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SENATOR BERTA GARDNER

SENATE DEMOCRATIC LEADER

Senate District 1

SB 134

Sectional Analysis

Section 1. Conforms a cross-reference for purposes of court venue for the termination of parental rights on the grounds that the parent has committed an act constituting sexual assault, sexual abuse of a minor, or incest that resulted in the conception of the child, consistent with section 11 of this bill.

Section 2. Conforms a cross-reference for purposes of the exception to consent to adoption required consistent with section 11 of this bill.

Section 3. Authorizes the court to appoint a guardian ad litem for cases involving petitions for the termination of parental rights of a parent who has committed an act constituting sexual assault, sexual abuse of a minor, or incest that resulted in the conception of a child under section 11 of this bill.

Section 4. Conforms a cross-reference for purposes of a decree terminating parental rights on the grounds specified under section 11 of this bill.

Section 5. Conforms a cross-reference for purposes of inheritance rights retained after termination of parental rights on the grounds specified under section 11 of this bill.

Section 6. Conforms a cross-reference for purposes of appeal limitations consistent with section 11 of this bill.

Section 7. Conforms a cross-reference for purposes of restricting the inspection of papers and records relating to a proceeding for the termination of parental rights on the grounds specified under section 11 of this bill.

Section 8. Conforms a cross-reference for purposes of the confidentiality of a child who is the subject of a petition for the termination of parental rights or a biological parent whose parental rights have been terminated on the grounds specified under section 11 of this bill.

Section 9. Conforms a cross-reference for purposes of preventing the disclosure of a natural parent's identity when the parent's rights were terminated on the grounds specified under section 11 of this bill.

Section 10. Conforms a cross-reference for purposes of a court order for the preparation of a new birth certificate without reference to a parent whose parental rights have been terminated on the grounds specified under section 11 of this bill.

Section 11. Restructures AS 25.23.180(c) to clarify that termination for parental rights may be ordered in an independent proceeding on the grounds that a parent committed an act constituting sexual assault, sexual abuse of a minor, or incest that resulted in the conception of a child.

Section 12. Conforms a cross-reference for purposes of providing the parties who may initiate a proceeding for the termination of parental rights on the grounds specified under section 11 of this bill.

Section 13. Conforms a cross-reference for purposes of allowing the court, with certain limitations, to vacate a decree terminating parental rights on the grounds specified under section 11 of this bill.

Section 14. Conforms a cross-reference for purposes of providing counsel for a respondent to a petition for the termination of parental rights on the grounds specified under section 11 of this bill.

Section 15. Conforms a cross-reference for purposes of establishing that proceeding for termination of parental rights on the grounds specified under section 11 of this bill do not affect civil remedies.

Section 16. Adds a new subsection to AS 25.23.180 to clarify that a petition for termination of parental rights for the grounds specified in section 11 of the bill may be filed to initiate an independent proceeding not connected to a petition for adoption or a proceeding under AS 47.10.

Section 17. Conforms the citation for purposes of legal representation and guardian ad litem services through the office of public advocacy for the termination of parental rights on the grounds specified under section 11 of this bill.

Section 18. Describes how AS 25.23.180, as amended by this bill, has the effect of changing court rules.