

ALASKA LEGISLATURE COMMITTEE FILES

1903-1904

0014

2263 HHESS HB 383 - HB 418

2263

Proposal Number 83-50

Subject Support for CSHB 383

Submitted to:	Date	Submitted to:	Date
<u>XX</u> Board of Directors	<u>5-24-83</u>	Executive Director	_____
Executive Committee	_____	Program Director	_____
_____ Committee	_____	Staff	_____

Submitted by: Thelma Langdon  
Director Family and Child Advocacy Project

Resolution: Whereas, Alaska Children's Services provides residential care and treatment for emotionally disturbed, neglected, abused and troubled children and youth placed in custody of the State by the court system, and

Whereas, due to 1982 Legislative action, cost of care rates for FY 83 were frozen at FY 82 level, and

Whereas, during the first half of the FY there was a 7% reduction in placements, and

Whereas, this has resulted in a deficit of \$180,000 which is approximately 8% of the operating budget, and

Whereas, Alaska Children's Services desperately needs at least 2½% rate increase proposed by Committee Substitute for House Bill 383 in order to provide professional care and treatment to the children referred by the State,

Be It Resolved That the ACS Board of Directors supports CSHB 383 and urges its passage.

Note: This bill would authorize the Department of Health and Social Services to increase residential child care rates by 2½% retroactive to July 1, 1982. The money would come from a projected fund balance and would require no new money.

Action taken: Passed Amended Tabled Withdrawn Defeated  
Referred to: \_\_\_\_\_ Other \_\_\_\_\_

Date: \_\_\_\_\_

# Alaska Statutes

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## Title 47. Welfare, Social Services and Institutions.

### Chapter

- 30. Mentally Ill and Insane Persons (§§ 47.30.655 — 47.30.915)
- 65. Service Programs for Older Alaskans (§§ 47.65.010 — 47.65.060)
- 90. Displaced Homemakers (§§ 47.90.010 — 47.90.070)

### Chapter 05. Administration of Welfare, Social Services and Institutions.

#### Section

- 10. Duties of department
- 15. Contracts
- 50. Policy

**Sec. 47.05.10. Duties of department.** The Department of Health and Social Services shall

(1) administer adult public assistance, aid to families with dependent children, and all other assistance programs, and receive and spend funds made available to it;

(2) adopt regulations necessary for the conduct of its business and for carrying out federal and state laws granting adult public assistance, aid to families with dependent children, and other assistance;

(3) establish minimum standards for personnel employed by the department and make necessary rules and regulations to maintain those standards;

(4) require those bonds and undertakings from persons employed by it which in its judgment are necessary, and pay the premiums on them;

(5) cooperate with the federal government in matters of mutual concern pertaining to adult public assistance, aid to families with dependent children, and other forms of public assistance;

(6) make the reports, in the form and containing the information, which the federal government from time to time requires;

(7) cooperate with the federal government, its agencies or instrumentalities in establishing, extending and strengthening services for the protection and care of homeless, dependent and neglected children in danger of becoming delinquent, and receive and expend funds available to the department by the federal government, the state or its political subdivisions for that purpose;

(8) cooperate with the federal government in adopting state plans to make the state eligible for federal matching in appropriate categories of assistance, and in all matters of mutual concern, including adoption of the methods of administration which are found by the federal government to be necessary for the efficient operation of welfare programs;

(9) adopt regulations, not inconsistent with law, defining need, prescribing the conditions of eligibility for assistance, and establishing standards for determining the amount of assistance which an eligible person is entitled to receive; the amount of the assistance is sufficient when, added to all other income and resources available to an individual, it provides the individual with a reasonable subsistence compatible with health and well-being; an individual who meets the requirements for eligibility for assistance shall be granted the assistance promptly upon application for it;

(10) grant to a person claiming or receiving assistance and who is aggrieved because of the department's action or failure to act, reasonable notice and an opportunity for a fair hearing by the department, and the department shall establish regulations relative to this;

(11) enter into reciprocal agreements with other states relative to public assistance, welfare services, and institutional care which are considered advisable;

(12) establish the requirements of residence for public assistance, welfare services and institutional care which are considered advisable, subject to the limitations of other laws of the state, or law or regulation imposed as conditions for federal financial participation;

(13) establish the divisions and local offices which are considered necessary or expedient to carry out a duty or authority assigned to it and appoint and employ the assistants and personnel which are necessary to carry on the work of the divisions and offices, and fix the compensation of the assistants or employees except that no person engaged in business as a retail vendor of general merchandise, nor a member of the immediate family of a person who is so engaged, may serve as an acting, temporary or permanent local agent of the department, unless the commissioner of health and social services certifies in writing to the governor, with relation to a particular community, that no other qualified person is available in the community to serve as local welfare agent; for the purposes of this subsection, a "member of the immediate family" includes a spouse, child, parent, brother, sister, parent-in-law, brother-in-law or sister-in-law;

(14) each February hold public meetings to review, study, and propose, the necessary levels of care and the rates it will pay to anyone for the services required during the succeeding year; before final adoption by the department the proposed levels of care and the rates of payment shall be reviewed by the legislature annually while in session. (§ 51-1-3(a) — (m) ACLA 1949; am § 1 ch 88 SLA 1951; am § 1 ch 63 SLA 1959; am § 1 ch 175 SLA 1968, am § 2 ch 136 SLA 1970;

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Sec. 47.

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Chapter 40. Purchase of Services.

**Editor's notes.** — For legislative findings that the present method for establishing payment rates under this chapter for residential child care services is inadequate, and that the rates established under this chapter should be suspended from June 30, 1982 to July 1, 1984, see § 1, ch. 138, SLA 1982, in the 1982 Temporary and Special Acts and Resolves.

Section 2, ch. 138, SLA 1982, provides: "The operation of AS 47.05.010(14), AS 47.40.010, 47.40.040, and 47.40.050 is suspended from July 1, 1982 through June 30, 1984. During the period of suspension, payment for services provided by residential child care facilities shall be made solely in accordance with the provisions of secs. 3 and 4 of this Act."

For payments authorized per day for each child placed by the Department of Health and Social Services in an existing residential care facility for fiscal year 1983, see § 3, ch. 138 SLA 1982 in the 1982 Temporary and Special Acts and Resolves.

For payment rates for residential child care services for fiscal year 1984, see § 4, ch. 138, SLA 1982, in the 1982 Temporary and Special Acts and Resolves.

Section 5, ch. 138, SLA 1982, provides: "For fiscal years 1983 and 1984 the Department of Health and Social Services may contract for residential child care services with a facility not listed in sec. 3 of this Act at a rate to be determined by the department."

Sec. 47.40.010. Purchase of services.

**Cross references.** — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

NOTES TO DECISIONS

Subsection (a)(3) of this section and AS 47.40.040(a) are in pari materia and should be construed so as to be consistent with one another and in such a manner as to give maximum effect to each. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

The legislature did not intend retroactive cost settling under this section and AS 47.40.040, Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Subsection (a)(3) of this section states that when the Department of Health and Social Services purchases services for persons for whom the state has assumed

responsibility, it shall "pay all expenses related directly to the full cost of services at the levels of care required," since AS 47.40.040(a) specifically provides that the "full cost" of services shall be determined by the per person, per day cost in the preceding fiscal year plus a proportionate share of anticipated cost of living and staff salary increment increase" for the upcoming fiscal year, the Department of Health and Social Services is bound to authorize payments only for those amounts predicted at the beginning of each fiscal year. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Sec. 47.40.040. Determination of full cost of services.

**Cross references.** — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

Alaska Statute subsection (a) materia and should be consistent with one another in a manner as each. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 4155, 606 P.2d 786 (1980).

The legislative intent of this section and this section is to suspend the operation of AS 47.40.010, 47.40.040, and 47.40.050 when the Department of Health and Social Services purchases services for whom the state

Sec. 47.40

Cross reference suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

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Section 10. Persons and longevity

Sec. 47.45

(a) A person who is a resident of this territory on a continuous basis shall be eligible for the commission monthly benefit.

(b) When the applicant qualifies, the benefit shall begin promptly.

(c) A person who is a resident of this territory continuously shall be eligible for the commission monthly benefit under § 1 ch 33 SLA 1982 and § 1 ch 13

Effect of amendment substituting the end of subsection

NOTES TO DECISIONS

Alaska Statutes 47.40.010(a)(3) and subsection (a) of this section are in pari materia and should be construed so as to be consistent with one another and in such a manner as to give maximum effect to each. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

The legislature did not intend retroactive cost settling under AS 47.40.010 and this section. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Although AS 47.40.010(a)(3) states that when the Department of Health and Social Services purchases services for persons for whom the state has assumed responsibility,

it shall "pay all expenses related directly to the full cost of services at the levels of care required," since subsection (a) of this section specifically provides that the "full cost" of services shall be determined by the per person, per day cost in the preceding fiscal year plus a proportionate share of anticipated cost of living and staff salary increment increase" for the upcoming fiscal year, the Department of Health and Social Services is bound to authorize payments only for those amounts predicted at the beginning of each fiscal year. Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Sec. 47.40.050. Services.

Cross references. — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

Chapter 45. Alaska Longevity Bonus.

Section

10. Persons who may qualify for longevity bonus

Section

120. Exemption from taxation and process

Sec. 47.45.010. Persons who may qualify for longevity bonus.

(a) A person who is 65 years of age or over, who was domiciled in the territory on or before January 3, 1959 and who has maintained a continuous domicile in the territory or state for 25 years may apply to the commissioner of administration for qualification to receive a monthly bonus of \$250.

(b) When the commissioner of administration determines that an applicant qualifies under AS 47.45.010 — 47.45.170 he shall immediately begin payment of the bonus.

(c) A person who otherwise qualifies to receive a bonus provided for in AS 47.45.010 — 47.45.170 may continue to do so only as long as he continuously retains a domicile in the state. (§ 1 ch 205 SLA 1972; am § 1 ch 33 SLA 1976; am § 1 ch 89 SLA 1978; am § 1 ch 147 SLA 1980; am § 1 ch 13 SLA 1981)

Effect of amendments. — The 1980 amendment substituted "\$200" for "\$150" at the end of subsection (a).

The 1981 amendment, in subsection (a), substituted "\$250" for "\$200" at the end of the subsection.

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Verify Money  
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Chapter 138  
SLA 82

AN ACT

Relating to vision and hearing screening examinations,  
public assistance, and other assistance provided by the  
state; and providing for an effective date.

\* Section 1. FINDINGS. The legislature finds that the present method for establishing payment rates under AS 47.40 for residential child care services is inadequate. The Department of Health and Social Services shall conduct a study of alternatives to the method of establishing payment rates under AS 47.40. The study shall be conducted by a committee of five members appointed by the commissioner of the Department of Health and Social Services. Three members of the committee shall be employees of the Department of Health and Social Services and two members shall be providers of residential child care services. The study shall contain, among other matters determined by the department, a suggested redefinition of the manner in which rates for residential child care services are calculated, a consideration of the method and amount of reimbursement for capital cost of residential child care facilities, and the availability and use of other sources of money to finance residential child care services and to finance the construction of residential child care facilities. The committee shall report its findings to the legislature on or before the 30th day of the Second Session of the Thirteenth Legislature. The legislature further finds that the rates established under AS 47.40 should be suspended from June 30, 1982 to July 1, 1984.

\* Sec. 2. The operation of AS 47.05.010(14), AS 47.40.010, 47.40.040, and 47.40.050 is suspended from July 1, 1982 through June 30, 1984. During the

Amend for 3 C 138  
By increasing amount 5%

Chapter 138

Immediate effect date.

1 period of suspension, payment for services provided by residential child care  
2 facilities shall be made solely in accordance with the provisions of secs. 3  
3 and 4 of this Act.

4 \* Sec. 3. For fiscal year 1983, the payment authorized per day for each  
5 child placed by the Department of Health and Social Services in an existing  
6 residential care facility is:

7	Alaska Children's Services Receiving Home (Anchorage)	\$149.85
8	Alaska Children's Services Jesse Lee Home (Anchorage)	165.46
9	Alaska Children's Services Rabbit Creek Group Home (Anchorage)	166.40
10	Alaska Children's Services North Star Home (Anchorage)	103.55
11	Alaska Children's Services Aquarius House (Anchorage)	107.60
12	Alaska Children's Services Colletti House (Anchorage)	117.51
13	Alaska Baptist Family Service Center (Anchorage)	117.02
14	Booth Memorial Home (Anchorage)	146.90
15	Hilltop Home, Inc. (Anchorage)	85.53
16	Kenai Peninsula Community Care Center (Kenai)	91.74
17	Kodiak Baptist Mission (Kodiak)	61.61
18	Turning Point Boys Ranch (Willow)	105.37
19	North Star Children's Home (Dot Lake)	62.25
20	Presbyterian Hospitality House (Fairbanks)	111.98
21	Junenu Receiving Home (Juneau)	106.17
22	St. Jude Center, Inc. Receiving Home (Juneau)	72.33
23	Nome Receiving Home (Nome)	116.97
24	Manilaq Group Home (Kotzebue)	167.00
25	North Slope Borough Children's Receiving Home (Barrow)	168.35
26	Ketchikan Teen Home I (Ketchikan)	74.26
27	Ketchikan Teen Home II (Ketchikan)	81.61
28	Ketchikan Children's Home Intensive Treatment Unit (Ketchikan)	152.56
29	Sitka Receiving Home (Sitka)	40.66

1	Bethel Receiving Home (Bethel)	75.52
2	Bethel Group Home (Bethel)	59.06
3	Covenant High School (Unalakleet)	51.16

4 \* Sec. 4. For fiscal year 1984 the payment rates for residential child  
5 care services shall be the amounts set out in sec. 3 of this Act increased by  
6 five percent.

7 \* Sec. 5. For fiscal years 1983 and 1984 the Department of Health and  
8 Social Services may contract for residential child care services with a  
9 facility not listed in sec. 3 of this Act at a rate to be determined by the  
10 department.

11 \* Sec. 6. AS 14.30 is amended by adding a new section to read:

12       Sec. 14.30.075. VISION AND HEARING SCREENING EXAMINATIONS. (a) A  
13 vision and hearing screening examination shall be given to each child  
14 attending school in the state. The examination shall be made when the  
15 child enters school or as soon thereafter as is practicable, and at  
16 regular intervals specified by regulation by the governing body of the  
17 district.

18       (b) The Department of Health and Social Services shall

- 19               (1) set standards for the performance of vision and hearing  
20 screening;
- 21               (2) train and certify public health nurses and school district  
22 employees to conduct hearing and vision screening tests;
- 23               (3) assist with referral and follow-up of children needing  
24 professional examination or treatment; and
- 25               (4) assist with maintenance and repair of screening equipment.

