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Governor Bill Walker  
STATE OF ALASKA

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April 15, 2015

The Honorable Kevin Meyer  
President of the Senate  
Alaska State Legislature  
State Capitol, Room 111  
Juneau, AK 99801-1182

Dear President Meyer:

Under the authority of Article III, Section 18 of the Alaska Constitution, I am transmitting a bill that would allow adoption of a child in State custody as a child in need of aid to be filed and heard as a child-in-need-of-aid proceeding. Additionally, the bill would allow for more flexibility in the form of the petition for adoption.

Under current law, a person seeking to adopt a child who is in the custody of the Department of Health and Social Services (Department) must file a formal petition for adoption under AS 25.23.080 and have the adoption hearing heard in a probate proceeding separate from the child-in-need-of-aid proceeding under AS 47.10, despite the unique nature of child-in-need-of-aid cases. The bill would ensure that proceedings for the adoption of a child adjudicated to be in need of aid to be filed and heard in the existing child-in-need-of-aid proceeding. This would more fully protect the child, and those wishing to adopt the child and would save resources by keeping the child-in-need-of-aid proceeding and the adoption as one court matter. Second, the bill would allow filing of a proxy for a formal petition to better address the needs of Native and non-Native families by setting out in statute alternatives to formal petitions to adopt currently required by State law.

The bill would allow use of a proxy for a formal petition to adopt; the proxy could be filed by a child's relative, tribal member, or other Indian family. A tribal member or relative also could make the request to the Department by telephone, mail, facsimile, electronic mail, or in person. Last, a proxy for a formal petition could be made by the child's tribe or by a tribe in which the child would be eligible to be enrolled. The Department also would have authority to develop regulations to address other instances where a proxy for a formal petition to adopt should be allowed.

These changes would benefit our most vulnerable children by assuring that adoption proceedings for children in need of aid are conducted in the manner most beneficial to Alaska's children and their families.

The Honorable Kevin Meyer  
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I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in black ink, reading "Bill Walker". The signature is fluid and cursive, with the first name "Bill" and last name "Walker" clearly distinguishable.

Bill Walker  
Governor

Enclosure