

**HOUSE BILL NO. 456**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE DYSON

Introduced: 2/18/98

Referred: Health, Education and Social Services, Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to foster parents; relating to the right of foster parents to have  
2 notice of, and testify at, child-in-need-of-aid hearings and delinquency hearings and  
3 to the disclosure of minors' records to foster parents; relating to children in need  
4 of aid; amending Rules 3, 7, 10, 15, and 17 - 19, Alaska Child in Need of Aid  
5 Rules; and amending Rules 3, 7, 10, 12, 21, 23, and 25, Alaska Delinquency  
6 Rules."

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

8 \* **Section 1.** AS 47.10.030(b) is amended to read:

9 (b) In all cases under this chapter the minor, each parent of the minor, [AND]  
10 the guardian of the minor, **and the foster parent of the minor** shall be given notice  
11 adequate to give actual notice of the proceedings and the possibility of termination of  
12 parental rights and responsibilities, taking into account education and language  
13 differences that are known or reasonably ascertainable by the petitioner or the

1 department. The notice of the hearing must contain all names by which the minor has  
 2 been identified. Notice shall be given in the manner appropriate under rules of civil  
 3 procedure for the service of process in a civil action under Alaska law or in any  
 4 manner the court by order directs. Proof of the giving of the notice shall be filed with  
 5 the court before the petition is heard. The court may also subpoena the parent of the  
 6 minor, or any other person whose testimony may be necessary at the hearing. A  
 7 subpoena or other process may be served by a person authorized by law to make the  
 8 service, and where personal service cannot be made, the court may direct that service  
 9 of process be in a manner appropriate under rules of civil procedure for the service of  
 10 process in a civil action under Alaska law or in any manner the court directs.

11 \* **Sec. 2.** AS 47.10.070(a) is amended to read:

12 (a) The court may conduct the hearing on the petition in an informal manner  
 13 in the courtroom or in chambers. The court shall give notice of the hearing to the  
 14 department, and it may send a representative to the hearing. The court shall also  
 15 transmit a copy of the petition to the department. The representative of the department  
 16 may also be heard at the hearing. **The court shall give notice of the hearing and a**  
 17 **copy of the petition to the minor's foster parent and shall give the foster parent**  
 18 **an opportunity to be heard at the hearing.** The public shall be excluded from the  
 19 hearing, but the court, in its discretion, may permit individuals to attend a hearing if  
 20 their attendance is compatible with the best interests of the minor.

21 \* **Sec. 3.** AS 47.10.080(c) is amended to read:

22 (c) If the court finds that the minor is a child in need of aid, it shall  
 23 (1) order the minor committed to the department for placement in an  
 24 appropriate setting for a period of time not to exceed two years or in any event past  
 25 the date the minor becomes 19 years of age, except that the department **or the minor's**  
 26 **guardian ad litem** may petition for and the court, **upon a showing of exceptional**  
 27 **circumstances,** may grant in a hearing (A) **one-year** [TWO-YEAR] extensions of  
 28 commitment that do not extend beyond the minor's 19th birthday if the **extensions are**  
 29 [EXTENSION IS] in the best interests of the minor; and (B) an additional one-year  
 30 period of supervision past age 19 if the continued supervision is in the best interests  
 31 of the person and the person consents to it; the department may transfer the minor, in

1 the minor's best interests, from one placement setting to another, and the minor, **the**  
 2 **minor's foster parent**, the minor's parents or guardian, and the minor's attorney **and**  
 3 **guardian ad litem** are entitled to reasonable notice of the transfer;

4 (2) order the minor released to the minor's parents, guardian, or some  
 5 other suitable person, and, in appropriate cases, order the parents, guardian, or other  
 6 person to provide medical or other care and treatment; if the court releases the minor,  
 7 it shall direct the department to supervise the care and treatment given to the minor,  
 8 but the court may dispense with the department's supervision if the court finds that the  
 9 adult to whom the minor is released will adequately care for the minor without  
 10 supervision; the department's supervision may not exceed two years or in any event  
 11 extend past the date the minor reaches age 19, except that the department **or the**  
 12 **minor's guardian ad litem** may petition for and the court, **upon a showing of**  
 13 **exceptional circumstances**, may grant in a hearing