26 \* Sec. 7. AS 44.29.020 is amended to read:

27       Sec. 44.29.020. DUTIES OF DEPARTMENT. The Department of Health  
28 and Social Services shall administer the state programs of public health  
29 and social services, including: (1) maternal and child health services;

DIVISION OF FAMILY AND YOUTH SERVICES  
 PROJECTED EXPENDITURES  
 03/31/83 AUTHORIZATION BALANCES

<u>BRU COMPONENT</u>	<u>FY 83 AUTHORITY</u>	<u>EXPENDED 03/31/83 AUTH BAL</u>	<u>AVERAGE MONTHLY EXPEND.</u>	<u>FIXED COSTS</u>	<u>TOTAL PROJECT. EXPEND.</u>	<u>LAST MONTH'S PROJECTIONS</u>	<u>PROJECTED BALANCE/ (DEFICIT)</u>	<u>REMARKS</u>
<u>JUVENILE CUSTODY</u>								
<u>Foster Care</u>								
					(1,2,3)			
736 Benefits to Indiv	-0-	2,044,152	255,956	-0-	3,071,475	3,023,925	-0-	FTE's February 519.6, FTE's 479.1 (1) Do
734 Travel	-0-	171,957	22,188	-0-	266,256	274,398	-0-	to
765 Psychological	-0-	60,384	7,791	-0-	33,498	98,496	-0-	(2) In
772 Clothing	-0-	63,608	8,207	-0-	98,490	100,715	-0-	Fc
700 Others	-0-	32,182	4,153	-0-	49,830	49,398	-0-	(3) Dc
739 Contracts	-0-	39,016	-0-	90,963	144,980	144,980	-0-	
656 Adoptions	-0-	52,891	-0-	-0-	56,000	56,000	-0-	
<b>TOTALS FOSTER CARE</b>	<b>4,586,500</b>	<b>2,464,190</b>	<b>298,295</b>	<b>90,963</b>	<b>3,780,529</b>	<b>3,747,912</b>	<b>805,971</b>	
							-511/	
							591,711	
<u>Institutional Care</u>								
200 Travel	14,000	-0-	-0-	-0-	14,000	-0-	-0-	Full Cost of Care Committee
300 Contractual	1,500	-0-	-0-	-0-	1,500	-0-	-0-	
400 Commodities	500	-0-	-0-	-0-	500	-0-	-0-	
736 Benefits to Indiv		5,359,714	828,210	-0-	9,938,517	9,721,966		FTE's 241.0 CPU \$113.01
734 Travel		146,575	18,913	-0-	251,271	261,100		
765 Psychological		30,918	3,989	-0-	53,002	53,346		
772 Clothing		31,980	4,126	-0-	54,823	51,118		
700 Other		42,773	5,519	-0-	73,325	75,344		
<b>TOTAL INST CARE</b>	<b>10,939,700</b>	<b>5,611,960</b>	<b>860,757</b>	<b>-0-</b>	<b>10,386,938</b>	<b>10,162,874</b>	<b>552,762</b>	Does not include possibilities: Manillaq (1)
								Hosp-Hsc
								Bethel Grp
								Bethel Rec
								5% Retro (1)
<u>BRU TOTALS - Juvenile Custody</u>								
700 Benefits to Indiv	15,526,200	8,076,150	1,159,052	90,963	13,910,786	1,358,733		
<u>JUNEAU REC HOME CIP 83</u>								
700 BENEFITS	15,000	15,000	-0-	-0-	15,000	15,000	-0-	Processed by Budget and Finance

552,762  
 Balance FY83

# SECTION 80

FY83 Budget

1	DEPARTMENT OF HEALTH & SOCIAL SERVICES (CONT.)	3	APPROPRIATION		APPROPRIATION FUND SOURCES	
			ALLOCATIONS	ITEMS	GENERAL FUND	OTHER FUNDS
4	PROGRAM SERVICES					
5	HOMEMAKER SERVICES (1 POSITION)		218.100			
6	DAY CARE		543.800			
7	PREVENTIVE SERVICES		1,696.100			
8	ADULT SERVICES (18 POSITIONS)		4,102.400			
9	FAMILY SERVICES ADMINISTRATION					
10	SOUTHCENTRAL REGION (73 POSITIONS)		3,149.500			
11	NORTHERN REGION (31 POSITIONS)		2,620.200			
12	SOUTHEASTERN REGION (12 POSITIONS)		543.600			
13	WESTERN REGION (16 POSITIONS)		829.300			
14	NORTHWESTERN REGION (10 POSITIONS)		624.600			
15	SOUTHERN REGION (16 POSITIONS)		606.900			
16	CENTRAL OFFICE (21 POSITIONS)		1,090.700			
17	STAFF DEVELOPMENT (3 POSITIONS)		489.800			
18	JUVENILE CUSTODY			19,526,200	19,526,200	
19	SOCIAL SERVICES, FOSTER CARE		4,586.500			
20	INSTITUTIONAL CARE, SOCIAL SERVICES		<u>10,939,700</u>			
21	SOCIAL SERVICES BLOCK GRANT OFFSET				-3,376,000	3,376,000
22	YOUTH CORRECTIONAL SERVICES			11,243,400	11,243,400	
23	ADMINISTRATION (4 POSITIONS)		178.500			
24	FIRST DISTRICT (12 POSITIONS)		498.100			
25	THIRD DISTRICT (28 POSITIONS)		1,126.500			

Chapter 101

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SCS HB 148(F3M)

-17-

1	DEPARTMENT OF HEALTH & SOCIAL SERVICES (CONT.)	3	APPROPRIATION		APPROPRIATION FUND SOURCES	
			ALLOCATIONS	ITEMS	GENERAL FUND	OTHER FUNDS
4	SECOND & FOURTH DISTRICT (17 POSITIONS)		858.500			
5	MCLAUGHLIN YOUTH CENTER (128 POSITIONS)		5,936,600			
6	PARBANKS YOUTH FACILITY (25 POSITIONS)		1,319,000			
7	HOME YOUTH FACILITY (13 POSITIONS)		479,400			
8	JUNEAU WOMEN'S & JUVENILE FACILITY (3 POSITIONS)		191,000			
9	KETCHIKAN YOUTH FACILITY		180,000			
10	HUMAN SERVICES - NORTHWEST			2,186,000	2,186,000	52,000
11	HOMEMAKER SERVICES		72,000			
12	NORTHWESTERN REGION FAMILY SERVICES		124,800			
13	FOSTER CARE		103,800			
14	INSTITUTIONAL CARE		219,900			
15	ELIGIBILITY DETERMINATION & STAFF DEVELOPMENT		179,300			
16	OLD AGE ASSISTANCE		358,200			
17	AID TO THE BLIND		5,700			
18	AID TO THE DISABLED		111,800			
19	ENERGY ASSISTANCE PROGRAM		32,000			
20	HEALTH SERVICES		958,500			
21	PUBLIC HEALTH			21,885,400	17,356,100	4,455,300
22	NURSING					
23	FIELD NURSING (129 POSITIONS)		5,488,600			
24	HOME HEALTH SERVICE (11 POSITIONS)		442,400			
25	ADMINISTRATION (10 POSITIONS)		976,100			

Chapter 101

PAGE 33

SCS HB 148(F3M)

4/24

383 - FN

HESS - MESSAGE to Noema Large #3230

# Alaska Statutes

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## Title 47. Welfare, Social Services and Institutions.

### Chapter

- 30. Mentally Ill and Insane Persons (§§ 47.30.655 — 47.30.915)
- 65. Service Programs for Older Alaskans (§§ 47.65.010 — 47.65.060)
- 90. Displaced Homemakers (§§ 47.90.010 — 47.90.070)

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#### Section

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- 50. Policy

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(1) administer adult public assistance, aid to families with dependent children, and all other assistance programs, and receive and spend funds made available to it;

(2) adopt regulations necessary for the conduct of its business and for carrying out federal and state laws granting adult public assistance, aid to families with dependent children, and other assistance;

(3) establish minimum standards for personnel employed by the department and make necessary rules and regulations to maintain those standards;

(4) require those bonds and undertakings from persons employed by it which in its judgment are necessary, and pay the premiums on them;

(5) cooperate with the federal government in matters of mutual concern pertaining to adult public assistance, aid to families with dependent children, and other forms of public assistance;

(6) make the reports, in the form and containing the information, which the federal government from time to time requires;

(7) cooperate with the federal government, its agencies or instrumentalities in establishing, extending and strengthening services for the protection and care of homeless, dependent and neglected children in danger of becoming delinquent, and receive and expend funds available to the department by the federal government, the state or its political subdivisions for that purpose;

(8) cooperate with the federal government in adopting state plans to make the state eligible for federal matching in appropriate categories of assistance, and in all matters of mutual concern, including adoption of the methods of administration which are found by the federal government to be necessary for the efficient operation of welfare programs;

(9) adopt regulations, not inconsistent with law, defining need, prescribing the conditions of eligibility for assistance, and establishing standards for determining the amount of assistance which an eligible person is entitled to receive; the amount of the assistance is sufficient when, added to all other income and resources available to an individual, it provides the individual with a reasonable subsistence compatible with health and well-being; an individual who meets the requirements for eligibility for assistance shall be granted the assistance promptly upon application for it;

(10) grant to a person claiming or receiving assistance and who is aggrieved because of the department's action or failure to act, reasonable notice and an opportunity for a fair hearing by the department, and the department shall establish regulations relative to this;

(11) enter into reciprocal agreements with other states relative to public assistance, welfare services, and institutional care which are considered advisable;

(12) establish the requirements of residence for public assistance, welfare services and institutional care which are considered advisable, subject to the limitations of other laws of the state, or law or regulation imposed as conditions for federal financial participation;

(13) establish the divisions and local offices which are considered necessary or expedient to carry out a duty or authority assigned to it and appoint and employ the assistants and personnel which are necessary to carry on the work of the divisions and offices, and fix the compensation of the assistants or employees except that no person engaged in business as a retail vendor of general merchandise, nor a member of the immediate family of a person who is so engaged, may serve as an acting, temporary or permanent local agent of the department, unless the commissioner of health and social services certifies in writing to the governor, with relation to a particular community, that no other qualified person is available in the community to serve as local welfare agent; for the purposes of this subsection, a "member of the immediate family" includes a spouse, child, parent, brother, sister, parent-in-law, brother-in-law or sister-in-law;

(14) each February hold public meetings to review, study, and propose, the necessary levels of care and the rates it will pay to anyone for the services required during the succeeding year; before final adoption by the department the proposed levels of care and the rates of payment shall be reviewed by the legislature annually while in session. (§ 51-1-3(a) — (m) ACLA 1949; am § 1 ch 88 SLA 1951; am § 1 ch 63 SLA 1959; am § 1 ch 175 SLA 1968, am § 2 ch 136 SLA 1970.

Effect of a  
1982 amendm  
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Editor's n

Stated in  
Ct. Op. No. 15  
442 (1979).

Sec. 47.  
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July 1, 1982

Sec. 47.  
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### Chapter 40. Purchase of Services.

**Editor's notes.** — For legislative findings that the present method for establishing payment rates under this chapter for residential child care services is inadequate and that the rates established under this chapter should be suspended from June 30, 1982 to July 1, 1984, see § 1, ch. 138, SLA 1982, in the 1982 Temporary and Special Acts and Resolves.

Section 2, ch. 138, SLA 1982, provides: "The operation of AS 47.05.010(14), AS 47.40.010, 47.40.040, and 47.40.050 is suspended from July 1, 1982 through June 30, 1984. During the period of suspension, payment for services provided by residential child care facilities shall be made solely in accordance with the provisions of secs. 3 and 4 of this Act."

For payments authorized per day for each child placed by the Department of Health and Social Services in an existing residential care facility for fiscal year 1983, see § 3, ch. 138 SLA 1982 in the 1982 Temporary and Special Acts and Resolves.

For payment rates for residential child care services for fiscal year 1984, see § 4, ch. 138, SLA 1982, in the 1982 Temporary and Special Acts and Resolves.

Section 5, ch. 138, SLA 1982, provides: "For fiscal years 1983 and 1984 the Department of Health and Social Services may contract for residential child care services with a facility not listed in sec. 3 of this Act at a rate to be determined by the department."

#### Sec. 47.40.010. Purchase of services.

**Cross references.** — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

#### NOTES TO DECISIONS

Subsection (a)(3) of this section and AS 47.40.040(a) are in pari materia and should be construed so as to be consistent with one another and in such a manner as to give maximum effect to each. *Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).*

The legislature did not intend retroactive cost settling under this section and AS 47.40.040. *Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).*

Subsection (a)(3) of this section states that when the Department of Health and Social Services purchases services for persons for whom the state has assumed

responsibility, it shall "pay all expenses related directly to the full cost of services at the levels of care required," since AS 47.40.040(a) specifically provides that the "full cost of services shall be determined by the per person, per day cost in the preceding fiscal year plus a proportionate share of anticipated cost of living and staff salary increment increase" for the upcoming fiscal year, the Department of Health and Social Services is bound to authorize payments only for those amounts predicted at the beginning of each fiscal year. *Alaska Children's Servs., Inc. v. Williamson, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).*

#### Sec. 47.40.040. Determination of full cost of services.

**Cross references.** — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

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(File No. 4155)

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Sec. 47.40

Cross refer  
suspending the  
see § 2, ch. 138,

Ch

Section  
10. Persons v  
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Sec. 47.45.

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(b) When t  
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§ 1 ch 33 SLA  
am § 1 ch 13

Effect of ame  
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NOTES TO DECISIONS

Alaska Statutes 47.40.010(a)(3) and subsection (a) of this section are in pari materia and should be construed so as to be consistent with one another and in such a manner as to give maximum effect to each. *Alaska Children's Servs., Inc. v. Williamson*, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

The legislature did not intend retroactive cost settling under AS 47.40.010 and this section. *Alaska Children's Servs., Inc. v. Williamson*, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Although AS 47.40.010(a)(3) states that when the Department of Health and Social Services purchases services for persons for whom the state has assumed responsibility,

it shall "pay all expenses related directly to the full cost of services at the levels of care required," since subsection (a) of this section specifically provides that the "full cost" of services shall be determined by the per person, per day cost in the preceding fiscal year plus a proportionate share of anticipated cost of living and staff salary increment increase" for the upcoming fiscal year, the Department of Health and Social Services is bound to authorize payments only for those amounts predicted at the beginning of each fiscal year. *Alaska Children's Servs., Inc. v. Williamson*, Sup. Ct. Op. No. 2014 (File No. 4155), 606 P.2d 786 (1980).

Sec. 47.40.050. Services.

Cross references. — For provisions suspending the operation of this section, see § 2, ch. 138, SLA 1982, quoted in the

editor's notes following the chapter analysis.

Chapter 45. Alaska Longevity Bonus.

Section

10. Persons who may qualify for longevity bonus

Section

120. Exemption from taxation and process

Sec. 47.45.010. Persons who may qualify for longevity bonus.  
(a) A person who is 65 years of age or over, who was domiciled in the territory on or before January 3, 1959 and who has maintained a continuous domicile in the territory or state for 25 years may apply to the commissioner of administration for qualification to receive a monthly bonus of \$250.

(b) When the commissioner of administration determines that an applicant qualifies under AS 47.45.010 — 47.45.170 he shall immediately begin payment of the bonus.

(c) A person who otherwise qualifies to receive a bonus provided for in AS 47.45.010 — 47.45.170 may continue to do so only as long as he continuously retains a domicile in the state. (§ 1 ch 205 SLA 1972; am § 1 ch 33 SLA 1976; am § 1 ch 89 SLA 1978; am § 1 ch 147 SLA 1980; am § 1 ch 13 SLA 1981)

Effect of amendments. — The 1980 amendment substituted "\$200" for "\$150" at the end of subsection (a).

The 1981 amendment, in subsection (a), substituted "\$250" for "\$200" at the end of the subsection.

Pugh  
John ~~Pugh~~  
Mike Price

3030

Verify Money  
Recommend Leg.

