

1 HB197
2 189326-1
3 By Representative Mooney
4 RFD: Boards, Agencies and Commissions
5 First Read: 11-JAN-18

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8 SYNOPSIS: Under existing law, there is an advisory
9 board that assists the State Health Officer in the
10 establishment of rules, regulations, and standards
11 necessary to carry out the provisions of law
12 relating to hospitals and health care facilities.

13 This bill would authorize the advisory board
14 to meet by electronic means and require the
15 advisory board to establish rules of procedure for
16 its meetings.

17
18 A BILL
19 TO BE ENTITLED
20 AN ACT

21
22 Relating to the advisory board that assists the
23 State Health Officer on laws relating to hospitals and health
24 care facilities; to amend Section 22-21-27, Code of Alabama
25 1975; to authorize the advisory board to meet by electronic
26 means and require the advisory board to establish rules of
27 procedure for its meetings.

1 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

2 Section 1. Section 22-21-27, Code of Alabama 1975,
3 is amended to read as follows:

4 "§22-21-27.

5 "(a) There shall be an advisory board of 17 members
6 to assist in the establishment of rules, regulations, and
7 standards necessary to carry out the provisions of this
8 article and to serve as consultants to the State Health
9 Officer. The board shall meet at least twice each year and at
10 the call of the State Health Officer. The board may meet by
11 electronic means in compliance with the Open Meeting Act and
12 shall establish rules of procedure for its meetings. The
13 members of the board shall annually elect one of its members
14 to serve as chair.

15 "(b) The advisory board shall be constituted in the
16 following manner:

17 "(1) Four representatives of hospitals, who shall be
18 appointed by the Board of Trustees of the Alabama Hospital
19 Association as follows:

20 "a. One administrator of a governmental hospital.

21 "b. One administrator of a nongovernmental nonprofit
22 hospital.

23 "c. One owner or administrator of a proprietary
24 hospital.

25 "d. One member of a managing board of a nonprofit
26 hospital.

1 "(2) Three representatives who shall be doctors of
2 medicine appointed by the Board of Censors of the Medical
3 Association of the State of Alabama.

4 "(3) One representative who shall be a registered
5 nurse appointed by the Executive Board of the Alabama State
6 Nurses Association.

7 "(4) One representative from the State Board of
8 Human Resources who shall be appointed by the board.

9 "(5) One registered pharmacist actively engaged in
10 the practices of pharmacy in the State of Alabama, to be
11 appointed by the Executive Committee of the Alabama Pharmacy
12 Association.

13 "(6) Three members who shall be appointed by the
14 Executive Committee of the Alabama Nursing Home Association,
15 each of whom shall be the operator of a duly qualified
16 licensed nursing home.

17 "(7) One member who shall be appointed by the
18 Alabama Hospice Association.

19 "(8) Two members who shall be appointed by the
20 Assisted Living Association of Alabama, one of whom shall be
21 the operator of a licensed assisted living facility or
22 licensed specialty care assisted living facility rising to the
23 level of intermediate care with 16 or fewer beds, and one of
24 whom shall be the operator of an assisted living facility or
25 licensed specialty care assisted living facility rising to the
26 level of intermediate care with more than 16 beds.

1 "(9) One member who shall be appointed by the
2 Governor to represent the interests of consumers. The consumer
3 representative shall be at least 65 years of age and shall
4 have no financial interest in any facility licensed under this
5 article.

6 "(c) Each new appointee shall serve for five years
7 or until his or her successor is appointed, whichever is
8 later. Any vacancy caused by a member leaving the position
9 before the expiration of his or her term shall be filled by
10 the organization selecting the original member. The
11 replacement member appointed shall serve for the remainder of
12 the unexpired term.

13 "~~(c)~~ (d) A member of the advisory board shall not be
14 eligible to succeed himself or herself after serving one full
15 five-year term, but shall be eligible for reappointment if he
16 or she has served only a portion of a five-year term or if he
17 or she has not served immediately preceding the reappointment.

18 "~~(d)~~ (e) Members of the advisory board shall serve
19 without compensation, but shall be entitled to reimbursement
20 for expenses incurred in the performance of the duties of the
21 office at the same rate allowed state employees pursuant to
22 general law."

23 Section 2. This act shall become effective
24 immediately following its passage and approval by the
25 Governor, or its otherwise becoming law.