

1 HB20
2 189326-2
3 By Representative Mooney
4 RFD: Health
5 First Read: 05-MAR-19
6 PFD: 01/10/2019

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ENROLLED, An Act,

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

"§22-21-27.

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

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

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

4 "a. One administrator of a governmental hospital.

5 "b. One administrator of a nongovernmental nonprofit
6 hospital.

7 "c. One owner or administrator of a proprietary
8 hospital.

9 "d. One member of a managing board of a nonprofit
10 hospital.

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

14 "(3) One representative who shall be a registered
15 nurse appointed by the Executive Board of the Alabama State
16 Nurses Association.

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

19 "(5) One registered pharmacist actively engaged in
20 the practices of pharmacy in the State of Alabama, to be
21 appointed by the Executive Committee of the Alabama Pharmacy
22 Association.

23 "(6) Three members who shall be appointed by the
24 Executive Committee of the Alabama Nursing Home Association,

1 each of whom shall be the operator of a duly qualified
2 licensed nursing home.

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

5 "(8) Two members who shall be appointed by the
6 Assisted Living Association of Alabama, one of whom shall be
7 the operator of a licensed assisted living facility or
8 licensed specialty care assisted living facility rising to the
9 level of intermediate care with 16 or fewer beds, and one of
10 whom shall be the operator of an assisted living facility or
11 licensed specialty care assisted living facility rising to the
12 level of intermediate care with more than 16 beds.

13 "(9) One member who shall be appointed by the
14 Governor to represent the interests of consumers. The consumer
15 representative shall be at least 65 years of age and shall
16 have no financial interest in any facility licensed under this
17 article.

18 "(c) Each new appointee shall serve for five years
19 or until his or her successor is appointed, whichever is
20 later. Any vacancy caused by a member leaving the position
21 before the expiration of his or her term shall be filled by
22 the organization selecting the original member. The
23 replacement member appointed shall serve for the remainder of
24 the unexpired term.

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

6 "~~(d)~~ (e) Members of the advisory board shall serve
7 without compensation, but shall be entitled to reimbursement
8 for expenses incurred in the performance of the duties of the
9 office at the same rate allowed state employees pursuant to
10 general law."

11 Section 2. This act shall become effective
12 immediately following its passage and approval by the
13 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 03-APR-19.

Jeff Woodard
Clerk

Senate 23-MAY-19 Passed