Chapter 138  
SLA 82

AN ACT

Relating to vision and hearing screening examinations,  
public assistance, and other assistance provided by the  
state; and providing for an effective date.

\* Section 1. FINDINGS. The legislature finds that the present method for establishing payment rates under AS 47.40 for residential child care services is inadequate. The Department of Health and Social Services shall conduct a study of alternatives to the method of establishing payment rates under AS 47.40. The study shall be conducted by a committee of five members appointed by the commissioner of the Department of Health and Social Services. Three members of the committee shall be employees of the Department of Health and Social Services and two members shall be providers of residential child care services. The study shall contain, among other matters determined by the department, a suggested redefinition of the manner in which rates for residential child care services are calculated, a consideration of the method and amount of reimbursement for capital costs of residential child care facilities, and the availability and use of other sources of money to finance residential child care services and to finance the construction of residential child care facilities. The committee shall report its findings to the legislature on or before the 30th day of the Second Session of the Thirteenth Legislature. The legislature further finds that the rates established under AS 47.40 should be suspended from June 30, 1982 to July 1, 1984.

\* Sec. 2. The operation of AS 47.05.010(14), AS 47.40.010, 47.40.040, and 47.40.050 is suspended from July 1, 1982 through June 30, 1984. During the

Amend for 3 C 138  
By increasing amount 5%

Chapter 138

Immediate effect date.

1 period of suspension, payment for services provided by residential child care  
2 facilities shall be made solely in accordance with the provisions of secs. 3  
3 and 4 of this Act.

4 \* Sec. 3. For fiscal year 1983, the payment authorized per day for each  
5 child placed by the Department of Health and Social Services in an existing  
6 residential care facility is:

7	Alaska Children's Services Receiving Home (Anchorage)	\$149.85
8	Alaska Children's Services Jesse Lee Home (Anchorage)	165.46
9	Alaska Children's Services Rabbit Creek Group Home (Anchorage)	166.40
10	Alaska Children's Services North Star Home (Anchorage)	103.55
11	Alaska Children's Services Aquarius House (Anchorage)	107.60
12	Alaska Children's Services Colletti House (Anchorage)	117.51
13	Alaska Baptist Family Service Center (Anchorage)	117.02
14	Booth Memorial Home (Anchorage)	146.90
15	Hilltop Home, Inc. (Anchorage)	85.53
16	Kenai Peninsula Community Care Center (Kenai)	91.74
17	Kodiak Baptist Mission (Kodiak)	61.61
18	Turning Point Boys Ranch (Willow)	105.37
19	North Star Children's Home (Dot Lake)	62.25
20	Presbyterian Hospitality House (Fairbanks)	111.98
21	Juneau Receiving Home (Juneau)	106.17
22	St. Jude Center, Inc. Receiving Home (Juneau)	72.33
23	Nome Receiving Home (Nome)	116.97
24	Manilaq Group Home (Kotzebue)	167.00
25	North Slope Borough Children's Receiving Home (Barrow)	168.35
26	Ketchikan Teen Home I (Ketchikan)	74.26
27	Ketchikan Teen Home II (Ketchikan)	81.61
28	Ketchikan Children's Home Intensive Treatment Unit (Ketchikan)	152.56
29	Sitka Receiving Home (Sitka)	40.66

1	Bethel Receiving Home (Bethel)	75.52
2	Bethel Group Home (Bethel)	59.06
3	Covenant High School (Unalakleet)	51.16

4 \* Sec. 4. For fiscal year 1984 the payment rates for residential child  
5 care services shall be the amounts set out in sec. 3 of this Act increased by  
6 five percent.

7 \* Sec. 5. For fiscal years 1983 and 1984 the Department of Health and  
8 Social Services may contract for residential child care services with a  
9 facility not listed in sec. 3 of this Act at a rate to be determined by the  
10 department.

11 \* Sec. 6. AS 14.30 is amended by adding a new section to read:

12       Sec. 14.30.075. VISION AND HEARING SCREENING EXAMINATIONS. (a) A  
13 vision and hearing screening examination shall be given to each child  
14 attending school in the state. The examination shall be made when the  
15 child enters school or as soon thereafter as is practicable, and at  
16 regular intervals specified by regulation by the governing body of the  
17 district.

18       (b) The Department of Health and Social Services shall

- 19           (1) set standards for the performance of vision and hearing  
20 screening;
- 21           (2) train and certify public health nurses and school district  
22 employees to conduct hearing and vision screening tests;
- 23           (3) assist with referral and follow-up of children needing  
24 professional examination or treatment; and
- 25           (4) assist with maintenance and repair of screening equipment.

26 \* Sec. 7. AS 44.29.020 is amended to read:

27       Sec. 44.29.020. DUTIES OF DEPARTMENT. The Department of Health  
28 and Social Services shall administer the state programs of public health  
29 and social services, including: (1) maternal and child health services;

DIVISION OF FAMILY AND YOUTH SERVICES  
PROJECTED EXPENDITURES  
03/31/83 AUTHORIZATION BALANCES

BRU COMPONENT	FY 83 AUTHORIZ	EXPENDED 03/31/83 AUTH BAL	AVERAGE MONTHLY EXPEND.	FIXED COSTS	TOTAL PROJECT. EXPEND.	LAST MONTH'S PROJECTIONS	PROJECTED BALANCE/ (DEFICIT)	REMARKS
<u>JUVENILE CUSTODY</u>								
<u>Foster Care</u>								
					(1,2,3)			
736 Benefits to Indiv	-0-	2,044,152	255,956	-0-	3,071,475	3,023,925	-0-	FTE's February 519.6, FTE's 479.1 (1) (
734 Travel	-0-	171,957	22,189	-0-	266,256	274,398	-0-	
765 Psychological	-0-	60,384	7,791	-0-	93,498	98,496	-0-	(2) (
772 Clothing	-0-	63,608	8,207	-0-	98,490	100,715	-0-	
700 Others	-0-	32,182	4,153	-0-	49,830	49,398	-0-	(3) (
739 Contracts	-0-	39,016	-0-	90,963	144,980	144,980	-0-	
656 Adoptions	-0-	52,891	-0-	-0-	56,000	56,000	-0-	
<b>TOTAL'S FOSTER CARE</b>	<b>4,586,500</b>	<b>2,464,190</b>	<b>298,295</b>	<b>90,963</b>	<b>3,780,529</b>	<b>3,747,912</b>	<b>805,971</b>	
							<i>-214</i>	
							<i>591,711</i>	
<u>Institutional Care</u>								
200 Travel	14,000	-0-	-0-	-0-	14,000	-0-	-0-	Full Cost of Care Committee
300 Contractual	1,500	-0-	-0-	-0-	1,500	-0-	-0-	
400 Commodities	500	-0-	-0-	-0-	500	-0-	-0-	
736 Benefits to Indiv		5,359,714	828,210	-0-	9,938,517	9,721,966		FTE's 241.0 CPU \$113.01
734 Travel		146,575	18,913	-0-	251,271	261,100		
765 Psychological		30,918	3,989	-0-	53,002	53,346		
772 Clothing		31,980	4,126	-0-	54,823	51,118		
700 Other		42,773	5,519	-0-	73,325	75,344		
<b>TOTAL INST CARE</b>	<b>10,939,700</b>	<b>5,611,950</b>	<b>860,757</b>	<b>-0-</b>	<b>10,386,938</b>	<b>10,162,874</b>	<b>552,762</b>	Does not include possible: Manilla Hospital Bethel Grp Bethel Rec 5% Retro
<u>BRU TOTALS - Juvenile Custody</u>								
700 Benefits to Indiv	15,526,200	8,076,150	1,159,052	90,963	13,910,786	1,358,733		
<u>JUNEAU REC HOME CIP 83</u>								
700 BENEFITS	15,000	15,000	-0-	-0-	15,000	15,000	-0-	Processed by Budget and Finance

*Balance FY83*

# SECTION 80

FY85 Budget

1	DEPARTMENT OF HEALTH & SOCIAL SERVICES (CONT.)	3	ALLOCATIONS	APPROPRIATION	APPROPRIATION FUND SOURCES	
				ITEMS	GENERAL FUND	OTHER FUNDS
4	PROGRAM SERVICES					
5	HOMEMAKER SERVICES (1 POSITION)		218,100			
6	DAY CARE		343,800			
7	PREVENTIVE SERVICES		1,696,100			
8	ADULT SERVICES (18 POSITIONS)		4,162,400			
9	FAMILY SERVICES ADMINISTRATION					
10	SOUTHCENTRAL REGION (73 POSITIONS)		3,249,500			
11	NORTHERN REGION (31 POSITIONS)		1,628,200			
12	SOUTHEASTERN REGION (12 POSITIONS)		543,600			
13	WESTERN REGION (16 POSITIONS)		829,300			
14	NORTHWESTERN REGION (10 POSITIONS)		624,600			
15	SOUTHERN REGION (16 POSITIONS)		694,900			
16	CENTRAL OFFICE (21 POSITIONS)		-1,090,700			
17	STAFF DEVELOPMENT (3 POSITIONS)		409,800			
18	JUVENILE CUSTODY			15,526,200	15,526,200	
19	SOCIAL SERVICES, FOSTER CARE		4,586,300			
20	INSTITUTIONAL CARE, SOCIAL SERVICES		10,939,700			
21	SOCIAL SERVICES BLOCK GRANT OFFSET				-3,376,000	3,376,000
22	YOUTH CORRECTIONAL SERVICES			11,243,400	11,243,400	
23	ADMINISTRATION (4 POSITIONS)		178,500			
24	FIRST DISTRICT (12 POSITIONS)		494,100			
25	THIRD DISTRICT (28 POSITIONS)		1,126,500			

Chapter 101

PAGE 32

SCS HB 148(F1M)

-17-

1	DEPARTMENT OF HEALTH & SOCIAL SERVICES (CONT.)	3	ALLOCATIONS	APPROPRIATION	APPROPRIATION FUND SOURCES	
				ITEMS	GENERAL FUND	OTHER FUNDS
4	SECOND & FOURTH DISTRICT (17 POSITIONS)		858,300			
5	MCLAUGHLIN YOUTH CENTER (120 POSITIONS)		5,954,600			
6	FAIRBANKS YOUTH FACILITY (25 POSITIONS)		1,319,000			
7	HOME YOUTH FACILITY (13 POSITIONS)		973,400			
8	JUNEAU WOMEN'S & JUVENILE FACILITY (3 POSITIONS)		151,000			
9	KETCHIKAN YOUTH FACILITY		180,000			
10	HUMAN SERVICES - NORTHWEST			2,186,000	2,134,000	52,000
11	HOMEMAKER SERVICES		72,000			
12	NORTHWESTERN REGION FAMILY SERVICES		124,000			
13	FOSTER CARE		103,800			
14	INSTITUTIONAL CARE		219,900			
15	ELIGIBILITY DETERMINATION & STAFF DEVELOPMENT		179,300			
16	OLD AGE ASSISTANCE		358,200			
17	AID TO THE BLIND		5,700			
18	AID TO THE DISABLED		111,800			
19	ENERGY ASSISTANCE PROGRAM		52,000			
20	HEALTH SERVICES		958,300			
21	PUBLIC HEALTH			21,885,400	17,350,100	4,435,300
22	NURSING					
23	FIELD NURSING (123 POSITIONS)		5,488,600			
24	HOME HEALTH SERVICE (11 POSITIONS)		442,400			
25	ADMINISTRATION (18 POSITIONS)		974,100			

Chapter 101

PAGE 33

SCS HB 148(F1M)

**Kenai Peninsula Community Care Center**

Drawer 3573  
Kenai, Alaska 99611  
907-283-7635

JUN 6 1983

May 27, 1983

The Honorable Mae Tischer  
Alaska House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Representative Tischer:


Thank you for your letter of May 17. We were pleased to learn that the HESS Committee recommended Do Pass on House Bill 383 allowing for a 2.5 percent retroactive payment for private child care facilities. It will be particularly helpful since we were granted no rate increase during FY 1982-83.

We agree with your preference to deinstitutionalize children and move them to less restrictive programs such as community based group homes and foster care. Many youth need the treatment available in group homes before they are able to function with foster families. It is unfair to foster parents and youth to make placements before the youth have developed enough social skills to make it a success.

We trust that this information will be helpful to you in the future decisions you must make on behalf of Alaska's troubled youth.

Sincerely,

Carmen Gintoli  
Architect  
Kenai

  
John Douglas, Chairman of the Board  
Production Foreman, Shell Oil Co.  
Kenai & Boro Assembly

Pastor James Pearson  
Christ Lutheran Church  
Soldotna

Jack Brown, Vice-Chairman  
People Count, Inc.  
Kenai

Officer Gene Backstrom  
Kenai Police Department

Beth Taeschner  
School Nurse Coordinator  
Soldotna

Marilyn Dimmick  
Borough Assembly member  
Ninilchik

Tim Rogers  
City of Kenai Attorney  
Soldotna

ex officio: Dr. Peter Cannava  
Soldotna

Vern Gehrke  
Soldotna City Council & contractor  
Soldotna

Riley Hunter  
Homer

*An Emergency Shelter and Group Home for Alaska's Youth.*

Tischer / Miller / Davis / Fitz / Herman -  
Koponen

CS HB 383

Miller - Move CS HB 383 (Hess) w/ Ind re.

Tischer - Explain bill / Subcomm on Fin (Hess) -  
explained intent for reductions.

Foster care programs: taking over rather  
than residential child care programs.

Davis - Fiscal note?

Doel - ? Inst. vs ? Foster Care - Intent of ~~Tischer~~ Tischer's  
explanation of

~~Koponen~~ -

Davis. - In.

5/4

DITTEL

John Pugh - Deputy Com. HB 855

Mike Price - Dir. Family & Youth Services

HB 383 - Frozen rates / costs were ballooning @ the  
Tri. task force - 47.40 look into - come  
up w/ another formula - next year -  
Committee working now. Frozen @ 82 rates w/ no cost  
of living. Bill increases 5% raise to  
residential care providers.

# 273,000 left = 25% increase / anything beyond  
would be new \$ rather than re-approp.

Price - Assumption that lapsing balances will be  
used

Increase on pro-rata basis - expect some  
lapsing funds.

- time to evaluate fiscal impact.

Pugh - Does not increase placements!

- Develop stronger foster home program.

Doll - Ave # of children in homes

Pugh - 200 / Recing. Homes

# of Children in ea / Ave = 10

Kopner - Retro 82 - or assump FY 83?

Pugh - FY 83!

John Saruni Pres. Ak St Homes for Children - 18/26 provides.  
in Support.

5% increase & fiscally not possible. Dept wants  
this reduced to  $2\frac{1}{2}\%$

Bethel needs upgrading. Using some of these  
funds.

- Consider amending @ CS to figure's of  $2\frac{1}{2}\%$  to  
\$273,000

~~DR~~ DR Fritz - Move change from 5 to  $2\frac{1}{2}\%$  w/union.  
Consent

Rop - Sect 2 dept recommends / prepare w/  
inclusion

Fritz - \$35,200 moved / also #2 in position  
paper accepted.

Fritz - Amend motion to A B & D  
included as CS.

1 IN THE HOUSE

BY FRITZ BY REQUEST.

2

HOUSE BILL NO. 383

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to payments authorized for residen-  
7 tial child care services; and providing for an effec-  
8 tive date."