14 (A) **one-year** [TWO-YEAR] extensions of supervision that do  
 15 not extend beyond the minor's 19th birthday if the **extensions are**  
 16 [EXTENSION IS] in the best interests of the minor; and

17 (B) an additional one-year period of supervision past age 19 if  
 18 the continued supervision is in the best interests of the person and the person  
 19 consents to it; or

20 (3) by order, upon a showing in the adjudication by clear and  
 21 convincing evidence that there is a child in need of aid under AS 47.10.010(a) as a  
 22 result of parental conduct and upon a showing in the disposition by clear and  
 23 convincing evidence that the parental conduct is likely to continue to exist if there is  
 24 no termination of parental rights, terminate parental rights and responsibilities of one  
 25 or both parents and commit the child to the department or to a legally appointed  
 26 guardian of the person of the child, and the department or guardian shall report  
 27 **monthly** [ANNUALLY] to the court on efforts being made to find a permanent  
 28 placement for the child.

29 \* **Sec. 4.** AS 47.10.080(f) is amended to read:

30 (f) A minor found to be a child in need of aid is a ward of the state while  
 31 committed to the department or the department has the power to supervise the minor's

1 actions. The court shall review an order made under (c)(1) or (2) of this section **semi-**  
 2 **annually** [ANNUALLY,] and may review the order more frequently to determine if  
 3 continued placement or supervision, as it is being provided, is in the best interest of  
 4 the minor. If annual review under this subsection would arise within 90 days of the  
 5 hearing required under (1) of this section, the court may postpone review under this  
 6 subsection until the time set for the hearing. The department, the minor, **and** the  
 7 minor's parents, guardian, or custodian are entitled, when good cause is shown, to a  
 8 review on application. If the application is granted, the court shall afford these parties  
 9 and their counsel **and the minor's foster parent** reasonable notice in advance of the  
 10 review and hold a hearing where these parties and their counsel **and the minor's**  
 11 **foster parent** shall be afforded an opportunity to be heard. The minor shall be  
 12 afforded the opportunity to be present at the review.

13 \* **Sec. 5.** AS 47.10.080(l) is amended to read:

14 (l) Within 18 months after the date a child is initially removed from the child's  
 15 home by the department under AS 47.10.142(c) or committed to the custody of the  
 16 department under (c)(1) or (3) of this section or AS 47.14.100(c), the court shall hold  
 17 a hearing to review the placement and services provided and to determine the future  
 18 status of the minor. **The minor's foster parent is entitled to notice of the hearing,**  
 19 **and, if the foster parent attends, the foster parent is entitled to be heard at the**  
 20 **hearing.** The court shall make appropriate written findings, including findings related  
 21 to the following:

22 (1) whether the child should be returned to the parent;

23 (2) whether the child should remain in out-of-home care for a specified  
 24 period;

25 (3) whether the child should remain in out-of-home care on a  
 26 permanent or long-term basis because of special needs or circumstances;

27 (4) whether the child should be placed for adoption or legal  
 28 guardianship.

29 \* **Sec. 6.** AS 47.10.090(e) is amended to read:

30 (e) The court's official records under this chapter may be inspected only with  
 31 the court's permission and only by persons having a legitimate interest in them. **A**

1 **foster parent is considered to have a legitimate interest in the records of a child**  
 2 **who is already placed with the foster parent or who is recommended for**  
 3 **placement with the foster parent.**

4 \* **Sec. 7.** AS 47.10.093(b) is amended to read:

5 (b) A state or municipal agency or employee may disclose information  
 6 regarding a case to

7 (1) a guardian ad litem appointed by the court or to a citizen review  
 8 board or local review panel for permanency planning authorized by AS 47.14.200 or  
 9 47.14.220;

10 (2) a person or an agency requested to provide consultation or services  
 11 for a minor who is subject to the jurisdiction of the court under AS 47.10.010;

12 (3) school officials as may be necessary to enable the school to provide  
 13 appropriate counseling and support services to the minor who is the subject of the  
 14 case, to protect the safety of the minor who is the subject of the case, and to protect  
 15 the safety of school students and staff;

16 (4) a governmental agency as may be necessary to obtain that agency's  
 17 assistance for the department in its investigation or to obtain physical custody of a  
 18 child; [AND]

