

**SENATE BILL NO. 295**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

**BY SENATORS KELLY, Halford, Leman, Cowdery, Austerman**

**Introduced: 2/13/02**

**Referred: Health, Education and Social Services, Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

**"An Act relating to the disclosure of information regarding delinquent minors to certain  
licensing agencies; and providing for an effective date."**

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

**\* Section 1.** AS 47.12.310(b) is amended to read:

(b) A state or municipal agency or employee shall disclose

(1) information regarding a case to a federal, state, or municipal law  
enforcement agency for a specific investigation being conducted by that agency; and

(2) appropriate information regarding a case to

(A) a guardian ad litem appointed by the court;

(B) a person or an agency requested by the department or the  
minor's legal custodian to provide consultation or services for a minor who is  
subject to the jurisdiction of the court under this chapter as necessary to enable  
the provision of the consultation or services;

(C) school officials as may be necessary to protect the safety of

1 the minor who is the subject of the case and the safety of school students and  
 2 staff or to enable the school to provide appropriate counseling and supportive  
 3 services to meet the needs of a minor about whom information is disclosed;

4 (D) a governmental agency as may be necessary to obtain that  
 5 agency's assistance for the department in its investigation or to obtain physical  
 6 custody of a minor;

7 (E) a law enforcement agency of this state or another  
 8 jurisdiction as may be necessary for the protection, rehabilitation, or  
 9 supervision of any minor or for actions by that agency to protect the public  
 10 safety;

11 (F) a victim or to the victim's insurance company as may be  
 12 necessary to inform the victim or the insurance company about the arrest of the  
 13 minor, including the minor's name and the names of the minor's parents, copies  
 14 of reports, or the disposition or resolution of a case involving a minor;

15 (G) the state medical examiner under AS 12.65 as may be  
 16 necessary to perform the duties of the state medical examiner;

17 (H) foster parents or relatives with whom the child is placed by  
 18 the department as may be necessary to enable the foster parents or relatives to  
 19 provide appropriate care for the child who is the subject of the case, to protect  
 20 the safety of the child who is the subject of the case, and to protect the safety  
 21 and property of family members and visitors of the foster parents or relatives;

22 (I) the Department of Law or its agent for use and subsequent  
 23 release if necessary for collection of an order of restitution on behalf of the  
 24 recipient; [AND]

25 (J) the Violent Crimes Compensation Board established in  
 26 AS 18.67.020 for use in awarding compensation under AS 18.67.080; **and**

27 **(K) a state, municipal, or federal agency of this state or**  
 28 **another jurisdiction that has the authority to license adult or children's**  
 29 **facilities and services.**

30 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
 31 read:

1           TRANSITION: REGULATIONS. Notwithstanding sec. 4 of this Act, a state agency  
2 affected by this Act may proceed to adopt regulations necessary to implement the changes  
3 made by sec. 1 of this Act. The regulations take effect under AS 44.62 (Administrative  
4 Procedure Act), but not before the effective date of the statutory change.

5       \* **Sec. 3.** Section 2 of this Act takes effect immediately under AS 01.10.070(c).

6       \* **Sec. 4.** Except as provided in sec. 3 of this Act, this Act takes effect July 1, 2002.