9

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

10

\* Section 1. Sec. 3, ch. 138, SLA 1982 is amended to read:

11

Sec. 3. For fiscal year 1983, the payment authorized per day for  
12 each child placed by the Department of Health and Social Services in  
13 an existing residential care facility is:

14

Alaska Children's Services Receiving

15

Home (Anchorage)

*2000*  
\$157.34 [\$149.85]

16

Alaska Children's Services Jesse Lee

17

Home (Anchorage)

*15 kids / 10 1/2 child*  
173.73 [165.46]

18

Alaska Children's Services Rabbit Creek

19

Group Home (Anchorage) *10*

174.72 [166.40]

20

Alaska Children's Services North Star

21

Home (Anchorage)

108.72 [103.55]

22

Alaska Children's Services Aquarius

23

House (Anchorage)

112.98 [107.60]

24

Alaska Children's Services Colletti

25

House (Anchorage)

123.38 [117.51]

26

Alaska Baptist Family Service Center (Anchorage)

122.87 [117.02]

27

Booth Memorial Home (Anchorage)

154.24 [146.90]

28

Hilltop Home, Inc. (Anchorage)

89.80 [85.53]

29

Kenai Peninsula Community Care Center (Kenai)

96.32 [91.74]

1	Kodiak Baptist Mission (Kodiak)	<u>64.69</u>	[61.61]
2	Turning Point Boys Ranch (Willow)	<u>110.63</u>	[105.37]
3	North Star Children's Home (Dot Lake)	<u>65.36</u>	[62.25]
4	Presbyterian Hospitality House (Fairbanks)	<u>117.57</u>	[111.98]
5	Juneau Receiving Home (Juneau)	<u>111.47</u>	[106.17]
6	St. Jude Center, Inc. Receiving Home (Juneau)	<u>75.94</u>	[72.33]
7	Nome Receiving Home (Nome)	<u>122.81</u>	[116.97]
8	Maniilaq Group Home (Kotzebue)	<u>175.35</u>	[167.00]
9	North Slope Borough Children's Receiving		
10	Home (Barrow)	<u>176.76</u>	[168.35]
11	Ketchikan Teen Home I (Ketchikan)	<u>77.97</u>	[74.26]
12	Ketchikan Teen Home II (Ketchikan)	<u>85.69</u>	[81.61]
13	Ketchikan Children's Home Intensive		
14	Treatment Unit (Ketchikan)	<u>160.18</u>	[152.56]
15	Sitka Receiving Home (Sitka)	<u>42.69</u>	[40.66]
16	Bethel Receiving Home (Bethel)	<u>79.29</u>	[75.52]
17	Bethel Group Home (Bethel)	<u>62.01</u>	[59.06]
18	Covenant High School (Unalakleet)	<u>53.71</u>	[51.16]
19	* Sec. 2. This Act is retroactive to July 1, 1982.		
20	* Sec. 3. This Act takes effect immediately in accordance with AS 01.-		
21	10.070(c).		



Official Business

# Alaska State Legislature

## House of Representatives

### Committee on

### Health, Education & Social Services

Pouch V  
State Capitol  
Juneau, Alaska 99811

Summary

May 2, 1983

TO; House HESS Committee

FROM: Staff

RE: HB 383 "An Act relating to payments authorized for residential child care services; and providing for an effective date".

Section 1 of the bill amends sec. 3, Chapter 138 SLA '82 (attached) by adding five percent to the FY 83 payment rate authorized per day for each child placed by the Dept. of H&SS in named residential care facilities.

Section 2 of the bill makes the rate increases retroactive to the beginning of the current fiscal year.

Section 3 provides for an immediate effective date. Note that under sec. 4, Chapter 138, SLA 82, the rates for fiscal year 1984 mandates another 5% increase over FY 83.

#### Explanation

Historically the Division of Family & Youth Services required annual supplemental appropriations. In recent years, Legislative Intent has been to stop this procedure. Consequently, the Dept. of H&SS has received additional funds with lapse dates for unexpended amounts.

This year, the unexpended portion that will be required to lapse is approximately \$553,000. (see attached).

The intent of this legislation is to re-appropriate the balance of these funds to allow these facilities to spend money which has already been appropriated. Consequently, there is no need for a supplemental appropriation to accompany this legislation.

# Alaska State Legislature

REP. MAE TISCHER  
CO-CHAIRMAN

REP. MILO FRITZ  
CO-CHAIRMAN

POUCH V  
STATE CAPITAL  
JUNEAU, ALASKA 99811  
(907) 465-3777

MEMBERS:  
REP. MIKE MILLER  
VICE CHAIRMAN  
REP. BETTE CATO  
REP. MIKE DAVIS  
REP. PETER GOLL  
REP. NILO KOPONEN

## House of Representatives HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

### MEMORANDUM

TO: HESS Committee Members  
FROM: Linda Utey, HESS aide  
DATE: May 4, 1983  
RE: Presbyterian Hospitality House Appropriation

The Presbyterian Hospitality House is currently owed the sum of \$35,200. This is the result of a 1981 audit which affected the 1982 rates. Note: The payment is for 1982 costs.

There were insufficient fund balances left in the 1982 budget to pay the added amount. There is question as to whether the department can legally pay the debt with 1983 moneys. The consensus is that there is no authority. Therefore, the authorization of a payment of \$35,200 to the Presbyterian Hospitality House would alleviate this problem.

Proposed amendment: The authorization to pay a FY82 obligation of \$35,200 to the Presbyterian Hospitality House of Fairbanks.

dss

**DRAFT**

POSITION PAPER

HOUSE BILL NO. 383  
PAGE 1

"An Act relating to payments authorized for residential child care services; and providing for an effective date."

House Bill No. 383 amends Section 3, Chapter 138, SLA 1982 by increasing by 5% the rates for all residential child care facilities which are paid under AS 47.40. Each of the facilities currently being paid under AS 47.40 is listed in this Bill. A few facilities which are being paid under contract are not included in this legislation.

1. Services Provided by Facilities

Residential child care facilities provide a needed service to dependent and delinquent children who need specialized treatment services. The majority of the children the Division of Family and Youth Services serves live in their own homes (67.1%). Most of the children the Division places away from their homes can stay with relatives (6.9%), with non-relatives (6.9%), or in foster homes (10.1%). Nine percent (9%) of the children are placed in residential child care facilities because they have such severe behavioral or emotional problems that they cannot be served in less restrictive settings. These children require structured treatment programs run by trained staff. This specialized care is much more expensive. Some of the facilities provide receiving home services, taking adolescents who need short term supervised care until court disposition occurs or until a treatment plan can be developed.

Residential child care facilities need to be available throughout the State so that children can be served as near to their homes and families as possible. They also need to be available when the need for placement arises, which the Department cannot control.

2. Budget Projections

Current projections in the institutional care budget indicate that there will be a balance of \$552,762. This does not take into account the following expenditures which are expected to come out of the budget:

- A. The Maniilaq Human Services program will receive a contract amendment of \$107,600 because their budget was not fully funded last year.
- B. Legislation to cover a supplemental to the Bethel Receiving Home amounts to \$65,000.

**DRAFT**

POSITION PAPER

HOUSE BILL NO. 383

PAGE 2

- C. The Bethel Group Home needs to hire paid staff in order to serve the Division's needs in the Lower Kuskokwim area and to be in compliance with licensing regulations. Legislation has been introduced to cover this need.
- D. There is a possibility that \$35,000 which is currently owed to Presbyterian Hospitality House due to an auditing report may need to come out of this year's funds.

Subtracting these costs, there will be a projected balance of \$273,000. It is assumed that the rate increase would come out of this budget line. This balance would only permit a 2.5% increase to each facility, not the 5% proposed by this Bill.

3. Cost Study

The 1982 legislature froze the rates at the 1981 rate level and ordered the Department to conduct a study of costs to residential child care facilities. A committee was appointed, as ordered by the legislation, and has held meetings to consider AS 47.40 and the problems in the current method of payment to facilities. The committee will be recommending changes to AS 47.40, as well as to the regulations. In addition, a study to analyze existing costs to facilities will be made to determine new base rates.

4. Conclusions

The 1982 Legislature froze the rates at the 1981 level. It has now become apparent that the rate freeze combined with a placement utilization decrease has created hardship for a number of facilities. This Bill seeks to alleviate these hardships for facilities under this legislation. Should the Legislature wish to increase the rates, current projections indicate that the most that will be permitted out of this budget is a 2.5% increase. However, the projections are based on placement patterns to date, and these could change during the remainder of the calendar year. Therefore, the

POSITION PAPER

HOUSE BILL NO. 383

PAGE 3

Department recommends that if this Bill is favorably considered, there be a clause added to the Bill permitting the increase to be determined on a prorated basis once the actual placement pattern for the year is known.

insure funds for current  
needs. 2.5% would prorate  
remainder funds

**DRAFT**

Title: "...Payments authorized for child care" Program Category Affected: \_\_\_\_\_  
 Sponsor: Fritz BRU, Program of Subprogram(s) Affected: \_\_\_\_\_  
 Requestor: Fritz Juvenile Custody

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC	440.4	462.4	485.5	509.8	535.3	562.1
TOTAL OPERATING	440.4	462.4	485.5	509.8	535.3	562.1
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	440.4	462.4	485.5	509.8	535.3	562.1
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

The source of funding was not identified in the bill.

DRAFT

DRAFT

IV. ANALYSISA. Assumptions

Enactment of this bill would result in a 5% increase in the cost of residential child care for the Fiscal Year 1983.

B. Program Summary

No new positions would be necessary if the Bill were enacted. There would be an increase of \$440,422 in the Benefits to Individuals costs for FY83.

C. Computations

<u>Facility</u>	<u>Total Units Projected FY83</u>	<u>5% Rate Increase</u>	<u>Total Cost</u>
ACS Receiving Home	4,277	\$7.49	\$ 32,035
ACS Jesse Lee	12,915	8.27	106,807
ACS Rabbit Creek	3,695	8.32	30,742
ACS North Star	1,588	5.17	8,210
ACS Aquarius	1,601	5.38	8,613
ACS Colletti	1,617	5.87	9,492
Alaska Baptist	3,167	5.85	18,527
Booth Memorial	3,235	7.34	23,745
Hilltop Home	1,028	4.27	4,390
Kenai Community Care Ctr	1,878	4.58	8,601
Kodiak Baptist Mission	4,850	3.08	14,938
Turning Point	6,438	5.26	33,864
North Star Home	513	3.11	1,595
Presbyterian Hosp Hse	4,683	5.59	26,178
Juneau Receiving Home	4,334	5.30	22,970
St. Judes Center	225	3.61	812
Nome Receiving Home	1,553	5.84	9,070
Maniilaq Group Home	1,674	8.25	13,978
North Slope Borough	2,032	8.41	17,089
Ketchikan Teen I	2,226	3.71	8,258
Ketchikan Teen II	2,285	4.08	9,323
Ketchikan Intensive Care	1,818	7.62	13,853
Sitka Receiving Home	1,353	2.03	2,747
Bethel Receiving Home	2,212	3.77	8,341
Bethel Group Home	2,083	2.95	6,145
Covenant High School	39	2.55	99
Totals	73,319		\$440,422

D. Economic Impact

Passage of this Bill would not have a significant impact on the State's economy.

E. Impact on Local Governments

There would be no impact on local governments.

FULL COST OF CARE

PERIOD 7-1-82 TO 12-31-82  
(first half of FY '83)

(Per Provider Cost Reports)

	Cost of Care Revenue	Cost of Care Expenses	Surplus (Deficit)
Bethel Group Home	57,819	50,632	7,187
Kodiak Baptist Mission	140,101	209,102	(69,001)
Sitka	25,087	33,580	(8,493)
Juneau Receiving Home	222,851	190,893	31,958
Crossroads	21,379	29,635	(8,256)
Turning Point Boy's Ranch	489,028	560,564	(71,536)
Booth Home	214,711	277,732	(63,021)
Hospitality House	268,976	339,340	(70,364)
Kenai Care Center	72,893	72,469	424
Ketchikan Children's Home	303,354	322,407	(19,053)
ACS PROGRAMS			
Jesse Lee Home	1,052,236	1,172,370	(120,134)
ACS Shelter	298,677	363,683	(65,006)
Aquarius	81,936	104,156	(22,220)
Adventure Based	87,970	86,364	1,606
Colletti House	90,365	107,901	(17,536)
Rabbit Creek	290,905	271,715	19,190
North Star	79,112	95,308	(16,196)
<hr/>			
TOTAL	3,797,400	4,287,851	(490,451)
Deficit %	12.9%	11.4%	

Reports missing as of 3-11-83:

Alaska Baptist Home  
North Slope Receiving Home  
Bethel Receiving Home  
Nome Receiving Home  
Manillaq Group Home

# Alaska State Legislature



Speaker of the House of Representatives

Pouch V  
State Capitol  
Juneau, Alaska 99811  
(907) 465-3720

Official Business

## MEMORANDUM

April 27, 1983

To: Rep. Mae Tischer  
Rep. Milo Fritz  
Co-Chairmen House HESS Committee

Rep. Al Adams  
House Finance Committee

From: Rep. Joe Hayes  
Speaker

A handwritten signature in dark ink, appearing to read "Joe Hayes".

Re: HB 383

---

HB 383 regarding the cost of care rates for youth facilities has been introduced and referred to your committees.

It is my understanding this bill will allow these facilities to spend money which has already been appropriated and that a supplemental appropriation is not required by this bill. These organization are in need of this legislation to allow them to spend the money already appropriated.

I request that you give this bill immediate attention so that it may quickly pass to the Senate for consideration as action on this matter is needed this session.

Thanks.



# THE SALVATION ARMY

## Booth Memorial Home

"A United Way Agency"

3800 EAST TWENTIETH AVENUE  
FOUCH B.A. 3-083  
ANCHORAGE, ALASKA 99501  
1907) 279-0822

WILLIAM BOOTH  
FOUNDER

JARL WAHLSTROM  
GENERAL

WILLI RATT  
TERRITORIAL COMMANDER

MAJOR WM. E. MCHARG  
DIVISIONAL COMMANDER

LIEUTENANT GENE RAGAN  
ADMINISTRATOR

RECEIVED  
MILO H. FETZ, M. D.

MAY 3 1 53 PM '83

May 2, 1983

To: Representatives Tischer, Fritz, Goll, Herrmann, M. W. Miller,  
Davis and Koponen

Re: HB 383

As administrator of the Booth Home, I strongly support House Bill 383. This past year has been a financial dilemma due to lack of state funding. Needless to say, with a 5% retroactive cost of care payment we would be able to meet some financial demands placed on us at this present time.

If I can be of any other assistance in this crucial matter, please call upon me.