19 (5) a state or municipal law enforcement agency as may be necessary  
 20 for a specific investigation being conducted by that agency or for disclosures by that  
 21 agency to protect the public safety; **and**

22 **(6) a foster parent who requests information about a child who is**  
 23 **already placed with the foster parent or who is recommended for placement with**  
 24 **the foster parent.**

25 \* **Sec. 8.** AS 47.12.010 is amended to read:

26 **Sec. 47.12.010. Purpose of chapter.** The purposes of this chapter are **to**

27 (1) [TO] protect the public and to reform juvenile offenders;

28 (2) [TO] provide that, for the most common offenses committed by  
 29 minors, those punishable as misdemeanors, resolution should require some form of  
 30 sanction, that the form of the sanction should be certain, that the imposition of the  
 31 sanction should be swift, and that the sanction may take the form of a reasonable claim

1 on the time and talents of the minor who has committed the offense; and

2 (3) [TO] provide that counseling provided to the minor should, if  
 3 appropriate, include the minor's family or guardian, that the minor's family, **foster**  
 4 **parent**, or guardian has the right to offer suggestions and make recommendations for  
 5 the correction of the minor's behavior, and that the minor's family or guardian may be  
 6 asked to participate in supervision of the minor's treatment.

7 \* **Sec. 9.** AS 47.12.050(a) is amended to read:

8 (a) Except as may be otherwise specifically provided, in all cases under this  
 9 chapter, the minor, each parent of the minor, **the foster parent of the minor**, and the  
 10 guardian of the minor are entitled to notice adequate to give actual notice of the  
 11 proceedings, taking into account education and language differences that are known  
 12 or reasonably ascertainable by the party giving the notice. The notice must contain all  
 13 names by which the minor has been identified.

14 \* **Sec. 10.** AS 47.12.060(b) is amended to read:

15 (b) When the agency decides that an informal adjustment of a matter should  
 16 be made, that informal adjustment may not be made without the agreement or consent  
 17 of the minor and the minor's parents or guardians to the terms and conditions of the  
 18 adjustment. **In addition, the agency shall give the minor's foster parent an**  
 19 **opportunity to be heard before the informal adjustment is made.** An informal  
 20 action to adjust a matter is not successfully completed unless, among other factors that  
 21 the agency considers, as to the victim of the act of the minor that is the basis of the  
 22 delinquency allegation, the minor pays restitution in the amount set by the agency or  
 23 agrees as a term or condition set by the agency to pay the restitution.

24 \* **Sec. 11.** AS 47.12.110(a) is amended to read:

25 (a) The court shall conduct a hearing on the petition. The court shall give  
 26 notice of the hearing to the department, and the department shall send a representative  
 27 to the hearing. The representative of the department may also be heard at the hearing.  
 28 **The court shall give notice of the hearing and a copy of the petition to the minor's**  
 29 **foster parent and shall give the foster parent an opportunity to be heard at the**  
 30 **hearing.** The public shall be excluded from the hearing, but the court, in its  
 31 discretion, may permit individuals to attend a hearing [,] if their attendance is

1 compatible with the best interests of the minor. Nothing in this section may be applied  
2 in such a way as to deny a minor's rights to a public trial and to a trial by jury.

3 \* **Sec. 12.** AS 47.12.120(b) is amended to read:

4 (b) If the court finds that the minor is delinquent, it shall

5 (1) order the minor committed to the department for a period of time  
6 not to exceed two years or in any event extend past the day the minor becomes 19,  
7 except that the department may petition for and the court may grant in a hearing (A)  
8 two-year extensions of commitment that do not extend beyond the child's 19th birthday  
9 if the extension is in the best interests of the minor and the public; and (B) an  
10 additional one-year period of supervision past age 19 if continued supervision is in the  
11 best interests of the person and the person consents to it; the department shall place  
12 the minor in the juvenile facility that the department considers appropriate and that  
13 may include a juvenile correctional school, juvenile work camp, treatment facility,  
14 detention home, or detention facility; the minor may be released from placement or  
15 detention and placed on probation on order of the court and may also be released by  
16 the department, in its discretion, under AS 47.12.260;

17 (2) order the minor placed on probation, to be supervised by the  
18 department, and released to the minor's parents, guardian, or a suitable person; if the  
19 court orders the minor placed on probation, it may specify the terms and conditions  
20 of probation; the probation may be for a period of time, not to exceed two years and  
21 in no event extend past the day the minor becomes 19, except that the department may  
22 petition for and the court may grant in a hearing

