

department. The application shall conform to federal and state requirements.

Sec. 7. AS 18.20.210(2) is amended to read:

(2) "federal act" means Title VI of the Public Health Service Act (42 U.S.C. 291 et seq.) concerning hospitals and medical facilities and the Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963 (P. L. 88-164) concerning facilities for the mentally retarded and community mental health centers, both as now or hereafter amended;

Sec. 8. AS 18.20.210(7) is amended to read:

(7) "surgeon general" means the Surgeon General of the Public Health Service or any other federal agency designated to administer the federal act.

Sec. 9. AS 18.20.210 is amended by adding new paragraphs to read:

(8) "community mental health center" means a facility providing services for the prevention or diagnosis of mental illness, or care and treatment of mentally ill patients, or rehabilitation of such persons, which services are provided principally for persons re-

siding in a particular community or communities in or near which the facility is situated;

(9) "facility for the mentally retarded" means a facility specially designed for the diagnosis, treatment, education, training, or custodial care of the mentally retarded, including facilities for training specialists and sheltered workshops for the mentally retarded, but only if such workshops are part of facilities which provide or will provide comprehensive services for the mentally retarded;

(10) "nonprofit facility for the mentally retarded" and "nonprofit community mental health center" mean, respectively, a facility for the mentally retarded and a community mental health center which is owned and operated by one or more nonprofit corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual; and the term nonprofit private agency or organization means an agency or organization which is such a corporation or association or which is owned and operated by one or more of such corporations or associations.

Approved April 21, 1964

CHAPTER 64

AN ACT

Relating to mental retardation.

(H.B. 404)

Be it enacted by the Legislature of the State of Alaska:

Section 1 AS 18.05 is amended by adding a new section to read:

Sec. 18.05.031. **Program Planning for Mentally Retarded.** (a) The department shall

(1) plan for and take other steps leading to comprehensive state and community action to combat mental retardation;

(2) be the sole agency for carrying out the purposes of the federal act;

(3) make applications for, re-

ceive, and expend grants under the federal act; the applications shall set out plans and contain provisions and assurances for the expenditure of any grant as required by the federal act or the Secretary.

(b) As used in this section

(1) "federal act" means Title XVII of the Social Security Act, Grants for Planning Comprehensive Action to Combat Retardation (P.L. 88-156);

(2) "Secretary" means the Secretary of Health, Education, and Welfare or his designee.

Approved April 21, 1964