Sincerely,

*Gene Ragan jr*

Gene Ragan, Lt.  
Administrator

CR/jw

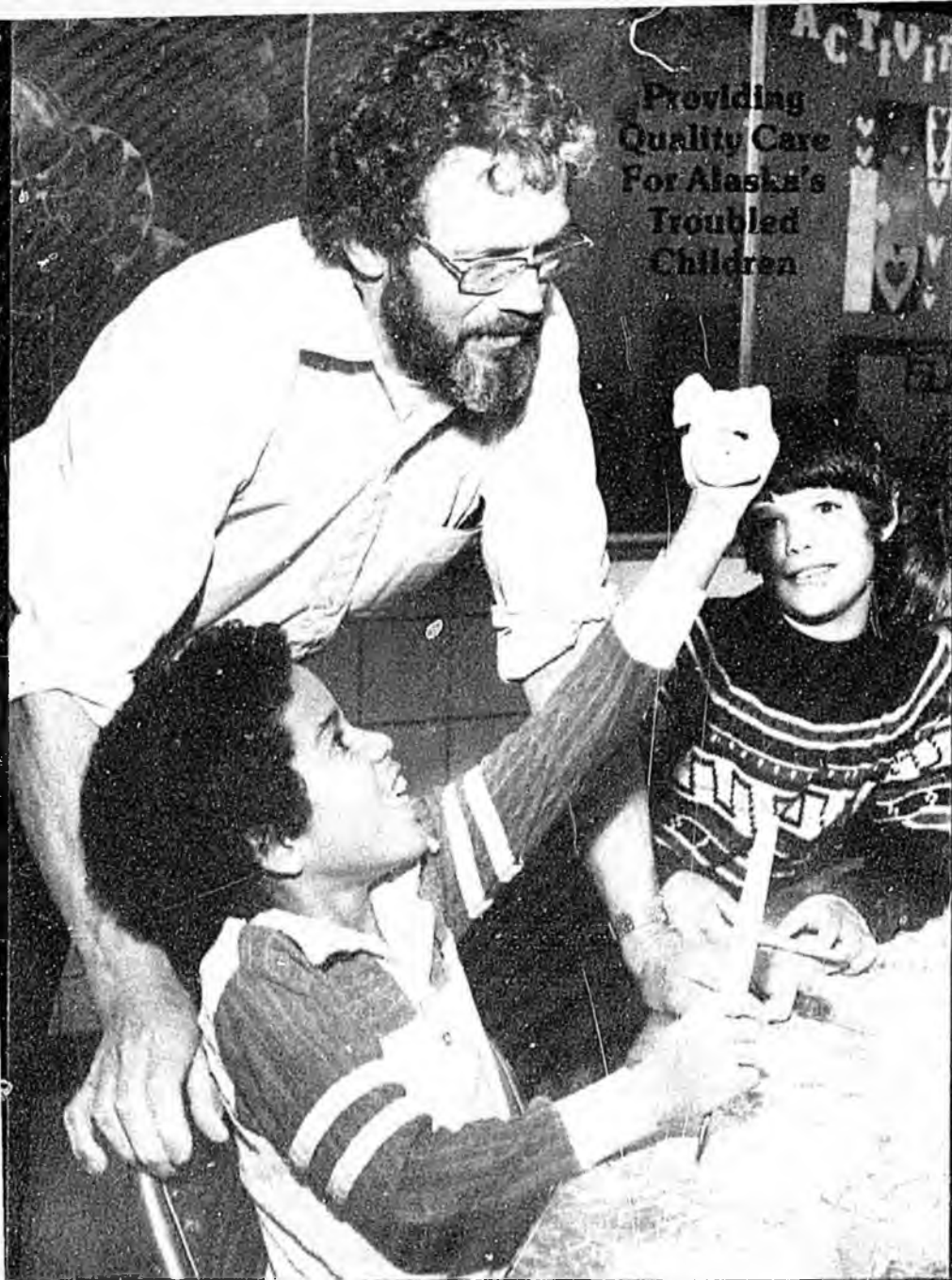


Photo: Merrill E. Grube

**Alaska Children's Services**  
1200 E. 27th Avenue  
Anchorage, Alaska 99504

**A Ministry of:**  
American Baptist, American Lutheran,  
United Methodist, and the Christian Church  
(Disciples of Christ)

Legal Title for Wills: Alaska Children's Services, Inc.

# TELEGRAM

ALASCOM, INC.  
PHONE: 586-6442  
JUNEAU, AK 99802

1983 APR 29 PM 10 57

#

02226 NL ANCHORAGE ALASKA 123 04-29 1610 ADT  
PMS REP MILO H. FRITZ

**2223**

JUN

ALASKA CHILDRENS SERVICES PROVIDES RESIDENTIAL CARE AND TREATMENT FOR EMOTIONALLY DISTURBED, NEGLECTED, ABUSED AND TROUBLED CHILDREN AND YOUTH PLACED IN CUSTODY OF THE STATE BY THE COURT SYSTEM.

DUE TO 1982 LEGISLATIVE ACTION, COST OF CARE RATES FOR FISCAL YEAR 83 WERE FROZEN AT FISCAL YEAR 82 LEVEL. ALSO, DURING THE FIRST HALF OF THE FISCAL YEAR THERE WAS A 7 PERCENT REDUCTION IN PLACEMENT. THE RESULTING DEFICIT AMOUNTS TO DLRS180,000 WHICH IS APPROXIMATELY 8 PERCENT OF OUR OPERATING BUDGET.

ALASKA CHILDREN SERVICES DESPERATELY NEEDS THE 5 PERCENT RATE INCREASE PROPOSED BY HB363 IN ORDER TO PROVIDE PROFESSIONAL CARE AND TREATMENT TO THE CHILDREN REFERRED BY THE STATE. YOUR WHOLE HEARTED SUPPORT OF THIS LEGISLATION IS URGED AND WILL BE GREATLY APPRECIATED.

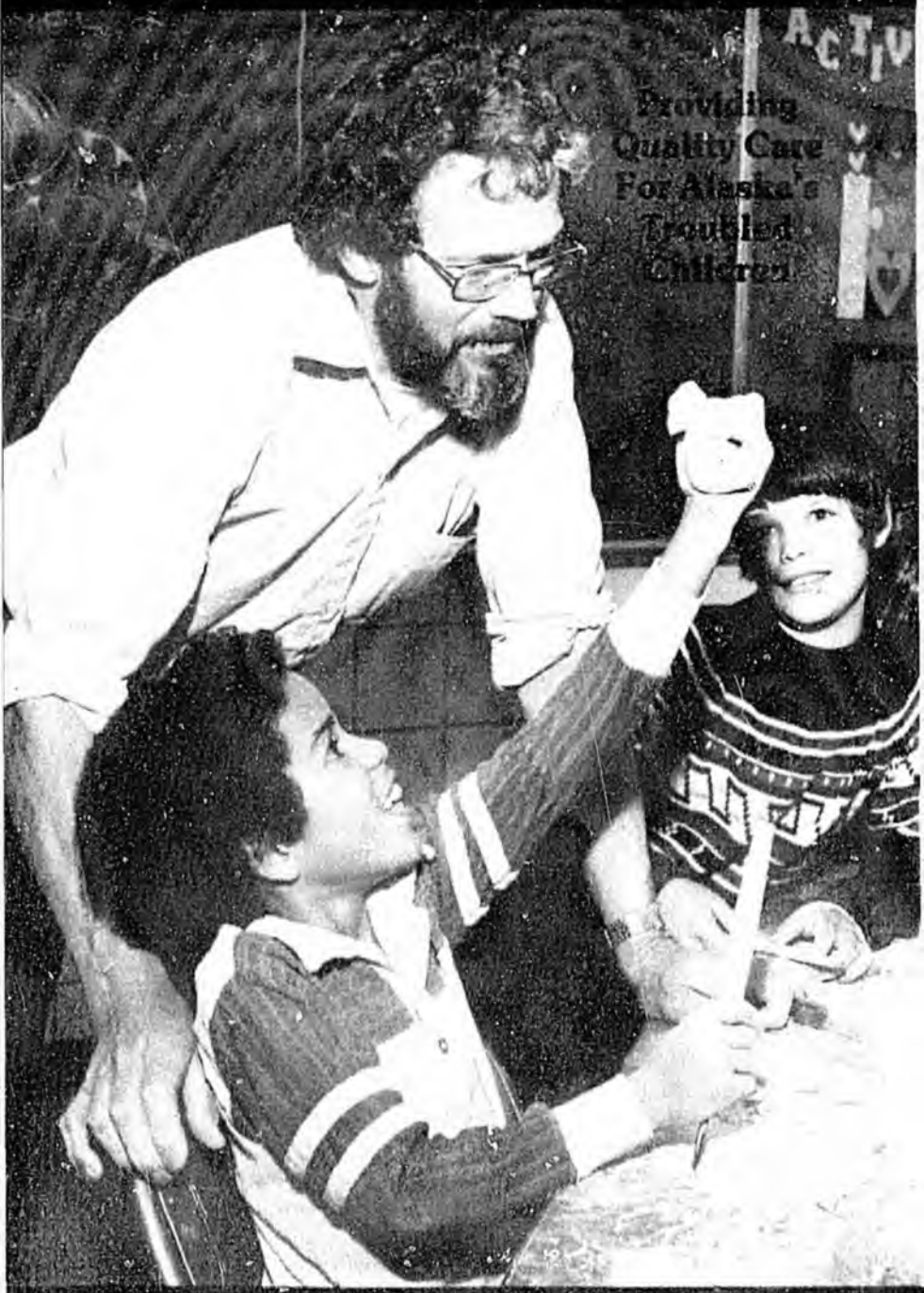
THOMAS H. DAHL

PRESIDENT

ALASKA CHILDRENS SERVICES BOARD OF DIRECTORS

**CORRECTION**

**CORRECTION**



ACTIV  
Providing  
Quality Care  
For Alaska's  
Troubled  
Children

Photo: Merrill E. Grube

**Alaska Children's Services**  
1200 E. 27th Avenue  
Anchorage, Alaska 99504

**A Ministry of:**  
American Baptist, American Lutheran,  
United Methodist, and the Christian Church  
(Disciples of Christ)

Legal Title for Willis: Alaska Children's Services, Inc.

## Facts About

# Alaska Children's Services, Inc. (ACS)

A Joint Ministry of American Lutheran, American Baptist, United Methodist,  
and the Christian Church (Disciples of Christ)

1200 East 27th Avenue

Anchorage, Alaska 99508-3999

Phone: 907/276-4515

## HISTORY

- *founded* in 1970 as a merger of the Jesse Lee Home (United Methodist), the Lutheran Youth Center (American Lutheran) and the Anchorage Children's Christian Home (American Baptist) to meet the growing child care needs of Alaska. In 1981, ACS became an affiliate member of the National Benevolent Association, the Division of Social and Health Services of the Christian Church (Disciples of Christ).
- *represents* the combined experience of 125 years of church-related child care in Alaska.

## PROGRAM

- *serves* up to 1,000 children each year ranging from abused infants to older teenagers—one third are Aleut, Indian and Eskimo.
- *operates* three emergency shelters, four community-based group homes, a residential treatment center, and an adventure-based program for delinquent youth.

## PERFORMANCE

- *grown* to become the state's largest private child and family service agency.
- *recognized* as a leading advocate for good child care—the only agency in Alaska to have earned full membership to the Child Welfare League of America.

## SPIRITUAL LIFE

- *committed* to assist children in their search for a meaningful faith.
- *employs* a full-time, clinically trained Chaplain.
- *provides* a program of pastoral care and religious education opportunities.

## SUPPORT

- *depends* on gifts from churches and individuals to provide the "margin of excellence" in its program of care.
- *eligible* to receive mission gifts through:
  - the Benevolence Program of the North Pacific District of the American Lutheran Church
  - Institutional support gifts in all areas and associations of American Baptist Churches
  - Advance special gifts from all United Methodist churches
  - The National Benevolent Association of the Christian Church (Disciples of Christ)

# TELEGRAM

ALASCOM, INC.  
PHONE: 586-6442  
JUNEAU, AK 99802

1983 APR 29 PM 10 57

#

02226 NL ANCHORAGE ALASKA 123 04-29 1610 ADT  
PMS REP MILO H. FRITZ

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THOMAS H. DAHL

PRESIDENT

ALASKA CHILDRENS SERVICES BOARD OF DIRECTORS

MSG 03-00014224 FRTY 4 05/03/83 13:36:09 ORIG: L001 IN= 0001 QUT= 0094  
FROM: ROBERTA/KODIAK TO: JUNEAU  
TARGET: LJHL SUBJ: PUBLIC OPINION MESSAGE

TO: HOUSE MESS COMMITTEE: FRITZ, CHAIRMAN TISCHER, CHAIRMAN  
H. MILLER, V. CHAIR. HERRMANN DAVIS  
GOLL KOPONEN  
REPRESENTATIVE ZHAROFF SENATOR BOB MULCAHY

FROM: DAVID COOK, KODIAK BAPTIST MISSION  
P.O. BOX 785, KODIAK, AK. 99615 466-5181

RE: HB383

I SUPPORT HB 383 IN IT'S PRESENT FORM GIVING EQUAL PERCENTAGE INCREASES  
TO ALL CHILD CARE FACILITIES. WE ARE ALL STRUGGLING WITH DECREASED CHILD  
PLACEMENTS. THE KODIAK BAPTIST MISSION ITSELF HAS A 25 PERCENT SHORTFALL  
IN PROGRAM INCOKE.

TO SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS, FISCHER,  
MULCAHY,  
REPRESENTATIVES LARSON, LACHER, TISCHER, FRITZ, M.W. HILLER, SATO, GOLL,  
KOPOKEN, DAVIS

FROM: RAY GRAVES  
PO BOX 1070  
WILLOW 99688  
495 6243

I STRONGLY SUPPORT HB 283 FOR A 5% RETROACTIVE PAYMENT TO JULY 1982 FOR  
PRIVATE CHILDCARE FACILITIES. THIS MONEY IS NEEDED TO KEEP THESE FACILITIES  
OPEN, AND I SUPPORT ALL THE GOOD THEY ARE DOING FOR OUR YOUTH.  
THANK YOU

MSG 83-00014342 PRTY 1 05/03/03 15:48:26 ORIG: LM01 IN= 0015 OUT= 0150  
FROM: JUDY/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

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TO: SENATOR KERTTULA  
REPRESENTATIVES FRITZ, TISCHER, M. MILLER, CATO, GOLL, KOPONEN, DAVIS,  
LACHER AND LARSON

FROM: DAVID C. SMITH  
MILE 79, PARKS HWY  
WILLOW 99688

I SUPPORT HB383 AND THINK IT IS WELL NEEDED. I KNOW THERE ARE FACILITIES THAT  
NEED THE 5 % INCREASE. HOPE YOU MAKE THE RIGHT DECISION.

MSG 83-00014312 PRTY 1 05/03/83 15:21:39 ORIG: LM01 IN= 0010 OUT= 0136  
FROM: JUDY/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

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TO: SENATOR KERTTULA  
REPRESENTATIVES FRITZ, TISCHER, H. KILLER, CATO, GOLL, KOPONEN, DAVIS,  
LACHER AND LARSON

FROM: MORGAN OVERBAY  
P.O. BOX 940092  
HOUSTON 99694 PH. 495-6608

RE: HB347

I SUPPORT HB383 REGARDING RETROACTIVE PAYMENT TO PRIVATE CHILD CARE FACILITIES.  
I BELIEVE THEY ARE A VERY WISE INVESTMENT. HOPE YOU WILL SUPPORT THIS PASSAGE  
ALSO.

MSG 83-00014327 PRTY 1 05/03/83 15:34:07 ORIG: LM01 IN= 0012 OUT= 0144  
FROM: JUDY/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

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TO: SENATOR KERTTULA  
REPRESENTATIVES FRITZ, TISCHER, H. MILLER, CATO, COLL, KOPONEN, DAVIS,  
LACHER AND LARSON

FROM: MARVIN BAL  
P.O. BOX 3589  
PALMER 99645 PH. 495-6638

I SUPPORT HB383, 5% CHILDCARE RETROACTIVE PAYMENT PLAN. I FEEL IT IS MONEY  
WELL SPENT. MANY OF MY FRIENDS FEEL THE SAME WAY.