23 (A) two-year extensions of supervision that do not extend  
24 beyond the child's 19th birthday if the extension is in the best interests of the  
25 minor and the public; and

26 (B) an additional one-year period of supervision past age 19 if  
27 the continued supervision is in the best interests of the person and the person  
28 consents to it;

29 (3) order the minor committed to the department and placed on  
30 probation, to be supervised by the department, and released to the minor's parents,  
31 guardian, other suitable person, or suitable nondetention setting such as a family home,

1 group care facility, or child care facility, whichever the department considers  
2 appropriate to implement the treatment plan of the predisposition report; if the court  
3 orders the minor placed on probation, it may specify the terms and conditions of  
4 probation; the department may transfer the minor, in the minor's best interests, from  
5 one of the probationary placement settings listed in this paragraph to another, and the  
6 minor, the minor's foster parent, the minor's parents or guardian, and the minor's  
7 attorney are entitled to reasonable notice of the transfer; the probation may be for a  
8 period of time, not to exceed two years and in no event extend past the day the minor  
9 becomes 19, except that the department may petition for and the court may grant in  
10 a hearing

11 (A) two-year extensions of commitment that do not extend  
12 beyond the child's 19th birthday if the extension is in the best interests of the  
13 minor and the public; and

14 (B) an additional one-year period of supervision past age 19 if  
15 the continued supervision is in the best interests of the person and the person  
16 consents to it;

17 (4) order the minor and the minor's parent to make suitable restitution  
18 in lieu of or in addition to the court's order under (1), (2), or (3) of this subsection;  
19 under this paragraph,

20 (A) except as provided in (B) of this paragraph, the court may  
21 not refuse to make an order of restitution to benefit the victim of the act of the  
22 minor that is the basis of the delinquency adjudication; and

23 (B) the court may not order payment of restitution by the parent  
24 of a minor who is a runaway or missing minor for an act of the minor that was  
25 committed by the minor after the parent has made a report to a law  
26 enforcement agency, as authorized by AS 47.10.141(a), that the minor has run  
27 away or is missing; for purposes of this subparagraph, "runaway or missing  
28 minor" means a minor who a parent reasonably believes is absent from the  
29 minor's residence for the purpose of evading the parent or who is otherwise  
30 missing from the minor's usual place of abode without the consent of the  
31 parent;

1 (5) order the minor committed to the department for placement in an  
 2 **adventure-based** [ADVENTURE BASED] education program established under  
 3 AS 47.21.020 with conditions the court considers appropriate concerning release upon  
 4 satisfactory completion of the program or commitment under (1) of this subsection if  
 5 the program is not satisfactorily completed;

6 (6) in addition to an order under (1) - (5) of this subsection, if the  
 7 delinquency finding is based on the minor's violation of AS 11.71.030(a)(3) or  
 8 11.71.040(a)(4), order the minor to perform 50 hours of community service; for  
 9 purposes of this paragraph, "community service" includes work

10 (A) defined as community service under AS 33.30.901; or

11 (B) that, on the recommendation of the city council or  
 12 traditional village council, would benefit persons within the city or village who  
 13 are elderly or disabled; or

14 (7) in addition to an order under (1) - (6) of this subsection, order the  
 15 minor's parent or guardian to comply with orders made under AS 47.12.155, including  
 16 participation in treatment under AS 47.12.155(b)(1).

17 \* **Sec. 13.** AS 47.12.120(d) is amended to read:

18 (d) A minor found to be delinquent is a ward of the state while committed to  
 19 the department or while the department has the power to supervise the minor's actions.  
 20 The court shall review an order made under (b) of this section annually [,] and may  
 21 review the order more frequently to determine if continued placement, probation, or  
 22 supervision, as it is being provided, is in the best interest of the minor and the public.  
 23 If annual review under this subsection would arise within 90 days of the hearing  
 24 required under (g) of this section, the court may postpone review under this subsection  
 25 until the time set for the hearing. The department, the minor, **and** the minor's parents,  
 26 guardian, or custodian are entitled, when good cause is shown, to a review on  
 27 application. If the application is granted, the court shall afford these parties and their  
 28 counsel **and the minor's foster parent** reasonable notice in advance of the review and  
 29 hold a hearing where these parties and their counsel **and the minor's foster parent**  
 30 shall be afforded an opportunity to be heard. The minor shall be afforded the  
 31 opportunity to be present at the review.

