u>11</u> | <u>1</u> |

Total Seen for ENT Surgery: 30 or 49%


Not all referred have been seen,
 Some are revised surgery.
 Some are on-going medical therapy.
 Some have not elected to have surgery.

Quarterly Report
1st & 2nd Quarters
FY 76

The following is a summary of the program statistics for the first half of Fiscal Year 1976 which indicates that the regional programs have been extremely active.

| | |
|--|--------|
| Threshold tests by Communicative Disorders Program | 2,904 |
| Number of thresholds performed by Public Health Nurses, Alaska Native Medical Center - Audiology Unit, and Alaska Treatment Center | 1,773 |
| Impedance evaluations by Communicative Disorders Program | 2,093 |
| Audiometric screenings performed by Communicative Disorders Program staff and Public Health Nurses | 6,481* |
| Hearing Aid Evaluations | 165 |
| Hearing Aid Fittings | 75 |
| Medical Referrals | 1,015 |
| Villages and Communities Served | 70 |

* - Incomplete reporting


David R. Canterbury, Ed.D., Chief
Communicative Disorders Program

January 28, 1976

STATE
of ALASKA**MEMORANDUM**TO: Tom Brown, Coordinator
Office for Exceptional
Children

DATE : February 20, 1976

FROM: Judi Hayden *JH*
Education SpecialistSUBJECT: House Bill 635: "An Act
Relating to Licensing of
Speech Pathologists &
Audiologists."

I feel that our office should support this licensure bill in an effort to upgrade the services being rendered to the public in this state. I also feel that this state licensing will give more local control (that is state control) over professional competence in speech pathology and audiology vs. the present national control being exercised by the American Speech and Hearing Association in its conference of the CCC (Certificate of Clinical Competence).

This bill does not impinge upon the Department of Education's certification requirements concerning persons employed by a school district. Nor does this bill require persons performing services for a school district who hold a valid certificate issued by the Department of Education to obtain a license.

Concerning Sec. 08.74.010 of this bill (pg. 1), I do not think a three-member board is at all adequate to provide the wide range of duties and services and to make the numerous binding decisions that the bill authorizes them to make. This bill gives a great deal of authority to the three-member board, consisting of 2 speech pathologists and one audiologist. I feel that a five-member board, consisting of 3 speech pathologists and 2 audiologists would be more representative of various view points and experiences that such a board should have.

Therefore, Tom, I urge your support of this bill if not on specific items, at least on the whole of it.

cc: David Canterbury
Mike Mosher
Ed Obie
Sherman Welch

JH:es



Alaska Occupational Therapy Association

2900 Providence Drive, Anchorage, Alaska 99503

January 7, 1976

To Whom it may concern,

On December 3, 1975, a bill on licensure from the speech pathologists and audiologists was read and discussed with the therapists present at our monthly meeting. It was agreed upon that we, the Alaska Occupational Therapy Association would support the speech pathologists and audiologists bill for licensure. If any further assistance is required, feel free to contact us.

sincerely,

Hennetta Callaway, OT

secretary of AkOTA

SUGGESTED REVISIONS AND ADDITIONS TO HOUSE BILL 635, AN ACT RELATING TO LICENSING OF SPEECH PATHOLOGISTS AND AUDIOLOGISTS.

- Amend Section 08.74.040.(1) to read "adopt regulations necessary to make this chapter effective to include but not limited to adoption of ethical standards of practice;"
- Amend Section 08.74.040.(3) to read "conduct hearings, issue subpoenas for witnesses, administer oaths to persons giving testimony at hearings, and keep records and minutes necessary to an orderly dispatch of business; and "
- Amend Section 08.74.120(1) to read "on the effective.....(as printed)....speech pathology or audiology, providing that the applicant files an application on or before one (1) year from the effective date of this chapter; or "
- (2) add the word or after "this chapter;" on page 4, line 5.
- Omit the word "unprofessional" from line 12, Section 08.74.130. page 4.
- Substitute the word unethical for the word "unprofessional" in line 17, page 4.
- Amend Section 08.74.150.page 5 to read ' "The board shall determine appropriate continuing professional education for persons licenced under this act."
- Amend Section 08.74.160.(a).line 16 to read "which leads to a degree in speech pathology or audiology and/or who has..."
- line 18 to read "any other title appropriate to his level of training may provide supportive speech..."
- Add to section 08.74.160.page 5. paragraph (d) Each person licenced under this chapter who supervises a speech pathology or audiology aide shall register with the Board in a manner prescribed by the Board.
- Add (e) Every licensee who supervises aides is responsible for the extent, type and quality of services provided to the clients and is liable to suspension, revocation, or any other appropriate penalty for failure to exercise his responsibilities in the supervision of such aides.
- Amend Section 08.74.170.(5) line 12 to read "and his services are performed under the supervision of a speech pathologist"
- Add to Section 08.74.170. paragraph (6) The activities and services of a speech pathologist or audiologist who is obtaining his year of paid professional experience as required by Sec. 08.74.110.(2).
- Add to Sec. 08.74.220.(3) line 8, page 7 "for the purposes of this subsection the words 'habilitation' and 'rehabilitation' include, but are not limited to, hearing aid evaluation, recommendation, and fitting."

SUGGESTED REVISIONS OF HOUSE BILL 635 (continued)

Add to Sec.08.74.220. paragraph (7) "Association" means the Alaska Speech and Hearing Association.

and paragraph (8) "ASHA" means the American Speech and Hearing Association, the national administrative office of which is located in the District of Columbia, 9030 Old Georgetown Road, 20014.

The preceding recommendations are made by the Licensure committee of the Alaska Speech and Hearing Association with the unanimous approval of the association.

HB

645



JUNEAU ALASKA

Alaska State Legislature House

HOUSE HESS COMMITTEE

JAN 28, 1976

Present: All present except Osterback

Testifying: Eric Lee CRA Bob Gregovitch, H&SS
 Harvey Pitts, CRA

HB 560 - Day care facilities - Rules/Gov

Eric Lee stated that this bill intended to clear up problems of statutes so that the bill conforms to legislative intent.

Committee wanted to know how much of 1.2 million was committed and to whom.

Harvey Pitts - to date \$900,000 all over state, read list of locations.

Committee wanted to know the relationship that the municipalities would play in day care program. What areas and problems particular to rural areas, how can rural facilities meet requirements.

Sullivan - move to pass out , no objection, do pass

HB 645 - Guardians for incapacitated persons - Rules/Gov

Bob Gregovitch H&SS, This bill reinforces partial guardianship

Committee would like someone from the Dept. of Law to testify, also would like Clark Gr. to testify because he worked in this area during interim.

Sullivan - would like dept of law to testify before Judiciary on bill and would like to hear Clark.