HSG 93-00014494 PRTY 1 05/03/83 16:15:14 ORIG: LK01 IN= 0027 OUT= 0218  
FROM: JUDY/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

TO: REPRESENTATIVES FRITZ, TISCHER, M.W. MILLER, HERRMANN, DAVIS, GOLL AND  
KOPONEN (H.E.S.S.)

FROM: PATRICIA DAFT  
PO BOX 1070  
WILLOW 99688 PH. 495-6687

PLEASE SUPPORT HB303.

HSG 93-00014498 PRTY 1 05/03/83 18:20:39 ORIG: LHO: IN= 0028 OUT= 0219  
FROM: MARTIE/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POK

TO: REPRESENTATIVES FRITZ, TISCHER, M.W. MILLER, HERRHANS, DAVIS, GOLL AND  
KOPONEN (H.E.S.S.)

FROM: DAN BOLLERUD  
SRA BOX 355  
WILLOW 99688

I SUPPORT HD 383 WITH THE 5% RETROACTIVE REIMBURSEMENT TO PRIVATE CHILD CARE FACILITIES. NOT PASSING THIS BILL COULD VERY WELL RESULT IN THE CLOSING OF EVEN MORE PRIVATE CARE FACILITIES WHICH, IF YOU LOOK AT ALL THE COST INVOLVED, ARE MORE COST-EFFECTIVE THAN STATE FACILITIES.

MSG 83-00014423 PRTY 1 05/03/83 16:56:52 ORIG: LM00 IN= 0012 OUT= 0182  
FROM: MARY/MATSU TO: JNU INFO  
TARGET: LJHL SUBJ: P.O.M.

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TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, MULCAHY  
REPS. LACHER, LARSON, FRITZ, TISCHER, M. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: WILLIAM AND GRACE ELKINS  
P O BOX 1131  
WASILLA 99687 PH: 376-2670

RE: HB 383 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES

WE SUPPORT HB 383 FOR RETROACTIVE PAY INCREASE. WE FEEL THIS MONEY KEEPS THE  
KIDS GOING. PLEASE VOTE TO ALLOCATE THIS FUNDING.

MSG 83-00014425 PRTY 1 05/03/83 14:58:51 ORIG: LMO: IN= 0018 OUT= 0183  
FROM: KARTIE/MATSU TO: JUNEAU INFORMATION  
TARGET: LJNL SUBJ: POM

TO: REPRESENTATIVES FRITZ, TISCHER, M. MILLER, CATO, DAVIS, GOLL, AND  
KOPONEN (H.E.S.S.)

FROM: MARCIA CONN  
BOX 50  
WILLOW 99680

I SUPPORT HB 383 BECAUSE I KNOW THAT MANY PRIVATE FACILITIES ARE HAVING A  
DIFFICULT TIME BECAUSE THEIR COST OF CARE RATES WERE FROZEN. I FEEL THE 5%  
RETROACTIVE PAYMENT TO JULY OF 1982 IS MONEY WELL SPENT FOR THE GOOD OF ALASKA  
YOUTH AND SOCIETY.

HSG 93-00014418 PRTY 1 05/03/83 18:52:42 ORIG LMO6 IN= 0011 OUT= 0131  
FROM: MARY/MATSU TO: JNU INFO  
TARGET: LJHL SUBJ: P.O.M.

TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, HULCAHY  
REPS. LADNER, LARSON, FRITZ, TISCHER, H. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: PAM MIKKELSEN  
P O BOX 1070  
WILLOW 99688 PH: 495-6480

RE: HB 393 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES  
I SUPPORT THIS LEGISLATION. THIS INCREASE IS JUST AS IMPORTANT AS INCREASES  
IN OTHER SERVICE AREAS. PLEASE VOTE FOR IT.

MSG 83-00014482 PRY 1 05/03/83 12:05:00 ORIG: LM01 IN= 0024 OUT= 0213  
FROM: MARTIE/MATSU TO: MUSEUM INFORMATION  
TARGET: LJKL SUBJ: POM

TO: REPRESENTATIVES FRITZ, TISCHER, K.W. MILLER, HERRMANN, DAVID, GOLL AND  
KORONEN (H.E.S.S.)

FROM: BILLIE JEAN JOHNSON  
PO BOX 1070  
WILLOW 99688 PH. 495-6687

I SUPPORT HB88 WHICH ASK FOR A \$5 RETROACTIVE PAYMENT FOR PRIVATE CHILD CARE  
FACILITY BACK TO JULY 1982. PLEASE VOTE TO ALLOCATE THIS MONEY.

MSG 83-00014426 PRTY : 05/03/83 17:00:52 SIG: LM00 IN= 0013 OUT= 0184  
FROM: KARY/MATSU TO: JNL INFO  
TARGET: LUNL SUBJ: P.O.N.

TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, MULCAHY  
REPS. LACHER, LARSON, FRITZ, TISCHER, M. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: BECKY FRIDAY  
P O BOX 18  
WILLOW 99668 PH: 495-6299

RE: HB 383 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES  
I SUPPORT HB 383 FOR THE RETROACTIVE PAYMENT TO PRIVATE CHILD CARE FACILITIES  
TO JULY OF '82. I SUPPORT ALL THE GOOD THESE FACILITIES ARE OFFERING OUR  
YOUTH.

MSG 83-00014442 PRTY 1, 05/03/83 17:15:05 ORIG: LM00 IN= 0016 OUT= 0196  
FROM: MARY/MATSU TO: JNU INFO  
TARGET: LJHL SUBJ: P.O.M.

TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, HULCANY  
REPS. LACHER, LARSON, FRITZ, TISCHER, M. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: ROSS EPPERSON  
P O BOX 125  
WILLOW 99688

PH: 495-6364

RE: HB 383 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES

I SUPPORT HB 383 INCREASING THE RETROACTIVE PAY TO 5% TO PRIVATE CHILD CARE  
FACILITIES. A PRIVATE FACILITY IS A VERY COST EFFECTIVE INVESTMENT AND  
ANY MONEY SPENT TO HELP THEM IS WISE.

HSG 83-00014435 PRTY 1 05/03/83 17:10:59 ORIG: LM00 IN= 0015 OUT= 0191  
FROM: MARY/MATSU TO: JNU INFO  
TARGET: LJHL SUBJ: P.O.M.

TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, MULCAHY  
REFS. LACHER, LARSON, FRITZ, TISCHER, H. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: JIM HAYES  
P.O. BOX 106  
WILLOW 99688 PH: 495-4350

RE: HB 383 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES

I SUPPORT HB 383. PRIVATE CHILD CARE FACILITIES NEED THIS EXTRA MONEY TO  
SURVIVE. THE FUTURE OF ALASKAN YOUTH IS AT STAKE. THANK YOU.

MSC 83-00014440 PRY 1 05/03/83 17:14:34 ORIG: LM01 IN= 0622 OUT= 0195  
FROM: MARTIE/HATSU TO JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

TO: REPRESENTATIVES FRITZ, TISCHER, M.W. MILLER, HERRHANN, DAVIS, GOLL AND  
KOPONEN (H.E.S.S.)

FROM: PAT MILLER  
PO BOX 1304  
WASILLA 99607

I SUPPORT HB 383.

MSG 85-00014446 PRTY : 05/03/83 17:17:47 ORIG: LHO0 IN= 0017 OUT= 0197  
FROM: MARY/NATSU TO: JNU INFO  
TARGET: LJHL SUBJ: P.O.M.

TO: SENATOR KERTTULA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
FISCHER, MULDAHY  
REPS. LACHER, LARSON, FRITZ, TISCHER, N. MILLER, HERRMANN, GOLL,  
KOPONEN, DAVIS

FR: RICK ALLEY  
P O BOX 167  
WILLOW 99688 PH: 495-6435

RE: HB 383 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES

I AM IN FAVOR OF SB 383.

MSG 83-00014434 PRTY 1 05/03/83 17 06 51 ORIG LM01 IN# 0129 OUT# 0187  
FROM: MARTIE/MATSU TO: JUNEAU INFORMATION  
TARGET: LJHL SUBJ: POM

TO: REPRESENTATIVES FRITZ, TISCHEN, M. MILLER, CATO, DAVIS, GOLL, AND  
KORONEN (H.E.S.S.)

FROM: DAVE BACON  
BOX 1070  
WILLOW 99688

I SUPPORT HD 303 WHICH ADDS 5% RETROACTIVE PAYMENT TO PRIVATE CHILD CARE  
FACILITIES TO JULY OF 1992. MONEY SPENT THIS WAY IS BETTER THAN \$1,000,000  
WORTH OF PICTURES FORT THE OLD FEDERAL BUILDING. PLEASE VOTE TO ALLOCATE THIS  
MONEY.

HB 33-0004433 PRTY 1 05/03/83 17:05:44 ORIG: LR00 IN=0014 OUT=0489  
FROM: WALK/MATSU  
SUBJECT: THE SUBJ: L.C.M.

SENATOR KEITTLA, BENNETT, SACKETT, FERGUSON, JOSEPHSON, FAIKS,  
LISHER, MILDWAY  
REPS. LACHER, TAYSON, BRITT, FISCHER, W. MITLER, HERRMANN, BOLL,  
KOPONEN, DAVIS

FR: TOM SCHNEIDER  
WIFE 98 PARKS HIGHWAY  
WILTON 98988

RE: HB 283 - 5% RETROACTIVE INCREASE FOR RESIDENTIAL CHILD CARE FACILITIES  
I SUPPORT HB 282 FUNDING FOR PRIVATE CHILD CARE FACILITIES. I THINK IT IS  
MONEY WELL FOR THE KIDS AND THE SOCIETY OF ALASKA.

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STATE OF ALASKA  
FISCAL NOTE

Revision Date \_\_\_\_\_, 1983

I. REQUEST

Bill/Resolution No.: HB-384  
 Title: ...chief school administrators...  
 Sponsor: Tischer  
 Requestor: House HESS

II. FISCAL DETAIL

Agency Affected: Education  
 Program Category Affected: \_\_\_\_\_  
 BRU, Program of Subprogram(s) Affected: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
<b>OPERATING</b>						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
<b>TOTAL OPERATING</b>		-0-	-0-	-0-	-0-	-0-
<b>CAPITAL</b>						
<b>REVENUE</b>						

FUNDING: (Thousands of Dollars)

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Steve Hole Phone: 465-2865  
 Division: Management, Law & Finance Date: 5/2/83  
 Approved by Commissioner: *for Steve Hole*  
 Department: Education Date: 5/2/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for Legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

3/8/83

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12

# COMMITTEE REPORT

## HOUSE

JUDICIARY

(7)

FURTHER:

5/12/83

Date: APRIL 2, 1984

Mr. Speaker:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had HB 412

"An Act relating to adoption medical records; and providing for an effective date."

under consideration and reports it back as follows:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for HB 412 (HESS)  same title  
 new title
- and recommends THAT THE HESS CS DO PASS.
- AND attaches a "Letter of Intent"  New Fiscal Note  
 Zero Fiscal Note Attached
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

*Richard Vell*  
*T.H. Masters*  
*Hubert Davis*  
*John Koppen*  
*J. M. ...*  
*Lam Testinger*

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*Max ...*  
 CHAIRMAN

HOUSE BILL NO. 412

FISCAL NOTE

SUMMARY

PAGE 2

IV. ANALYSIS

A. Assumptions:

There would be no cost impact.

B. Program Summary:

No new positions would be necessary

C. Computations:

N/A

D. Economic Impact:

There would be no economic impact.

E. Impact on Local Governments:

There would be no impact on local governments.

**MEDICAL DEPARTMENT  
HEALTH EXAMINATION HISTORY**

DATE \_\_\_\_\_

FULL NAME			ADDRESS		
SOCIAL SECURITY NO. (OR EQUIV.)		DATE OF BIRTH	PLACE OF BIRTH		
AGE	SEX	MARITAL STATUS	PROSPECTIVE POSITION AND NATURE OF WORK		
MOTOR VEHICLE DRIVER <input type="checkbox"/> NEW CERTIFICATE <input type="checkbox"/> RECERTIFICATION			EMPLOYER CORPORATION, DEPARTMENT AND UNIT		
PREVIOUSLY EMPLOYED BY		DATE	POSITION	REASON FOR LEAVING	
1					
2					
3					
4					
HAVE YOU TRAVELLED OUTSIDE U.S.A. - WHERE - WHEN*			WILL THIS POSITION ENTAIL DUTY OUTSIDE U.S.A.? <input type="checkbox"/> NO <input type="checkbox"/> YES - WHERE -		

<b>FAMILY HISTORY -</b>  <i>Check if any near relatives had:</i>  <input type="checkbox"/> TUBERCULOSIS <input type="checkbox"/> HIGH BLOOD PRESSURE <input type="checkbox"/> HEART DISEASE <input type="checkbox"/> STROKES <input type="checkbox"/> DIABETES <input type="checkbox"/> CANCER <input type="checkbox"/> MIGRAINE <input type="checkbox"/> KIDNEY DISEASE <input type="checkbox"/> NERVOUS TROUBLES	AGE OF FATHER	IF DEAD - AGE AT DEATH	CAUSE OF DEATH		
	AGE OF MOTHER	IF DEAD - AGE AT DEATH	CAUSE OF DEATH		
	BROTHERS AND SISTERS	NO. LIVING	AGES	NO. DEAD	AGES AT DEATH
		CAUSE OF DEATH			
	AGE OF HUSBAND OR WIFE	IF DEAD - AGE AT DEATH	CAUSE OF DEATH		
CHILDREN	NO. LIVING	AGES	NO. DEAD	AGES AT DEATH	
	CAUSE OF DEATH				

**PAST HISTORY - HAVE YOU EVER HAD -**

<input type="checkbox"/> FREQUENT HEADACHES	<input type="checkbox"/> INFLUENZA	<input type="checkbox"/> HEPATITIS	<input type="checkbox"/> FREQUENT SORE THROATS	<input type="checkbox"/> HIGH BLOOD PRESSURE
<input type="checkbox"/> DIZZINESS	<input type="checkbox"/> PNEUMONIA	<input type="checkbox"/> TYPHOID FEVER	<input type="checkbox"/> SCARLET FEVER	<input type="checkbox"/> DIABETES
<input type="checkbox"/> FAINTING	<input type="checkbox"/> TUBERCULOSIS	<input type="checkbox"/> MALARIA	<input type="checkbox"/> GROWING PAINS, MUSCLE DISEASE	<input type="checkbox"/> STOMACH ULCERS
<input type="checkbox"/> FITS (Epilepsy)	<input type="checkbox"/> PLEURISY	<input type="checkbox"/> SYPHILIS	<input type="checkbox"/> ANEMIA	<input type="checkbox"/> HERNIA (Rupture)
<input type="checkbox"/> CONVULSIONS	<input type="checkbox"/> BRONCHITIS	<input type="checkbox"/> GONORRHEA	<input type="checkbox"/> RHEUMATIC FEVER	<input type="checkbox"/> ARTHRITIS
<input type="checkbox"/> SINUSITIS	<input type="checkbox"/> ASTHMA	<input type="checkbox"/> SKIN TROUBLE	<input type="checkbox"/> KIDNEY DISEASE	<input type="checkbox"/> RHEUMATISM
<input type="checkbox"/> HEAD OR SPINAL INJURIES	<input type="checkbox"/> HAY FEVER	<input type="checkbox"/> BACKACHE	<input type="checkbox"/> HIVES OR ECZEMA	<input type="checkbox"/> VARICOSE VEINS
<input type="checkbox"/> PSYCHIATRIC DISORDERS	<input type="checkbox"/> EAR INFECTION	<input type="checkbox"/> BLOOD TROUBLE	<input type="checkbox"/> HEART TROUBLE	<input type="checkbox"/> ANY OTHER DISEASE