1 \* **Sec. 14.** AS 47.12.120(g) is amended to read:

2 (g) Within 18 months after the date a minor is committed to the custody of the  
3 department under (b)(3) of this section, the court shall hold a hearing to review the  
4 placement and services provided and to determine the future status of the minor. **The**  
5 **minor's foster parent is entitled to notice of the hearing, and, if the foster parent**  
6 **attends, the foster parent is entitled to be heard at the hearing.** The court shall  
7 make appropriate written findings, including findings related to the following:

8 (1) whether the minor should be returned to the parent;

9 (2) whether the minor should remain in out-of-home care for a  
10 specified period;

11 (3) whether the minor should remain in out-of-home care on a  
12 permanent or long-term basis because of special needs or circumstances;

13 (4) whether the minor should be placed for adoption or legal  
14 guardianship.

15 \* **Sec. 15.** AS 47.12.250(b) is amended to read:

16 (b) A peace officer who has a minor detained under (a) of this section shall  
17 immediately, and in no event more than 12 hours later, notify the court and make  
18 reasonable efforts to notify the minor's parents or guardian, **the minor's foster parent,**  
19 and the department of the officer's action. The department may file with the court a  
20 petition alleging delinquency before the detention hearing.

21 \* **Sec. 16.** AS 47.12.250(c) is amended to read:

22 (c) The court shall immediately, and in no event more than 48 hours later, hold  
23 a hearing at which the minor and the minor's parents or guardian if they can be found  
24 shall be present. The court shall determine whether probable cause exists for believing  
25 the minor to be delinquent. The court shall inform the minor of the reasons alleged  
26 to constitute probable cause and the reasons alleged to authorize the minor's detention.  
27 The minor is entitled to counsel and to confrontation of adverse witnesses. **The court**  
28 **shall give the minor's foster parent the opportunity to be heard at the hearing.**

29 \* **Sec. 17.** AS 47.12.300(e) is amended to read:

30 (e) The court's official records under this chapter may be inspected only with  
31 the court's permission and only by persons having a legitimate interest in them. A

1 person with a legitimate interest in the inspection of an official record maintained by  
 2 the court includes **a foster parent who requests information about a child who is**  
 3 **already placed with the foster parent or who is recommended for placement with**  
 4 **the foster parent and** a victim who suffered physical injury or whose real or personal  
 5 property was damaged as a result of an offense that was the basis of an adjudication  
 6 or modification of disposition. If the victim knows the identity of the minor, identifies  
 7 the minor or the offense to the court, and certifies that the information is being sought  
 8 to consider or support a civil action against the minor or against the minor's parents  
 9 or guardians under AS 34.50.020, the court shall, subject to AS 12.61.110 and  
 10 12.61.140, allow the victim to inspect and use the following records and information  
 11 in connection with the civil action:

12 (1) a petition filed under AS 47.12.040(a) seeking to have the court  
 13 declare the minor a delinquent;

14 (2) a petition filed under AS 47.12.120 seeking to have the court  
 15 modify or revoke the minor's probation;

16 (3) a petition filed under AS 47.12.100 requesting the court to find that  
 17 a minor is not amenable to treatment under this chapter and that results in closure of  
 18 a case under AS 47.12.100(a); and

19 (4) a court judgment or order entered under this chapter that disposes  
 20 of a petition identified in (1) - (3) of this subsection.

21 \* **Sec. 18.** AS 47.12.310(b) is amended to read:

22 (b) A state or municipal agency or employee may disclose information  
 23 regarding a case to

24 (1) a guardian ad litem appointed by the court or to a citizen review  
 25 board or local review panel for permanency planning authorized by AS 47.14.200 -  
 26 47.14.220;

27 (2) a person or an agency requested to provide consultation or services  
 28 for a minor who is subject to the jurisdiction of the court under this chapter;

29 (3) school officials as may be necessary to protect the safety of the  
 30 minor who is the subject of the case and the safety of school students and staff or to  
 31 enable the school to provide appropriate counseling and supportive services to meet

