

1 SB319  
2 165073-4  
3 By Senators Figures and Bussman  
4 RFD: Fiscal Responsibility and Economic Development  
5 First Read: 31-MAR-15

1 SB319

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4 ENROLLED, An Act,

5 Relating to the Sickle Cell Oversight and Regulatory  
6 Commission; to amend Sections 22-10B-2 and 22-10B-3, Code of  
7 Alabama 1975, to allow the commission to remove a member after  
8 failing to attend three consecutive meetings; and to authorize  
9 the commission to promulgate rules for handling complaints  
10 regarding service and management of statewide programs.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Sections 22-10B-2 and 22-10B-3, Code of  
13 Alabama 1975, are amended to read as follows:

14 "§22-10B-2.

15 "(a) The commission shall consist of the following  
16 members:

17 "(1) Two members shall be appointed by the Governor.

18 "(2) One member shall be appointed by the University  
19 of South Alabama Comprehensive Sickle Cell Center.

20 "(3) One member shall be appointed by the University  
21 of Alabama-Birmingham.

22 "(4) One member shall be appointed by the Children's  
23 Hospital of Birmingham.

1           "(5) Each of the seven chapters of the Sickle Cell  
2       Disease Association of America-Alabama Chapter, Incorporated,  
3       shall appoint one member.

4           "(b) Appointees to the commission shall be citizens  
5       of this state and shall be subject to confirmation by the  
6       Senate, and upon confirmation, serve for a term of four years.  
7       The membership of the commission shall be inclusive and  
8       reflect the racial, gender, geographic, urban/rural, and  
9       economic diversity of the state. The commission shall annually  
10      report to the Legislature by the second legislative day of  
11      each regular session the extent to which the commission has  
12      complied with the diversity provisions of this subsection. In  
13      the event of the death or resignation of any member of the  
14      commission, a successor shall be appointed by the original  
15      appointing authority and the successor appointed to the  
16      vacancy shall serve for the remainder of the unexpired term.  
17      The members shall elect from their membership a chair and a  
18      vice chair at an organizational meeting held no later than 30  
19      days after appointments to the commission are confirmed.

20          "(c) Members of the commission shall receive no  
21      salaries but may be reimbursed for actual and necessary  
22      expenditures incurred in the performance of their official  
23      duties pursuant to Article 2 of Chapter 7 of Title 36.  
24      Expenses of the commission are to be paid from funds available  
25      to the commission.

1           "(d) A member who has failed to attend three  
2           consecutive properly noticed meetings may be removed at the  
3           request of the commission.

4           "\$22-10B-3.

5           "The Alabama Sickle Cell Oversight and Regulatory  
6           Commission shall be designated as the agency to insure the  
7           delivery of sickle cell services pursuant to Section 22-10B-5  
8           to affected persons in all counties in Alabama and assist in  
9           establishing geographical service delivery boundaries. The  
10          commission shall promulgate guidelines for creating uniformity  
11          in the delivery of services and the management of statewide  
12          programs. The commission shall also promulgate rules pursuant  
13          to the Alabama Administrative Procedure Act for handling  
14          complaints regarding service and management of statewide  
15          programs and addressing any other discrepancies brought to the  
16          attention of the commission; however, the commission shall not  
17          have the authority to promulgate rules regarding medical care.  
18          Any rule promulgated shall not be construed to establish a  
19          standard of care for physicians licensed to practice  
20          medicine."

21          Section 2. This act shall become effective on the  
22          first day of the third month following its passage and  
23          approval by the Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB319

Senate 14-APR-15

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris  
Secretary

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House of Representatives  
Amended and passed 28-MAY-15

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Senate concurred in House amendment 28-MAY-15

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By: Senator Figures