**HAVE YOU EXPERIENCED WHAT YOU CONSIDER UNUSUAL OR EXCESSIVE SYMPTOMS, SUCH AS:**

	WHEN	HOW LONG		WHEN	HOW LONG
POOR HEARING			VOMITING		
COUGH			PAIN OR CRAMPS		
COUGHING UP BLOOD			CHANGE IN BOWEL ACTION		
LUNG TROUBLE			TROUBLE WITH URINATING		
CHEST PAIN			SWELLING		
SHORTNESS IN BREATH			PERSISTENT LUMPS		
PALPITATION			PERSISTENT SORES		
LOSS OR GAIN IN WEIGHT			BACKACHE		
INDIGESTION			INSOMNIA		
NAUSEA			NERVOUS BREAKDOWN		

LIST ALL ACCIDENTS, INJURIES, SURGICAL OPERATIONS, DATES OF EACH, ANY RESULTING DEFECTS OR DISABILITIES AND EXTENSIVE CONFINEMENT FOR ILLNESS OR INJURY:

HAVE YOU HAD ANY ILLNESS OR CONSULTED A PHYSICIAN IN THE PAST YEAR?  
 NO  YES - EXPLAIN -  
 DURATION \_\_\_\_\_ NAME OF PHYSICIAN \_\_\_\_\_

MILITARY SERVICE DATA  
 TIME IN SERVICE FROM \_\_\_\_\_ TO \_\_\_\_\_  
 BRANCH OF SERVICE \_\_\_\_\_  
 HAVE YOU EVER BEEN REJECTED BY AN ARMY - NAVY PHYSICAL EXAMINATION?  YES  NO  
 HAVE YOU EVER BEEN REJECTED ON A LIFE INSURANCE EXAMINATION?  YES  NO  
 INJURIES IN SERVICE \_\_\_\_\_  
 MEDICAL DISCHARGE  OTHER

DO YOU USE ANY DRUGS, SEDATIVES, OR LAXATIVES?  YES  NO  
 TO WHAT EXTENT DO YOU USE: ALCOHOL \_\_\_\_\_ TOBACCO \_\_\_\_\_  
 DO YOU CONSIDER YOURSELF IN GOOD HEALTH?  YES  NO

HAVE YOU EVER BEEN VACCINATED FOR THE FOLLOWING? (Check Yes or No)

SMALL POX	YES	NO	TETANUS	YES	NO	DIPHTHERIA	YES	NO
TYPHOID			INFLUENZA			POLIO		

FOR WOMEN ONLY  
 DO YOU STILL MENSTRUATE?  YES  NO  
 MEN-STRUAL CYCLE DURATION \_\_\_\_\_ DAYS  
 PERIOD EVERY \_\_\_\_\_ DAYS  
 LAST MENSTRUAL PERIOD WAS \_\_\_\_\_  
 PAINFUL PERIOD  YES  NO

IF YOU BELIEVE THAT ANY CONDITIONS OF YOUR WORK MAY HAVE ANY EFFECT ON YOUR HEALTH, EXPLAIN TO EXAMINING PHYSICIAN.

WHAT COMPENSATION, SETTLEMENT OR AWARDS HAVE YOU RECEIVED FROM ANY SOURCE FOR PERSONAL INJURIES OR ILLNESS?  
 \_\_\_\_\_  
 \_\_\_\_\_

FROM WHOM: \_\_\_\_\_  
 REASONS: \_\_\_\_\_  
 DATES: \_\_\_\_\_ AMOUNTS PAID: \_\_\_\_\_  
 SUMMARY OF HISTORY BY PHYSICIAN:  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

I certify that the above information is correct.

\_\_\_\_\_  
 (SIGNATURE OF APPLICANT)

\_\_\_\_\_  
 (SIGNATURE OF EXAMINING PHYSICIAN)

IN CASE OF EMERGENCY PLEASE NOTIFY

ADDRESS \_\_\_\_\_

NAME AND ADDRESS OF FAMILY PHYSICIAN \_\_\_\_\_

RELATIONSHIP \_\_\_\_\_  
 TELEPHONE NO. \_\_\_\_\_  
 TELEPHONE NO. \_\_\_\_\_

NAME \_\_\_\_\_ DEPT. \_\_\_\_\_

REASON FOR EXAMINATION \_\_\_\_\_ AGE \_\_\_\_\_ HEIGHT \_\_\_\_\_ WEIGHT \_\_\_\_\_ DESIRED WEIGHT \_\_\_\_\_ HAIR COLOR \_\_\_\_\_

BLOOD PRESSURE \_\_\_\_\_ TEMPERATURE \_\_\_\_\_ PULSE RATE-BEFORE EXERCISE \_\_\_\_\_ PULSE RATE-AFTER EXERCISE \_\_\_\_\_

VISION - NEAR (JAEGER) R \_\_\_\_\_ L \_\_\_\_\_ VISION - FAR (JAEGER) R/20 \_\_\_\_\_ L/20 \_\_\_\_\_ CORRECTED - NEAR R \_\_\_\_\_ L \_\_\_\_\_ CORRECTED - FAR R/20 \_\_\_\_\_ L/20 \_\_\_\_\_

COLOR VISION: \_\_\_\_\_ DEPTH \_\_\_\_\_ HEARING - RIGHT EAR  NORMAL  ABNORMAL HEARING - LEFT EAR  NORMAL  ABNORMAL

PUPILS (INCL. REFLEXES) R \_\_\_\_\_ L \_\_\_\_\_ LIDS R \_\_\_\_\_ L \_\_\_\_\_ HORIZONTAL FIELD R \_\_\_\_\_ L \_\_\_\_\_ FUNDUSCOPIC R \_\_\_\_\_ L \_\_\_\_\_ EYES - OTHER FINDINGS \_\_\_\_\_

NOSE \_\_\_\_\_ MOUTH \_\_\_\_\_ TEETH \_\_\_\_\_ HEAD \_\_\_\_\_

PHARYNX & TONSILS \_\_\_\_\_ EARS \_\_\_\_\_ NECK \_\_\_\_\_ THYROID \_\_\_\_\_

CHEST: LUNGS: BREASTS:  
 ANY DEFORMITIES OF THE CHEST WALL.  
 NOTE: RALES, WHEEZES, DULLNESS, RESONANCE, EMPHYSEMA, TUBERCULOSIS, ANY ABNORMALITY.

HEART:  
 NOTE: MURMURS, ARRHYTHMIAS, ENLARGEMENTS, IF ORGANIC DISEASE PRESENT, EVIDENCE OF FAILURE. IS IT FULLY COMPENSATED?

ABDOMEN:  
 SCARS, MASSES, PALPABLE VISCERA, LIVER, KIDNEYS, SPLEEN

HERNIA INGUINAL R \_\_\_\_\_ L \_\_\_\_\_ OTHER (DESCRIBE) \_\_\_\_\_ TRUSS WORN  YES  NO

NUTRITION \_\_\_\_\_ POSTURE \_\_\_\_\_

GENERAL APPEARANCE AND DEVELOPMENT  GOOD  FAIR  POOR SPINE \_\_\_\_\_

SKIN \_\_\_\_\_ GASTROINTESTINAL ULCERATION OR OTHER DISEASE; EXPLAIN:  YES  NO

PERIPHERAL VESSELS (RADIAL, DORSALIS PEDIS POST. TIBIAL - PULSATION AND SCLEROSIS) \_\_\_\_\_

LYMPH NODES \_\_\_\_\_

HANDS AND ARMS \_\_\_\_\_ FEET AND LEGS \_\_\_\_\_

EDEMA \_\_\_\_\_ VARICOSITIES \_\_\_\_\_ JOINTS \_\_\_\_\_

GENITO - URINARY - SCARS \_\_\_\_\_ URETHRAL DISCHARGE \_\_\_\_\_

ANUS \_\_\_\_\_ RECTUM \_\_\_\_\_

PROSTATE \_\_\_\_\_

PELVIC \_\_\_\_\_

REFLEXES - RHOMBERG  POSITIVE  NEGATIVE NORMAL  RIGHT  LEFT HYPERACTIVE  RIGHT  LEFT ABSENT  RIGHT  LEFT

DO YOU FIND ANY EVIDENCE OF OPERATIONS, INJURIES OR ILLNESSES NOT LISTED BY APPLICANT, AND "OTHERS" SUCH AS EMOTIONAL REACTIONS? LIST AND GIVE DATES.

STATE OF ALASKA  
THE LEGISLATURE

POUCHY STATE CONTROL  
JUNEAU, ALASKA 99811  
907 465 3800


LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

February 10, 1984

SUBJECT: Sectional Analysis of CS for HB 412

TO: Representative Mae Tischer  
Chairman, House HESS

FROM: Richard C. Folta   
Legislative Counsel

Section 1 adds a new article on adoption information in Chapter 50 of Title 18 concerning vital statistics.

Access to available nonidentifying information on previous medical conditions and treatment, immunization records and other medical information relevant to the health care of a genetically-related person would be permitted adoptive parents and adopted persons beginning January 1, 1985. The department, child adoption agency or a person authorized by law, such as a guardian appointed by a court, to place a person for adoption would be required to maintain and furnish the state register the above information on a standardized form prepared by the Department of Health and Social Services. Finally, certain key words are defined in a definition section.

Section 2 would require the clerk of the Superior Court, the above department, or a person placing a person for adoption, to obtain the above information directly from each known biological parent for the state register.

The privacy of biological parents of an adopted person would not be violated by release of "medical history" under this bill to adoptive parents for the health purposes of an adopted person.

RCF:ojb  
J3/076

## POSITION PAPER

HOUSE BILL NO. 412

Page 1

## "An Act relating to adoption medical records"

House Bill No. 412 amends the Vital Statistics Act and the adoption statute to require collection of nonidentifying information on the health history of each biological parent, adopted person, and blood relatives of each biological parent, if available. The Department agrees that this information could be useful and would support the enactment of such legislation. However, there are some changes we propose, as follows:

Page 1, line 11: "If the information is available" be changed to "whatever information is available, the state registrar shall, upon request,..." This change is suggested because in all cases, after January 1, 1984, there will be some information available, even if it is on only the biological mother. The words "upon request" should be added because without it the meaning indicates that the information would be automatically provided. The information should be provided only if the adoptive parents or the adoptee want it. Many adoptions are by a step-parent so the information is already known.

Page 1, line 17: Change "prepared by the commissioner" to "prescribed and furnished by the bureau" to be consistent with similar provisions of AS 18.50.

Page 1, line 19: Change "commissioner" to "department"

Page 1, line 20: Change "or a person authorized by law or regulation to place a person for adoption" to "or the person placing a child for adoption." This change is suggested because not all persons are required to be authorized by law or regulation to place a person for adoption. An example would be an attorney who handles only one adoption a year. This change is consistent with the wording on page 2, line 22.

? Page 1, line 27: Delete the words "request the commissioner to" since it is the Department's position that this function should lie with the state registrar.

Page 1, line 29: Change "records of the commissioner" to "records of the department."

POSITION PAPER

HOUSE BILL NO. 412

Page 2

- Page 2, line 1: Change as indicated for page 1, line 20.
- Page 2, line 3: Change as indicated for page 1, line 20.
- Page 2, line 6: Change as indicated for page 1, line 20.

Finally, it is suggested that number 4 be deleted from page 2, line 16 because commissioner is defined under Sec. 18.50.030 and number 5 be deleted from page 2, line 18 because state registrar is defined under Sec. 18.50.370 (11) and that the definitions for Chapter 50 which appear under Sec. 18.50.370 be combined with those under Sec. 18.50.520.

With these changes the Department of Health and Social Services would support passage of House Bill No. 412.

RECOMMENDED BY: Joan P. Brooks  
 JOAN P. BROOKS  
 STATE REGISTRAR  
 BUREAU OF VITAL STATISTICS

DATE: May 24, 1983

RECOMMENDED BY: Daniel J. Middleton  
 DANIEL J. MIDDLETON  
 DIRECTOR  
 DIVISION OF PLANNING, POLICY,  
 AND PROGRAM EVALUATION

DATE: May 24, 1983

APPROVED BY: Robert London Smith  
 ROBERT LONDON SMITH, PH.D.  
 COMMISSIONER

DATE: 5/24/83

(b) An owner of a restaurant or tavern shall provide and maintain sanitary toilet accommodations for public use. (§ 1 ch 58 SLA 1974; am § 1 ch 175 SLA 1975; am § 1 ch 78 SLA 1976; § 45 ch 59 SLA 1982)

**Effect of amendments.** — The 1982 amendment, effective May 28, 1982, repealed former subsection (a) which read "An owner of a restaurant or tavern in operation on August 15, 1976 shall provide

and maintain no less than one sanitary toilet accommodation for public use, and shall comply with this requirement within 180 days after August 15, 1976."

Special Acts and

ation.

### Article 3. Facilities and Special Events Open to General Public.

#### Section

#### 200. Toilet facilities required

y and Special

**Sec. 18.35.200. Toilet facilities required.** An owner of public facilities or sponsor of special events open to the general public shall where practical provide and maintain at the facilities or events sanitary toilet accommodations for public use whether the facilities or events are permanent or temporary. No charge may be required for use of a toilet facility in any public place. (§ 1 ch 58 SLA 1974; am § 46 ch 59 SLA 1982)

ority.

**Effect of amendments.** — The 1982 amendment, effective May 28, 1982, deleted the former second sentence which read "an owner of a permanent facility in

operation on August 1, 1974 has two years from that date to comply with the requirement of this section."

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the state  
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### Chapter 50. Vital Statistics Act.

#### Article

3. Registration Requirements, Procedures and Certificates (§§ 18.50.210, 18.50.211)  
4. Records (§ 18.50.290)

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-second sen-  
ments" for

### Article 3. Registration Requirements, Procedures and Certificates.

#### Section

210. Court reports of adoption  
211. Certificate of birth for foreign-born adopted person

ilities.

**Sec. 18.50.210. Court reports of adoption.** (a) For each adoption decreed by a court in the state, the court shall require the preparation of a report of adoption on a form prescribed and furnished by the bureau. The report shall include the facts necessary to locate and identify the original certificate of birth, if any, of the person adopted. If the person being adopted was born in the state, the report shall provide information necessary to establish a new certificate of birth. If the person being adopted was born outside the United States, the report

§ 45 ch

shall provide findings, if requested by the adoptive parents, or other information necessary to establish a certificate of birth. The report shall identify the order of adoption, and be certified by the court or the clerk.

(b) The petitioner or his attorney shall furnish with the petition for adoption information in the possession of the petitioner necessary to prepare the adoption report. The social, welfare agency or other person concerned shall supply the court with additional information in his possession necessary to complete the report. The furnishing of the information is a prerequisite to the issuance of a final decree in the matter.

(c) Whenever an adoption decree is amended or vacated, the court shall prepare a report on a form prescribed and furnished by the bureau. The report shall include the facts necessary to identify the original adoption report and the facts amended in the adoption decree necessary to properly amend the original report, or the new certificate of birth if already established.

(d) Before the 11th day of each calendar month, the court shall forward to the bureau reports of decrees of adoption, including those vacated or amended, which were entered in the preceding month, together with the related reports the bureau requires.

(e) When the bureau receives a report of an adoption, or vacation or amendment of an adoption from a court for a person born in the United States but outside the state, a copy shall be made for the bureau's files and the original shall be forwarded to the appropriate registration authority in the state of birth. (§ 17 ch 118 SLA 1960; am §§ 1, 2 ch 76 SLA 1982)

**Effect of amendments.** — The 1982 amendment, in subsection (a), divided the former second sentence into the present second, third and fifth sentences, inserted "if any" in the present second sentence, added "If the person being adopted was born in the state, the report" to the beginning of the present third sentence,

deleted "of the person adopted" from the end of the present third sentence, added the present fourth sentence, and substituted "The report" for "and" at the beginning of the present fifth sentence. The amendment also inserted "in the United States but" near the middle of subsection (e).

**Sec. 18.50.211. Certificate of birth for foreign-born adopted person.** (a) Subject to the limitation in (b) of this section, the state registrar shall issue a certificate of birth for a person born outside the United States whose adoptive parents are residents of the state at the time of the adoption, upon request by the adopted person, or by the adopted person's adoptive parent or guardian that the certificate be made, and upon receipt of an adoption report as provided in AS 18.50.210 together with

(1) the information necessary to identify the original certificate of birth; or

(2) if there is no original certificate of birth, the findings of the court under AS 20.15.170(b), unless the adoption proceeding is commenced before August 31, 1982, in which case an affidavit of an adoptive parent setting out the true or probable date and place of birth and parentage of the adopted person must accompany the adoption report.

(b) The state registrar may not issue a certificate of birth under this section if the adopted person for whom the certificate is intended is 18 or more years of age at the time the request for the certificate is made.

(c) A certificate of birth issued under this section shall be in a form prescribed by the state registrar and shall state that it is not evidence of United States citizenship.

(d) Upon proof of naturalization an amended certificate of birth shall be issued under this section that deletes the statement that the certificate is not evidence of United States citizenship. (§ 3 ch 76 SLA 1982)

#### Article 4. Records.

##### Section:

##### 290. Corrections and amendments

**Sec. 18.50.290. Corrections and amendments.** (a) A certificate or record registered by the bureau may be amended only in accordance with this chapter and the regulations the department adopts to protect the integrity and accuracy of vital statistics records.

(b) A certificate that is amended under this section shall be marked "amended," with the date of amendment. A summary description of the evidence submitted in support of the amendment shall be endorsed on or made a part of the record. The department shall prescribe by regulation the conditions under which additions or minor corrections may be made to vital statistics records without the certificate being considered amended.

(c) Upon receipt of a certified copy of a court order changing the name of a person born in the state or a person born outside the United States whose adoptive parents are residents of the state at the time of the adoption and upon request of the person or the person's parent, guardian, or legal representative, the state registrar shall amend the certificate of birth to reflect the new name.

(d) When a certificate is corrected or amended under this section, the state registrar shall instruct the local custodian of the copy of the certificate to make the changes in the copy. (§ 25 ch 118 SLA 1960; am § 4 ch 76 SLA 1982)

**Effect of amendments.** — The 1982 amendment inserted "or a person born outside the United States whose adoptive parents are residents of the state at the time of the adoption" and substituted "the person's" for "his" in subsection (c).

*Replaced by SLA 82*  
**Sec. 18.50.210. Court reports of adoption.**

(a) For each adoption decreed by a court in the state, the court shall require the preparation of a report of adoption on a form prescribed and furnished by the bureau. The report shall include the facts necessary to locate and identify the original certificate of birth of the person adopted; shall provide information necessary to establish a new certificate of birth of the person adopted; and shall identify the order of adoption, and be certified by the court or the clerk.

(b) The petitioner or his attorney shall furnish with the petition for adoption information in the possession of the petitioner necessary to prepare the adoption report. The social, welfare agency or other person concerned shall supply the court with additional information in his possession necessary to complete the report. The furnishing of the information is a prerequisite to the issuance of a final decree in the matter.

(c) Whenever an adoption decree is amended or vacated, the court shall prepare a report on a form prescribed and furnished by the bureau. The report shall include the facts necessary to identify the original adoption report and the facts amended in the adoption decree necessary to properly amend the original report, or the new certificate of birth if already established.

(d) Before the 11th day of each calendar month, the court shall forward to the bureau reports of decrees of adoption, including those vacated or amended, which were entered in the preceding month, together with the related reports the bureau requires.

(e) When the bureau receives a report of an adoption, or vacation or amendment of an adoption from a court for a person born outside the state, a copy shall be made for the bureau's files and the original shall be forwarded to the appropriate registration authority in the state of birth. (§ 17 ch 118 SLA 1960)

**Sec. 18.50.220. New certificate of birth.** (a) The state registrar shall establish a new certificate of birth for a person born in the state, upon proper request that the certificate be made, and upon receipt of

(1) an adoption report as provided in AS 18.50.210, or a certified copy of the decree of adoption from a court of competent jurisdiction in another state, together with the information necessary to identify the original certificate of birth and to establish the new certificate of birth; however, a new certificate of birth may not be established if so requested by the court decreeing the adoption, the adoptive parents, or the adopted person if he is of legal age; or

(2) the evidence required by law and regulation proving that the person has been legitimated.

(b) When a new certificate of birth is established, the actual place and date of birth shall be shown. The new certificate shall be substituted for the original certificate of birth, and

Joyce Lanier  
requests hearing  
on bill

586-7701

SB 241

HB 412 TITLE & SPONSOR SUMMARY

08:53 1/17/84 PAGE 1 OF 2

AMENDED TITLE:

AN ACT RELATING TO ADOPTION MEDICAL RECORDS, AND PROVIDING  
FOR AN EFFECTIVE DATE

PRIME SPONSOR: SZYNANSKI.

CO-SPONSORS: FRITZ, MALONE, KOPONEN.

CURRENT STATUS: 5/12/83 IN (H) HESS

REFERRAL: JUDICIARY

HB 412 HOUSE ACTION

08:54 1/17/84 PAGE 2 OF 2

DATE SEQ PAGE

LEGISLATIVE ACTION

05/12/83 01 1298

FIRST READING -- COMMITTEE REPORTS

HESS  
JUDICIARY  
RULES

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Official Business

# Alaska State Legislature

House of Representatives

Representative Mike Szymanski

SR-A Box 1304B  
Anchorage, Alaska 99502  
Phone (907) 349-3373

While in Session:  
Pouch V  
State Capitol  
Juneau, Alaska 99811

TO: House HESS Committee  
FROM: *Mike Szymanski*  
Representative Mike Szymanski  
SUBJECT: HB 412 - relating to adoption medical records.  
DATE: May 24, 1983

Under present statute, there is no provision which makes it mandatory that an adopted child's medical history and records be made available to the adopted child and the adoptive parents.

A constituent of mine, Ms. Janice Griffith, contacted me because her adopted child had developed an illness which was "predictable" had the child's medical history/records been available.

It is the intent of this legislation to do several things:

1. It would require that information relating to the medical history of an adopted child be collected and recorded on a form and attached to the adoption records at the time of adoption. This would be for all adoptions, private, agency, or State.

2. For those adoptions which have occurred prior to the effective date of this legislation where the medical history was not mandatorily required to be included in the records, the Department of Health & Social Services would now be required to obtain this information if it is available and if requested by the child or the adoptive parents.

3. This legislation would now make the information available upon request to the adoptive parents and to the adopted child.

4. The information which will be included will all be nonidentifying information.

Alaska State Legislature

REP. MAE TISCHER  
CO-CHAIRMAN

REP. MILO FRITZ  
CO-CHAIRMAN



MEMBERS:  
REP. MIKE MILLER  
VICE CHAIRMAN  
REP. BETTE CATO  
REP. MIKE DAVIS  
REP. PETER GOLL  
REP. NILO KOPONEN

House of Representatives

HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

POUCH V  
STATE CAPITAL  
JUNEAU, ALASKA 99811  
(907) 465-3777

5/24/83

M E M O R A N D U M

TO: House HESS Committee  
FROM: Linda Otey, Committee Aide  
RE: HB 412 Summary/ "An Act relating to adoption medical records; and providing for an effective date."

This legislation would direct the state Registrar, if the information is available, to provide the adoptive parents of a person adopted after Jan. 1, 1984, and an adopted person who has been adopted after that date, with nonidentifying information on the health history of each biological parent, adopted person, and blood relatives of each biological parent.

For all adoptions after Jan. 1, 1984, the state, child adoption agencies, or a person authorized to place a child for adoption must furnish the state Registrar the nonidentifying information required above. If the information is requested but not available for adoptions that occurred before Jan. 1, 1984, the Registrar must request the Commissioner of H&SS to attempt to obtain the required information. Adoption agencies and persons authorized to place a person for adoption would be required to maintain records of the information.

Effective date, January 1, 1984.

Further referral - House Judiciary Committee

folder content

bill summary  
statutes Szymanski Memo

position paper and fiscal note requested from the Dept. of H&SS but not yet delivered.

Alaska State Legislature

REP. MAE TISCHER  
CHAIRMAN



POUCH V  
STATE CAPITAL  
JUNEAU, ALASKA 99311  
(907) 465-3777

House of Representatives  
HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

MEMORANDUM

TO: Representative Mae Tischer  
FROM: Bill Lovell, House HESS Staff *lml*  
DATE: February 10, 1984  
  
RE: Comparison of CSHB 412 (HESS) to HB 412

For your convenience, I have compared the proposed House HESS Committee Substitute for House Bill 412 to the bill as originally introduced.

Page 1, line 13, change "1984" to "1985."

Page 1, line 14, change "1984" to "1985."

Page 1, line 19, insert "authorized by law," after the word "person."

Page 1, line 22, change "1984" to "1985."

Page 1, line 25, change "1984" to "1985."

Page 1, line 25, change "1984" to "1985."

Page 2, line 1, insert "authorized by law," after the word "person."

Page 2, line 25, changes the effective date clause to January 1, 1985.

/wtl

H

B

4/8

COMMITTEE REPORT

HOUSE

FURTHER:

(7)

5/16/83

Date: \_\_\_\_\_

Mr. Speaker: HEALTH, EDUCATION AND SOCIAL SERVICES

The Committee on \_\_\_\_\_ has had HB 418

"An Act relating to the rights of physically disabled persons."

under consideration and reports it back as follows:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title
- and recommends \_\_\_\_\_  new title
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation  Zero Fiscal Note Attached
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS

MEMBERS HAVING OTHER RECOMMENDATIONS:

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CHAIRMAN

*M. [Signature]*

"An Act relating to the rights of physically disabled persons."

The effect of the act: As 18.06.020(b) entitles a visually and otherwise physically disabled person full and equal accommodations, advantages, facilities and privileges on all common carriers, airplanes, motor vehicles, trains, buses, street cars, boats or any other public conveyance, hotels, lodging, places of public accommodation, amusement, or resort and other places to which the general public is invited.

Section (c) of AS 18.06.020 provides that a blind person has a right to be accompanied by a guide dog in places listed in Section (b).

HB 418 expands Section (c) to include a service dog in the same way as a guide dog is now allowed to accompany a physically disabled person in places listed in (b) of AS 18.06.020.

The existing law and the amendment proposed by HB 418 each provide that the guide or service dog shall be allowed to accompany the person at no extra charge and that the person with the dog shall be liable for any damage done by the dog.

Discussion:

Guide dogs have for a long period of time, been provided by law with sanctions which allowed them to accompany their master as he conducted his normal living routine. More recently dogs have been trained beyond the seeing eye skill and are being utilized as "hearing dogs" to aid the deaf as well as to retrieve and facilitate for the immobile person. This expanded use of the trained service dog to aid the physically handicapped has presented a legal and financial problem to the owner who must deal with a system which limits itself to the single class of guide dog as a recognized exception and treats all other service dogs as pets.

HB 418 includes services dogs as equal to guide dogs and elevates these animals from the category of being only a pet.

Recommendation:

The Department of Health and Social Services supports HB 418.

Recommended by: Philip Shapiro  
Philip Shapiro, M.D.  
Director, Division of  
Mental Health and  
Developmental Disabilities

Date: 5/25/83

Approved by: Robert London Smith  
Robert London Smith, Ph.D.  
Commissioner  
Department of Health and  
Social Services

Date: 5/25/83

POSITION PAPER/Department of Health & Social Services

I. REQUEST  
 BILL/Resolution No.: House Bill 418  
 Title: Rights of physically disabled persons  
 Sponsor: Lacher, Fritz, and Lindauer  
 Requestor: \_\_\_\_\_

II. FISCAL DETAIL  
 Agency Affected: Health & Social Services  
 Program Category Affected: Mental Health  
 BRU, Program of Subprogram(s) Affected: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Philip Shapiro, M.D.

Division: Mental Health & Developmental Disabilities

Phone: 465-3370

Date: 5/24/83

Approved by Commissioner: Robert Landon Smith  
 Department: Health and Social Services

Date: 5/25/83

Distribution:

- Original to Legislative Finance
- Copy to Office of Management and Budget (for legislature introduced bills)
- Copy to Department (for Governor introduced bills)
- Copy to Sponsor
- Copy to Requestor (if different from Sponsor)

# MEMORANDUM

# State of Alaska

TO: HESS Committee  
Alaska State Legislature

DATE: May 24, 1983

FILE NO:

TELEPHONE NO:

SUBJECT: HB 418

*mcms*  
FROM: Michael C. Morgan  
Director  
Division of Vocational  
Rehabilitation

Please find attached a fiscal note from the Department of Education on HB 418, An Act relating to the rights of physically disabled persons."

While the division has not had the opportunity to discuss the content of this bill with the State Board of Education, I can see no reason why the Board would object.

The bill simply includes some provision of rights for the physically disabled in an existing statute.

There will be no cost to the Department of Education.

STATE OF ALASKA  
FISCAL NOTE

Revision Date 1983

I. REQUEST

Bill/Resolution No.: HB418  
 Title: Rights of Physically Disabled  
 Sponsor: Representative Lacher  
 Requestor: Representative Lacher

II. FISCAL DETAIL

Agency Affected: Education  
 Program Category Affected: Voc Rehab  
 BRU, Program of Subprogram(s) Affected: Vocational Rehabilitation

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 83	FY 84	FY 85	FY 86	FY 87	FY 88
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC						
TOTAL OPERATING		0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS: N/A

FULL-TIME						
PART-TIME						
TEMPORARY						1

III. SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

IV. ANALYSIS: Attach a separate page for any Analysis

Prepared By: Michael C. Morgan *Michael C. Morgan* Phone: 465-2814  
 Division: Vocational Rehabilitation Date: May 24, 1983  
 Approved by Commissioner: Harold Reynolds, Jr. *Harold Reynolds, Jr.* Date: May 24, 1983  
 Department: Education

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