1 the needs of a minor about whom information is disclosed;

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

5 (5) a state or municipal law enforcement agency as may be necessary  
6 for a specific investigation being conducted by that agency or for disclosures by that  
7 agency to protect the public safety; [AND]

8 (6) a victim as may be necessary to inform the victim about the  
9 disposition or resolution of a case involving a minor; **and**

10 **(7) a foster parent who requests information about a child who is**  
11 **already placed with the foster parent or who is recommended for placement with**  
12 **the foster parent.**

13 \* **Sec. 19.** AS 47.14.100(a) is amended to read:

14 (a) Subject to (e) and (f) of this section, the department shall arrange for the  
15 care of every child committed to its custody by placing the child in a foster home or  
16 in the care of an agency or institution providing care for children inside or outside the  
17 state. The department may place a child in a suitable family home, with or without  
18 compensation, and may place a child released to it, in writing verified by the parent,  
19 or guardian or other person having legal custody, for adoptive purposes, in a home for  
20 adoption in accordance with existing law. **After a child has been placed in a foster**  
21 **home, the department shall, on request of the foster parent, consider the views of**  
22 **the foster parent concerning appropriate treatment plans for the child and shall**  
23 **give the foster parent an opportunity to be heard before subsequent placement**  
24 **decisions are made by the department about the child.**

25 \* **Sec. 20.** AS 47.14 is amended by adding a new section to read:

26 **Sec. 47.14.115. Training of foster parents.** On a quarterly basis and at no  
27 cost to the foster parent, the department shall offer a training seminar or consultation  
28 opportunity to a foster parent that is designed to help the foster parent understand and  
29 care for the particular child who has been placed with the foster parent.

30 \* **Sec. 21.** AS 47.14.240(h) is amended to read:

1 (h) The report required under (g) of this section must make advisory  
2 recommendations based on the best interests of the child in accordance with  
3 AS 47.10.082 and must include notification of the right to request court review under  
4 AS 47.10.080(f). If the court has scheduled the case for review, the local review panel  
5 shall submit its report at least 20 days before the hearing, **and the department shall**  
6 **ensure that the court has a copy of the recommendations that are made in the**  
7 **report.**

8 \* **Sec. 22.** COURT RULE CHANGE; FOSTER PARENTS IN CINA PROCEEDINGS.

9 (a) AS 47.10.030, 47.10.070, and 47.10.080, as amended by secs. 1 - 5 of this Act, have the  
10 effect of amending Rules 3, 7, 10, 15, 17, and 19, Alaska Child in Need of Aid Rules, by  
11 requiring certain information about children's hearings to be sent to foster parents and by  
12 providing that foster parents are entitled to testify at the hearings.

13 (b) To the extent that the amendments in secs. 1 - 5 of this Act relate to foster  
14 parents, the amendments take effect only if this section receives the two-thirds majority vote  
15 of each house required by art. IV, sec. 15, Constitution of the State of Alaska.

16 \* **Sec. 23.** COURT RULE CHANGE; DELINQUENCY RULES. (a) AS 47.12.050,  
17 47.12.060, 47.12.110, 47.12.120, and 47.12.250, amended by secs. 9 - 16 of this Act, have the  
18 effect of amending Rules 3, 7, 10, 12, 21, 23, and 25, Alaska Delinquency Rules, by requiring  
19 certain information about delinquency hearings to be sent to foster parents and by providing  
20 that foster parents are entitled to testify at the hearings.

21 (b) Sections 9 - 16 of this Act take effect only if this section receives the two-thirds  
22 majority vote of each house required by art. IV, sec. 15, Constitution of the State of Alaska.

23 \* **Sec. 24.** COURT RULE CHANGE; REVIEWS. (a) To the extent that AS 47.10.080(f)  
24 is amended by sec. 4 of this Act to require semi-annual court review of orders regarding a  
25 child-in-need-of-aid, that provision amends Rule 19(a), Alaska Child in Need of Aid Rules,  
26 which currently provides for annual review.

27 (b) The amendment described in (a) of this section takes effect only if this section  
28 receives the two-thirds majority vote of each house required by art. IV, sec. 15, Constitution  
29 of the State of Alaska.

30 \* **Sec. 25.** COURT RULE CHANGE; REPORTS. (a) AS 47.10.080(c)(3), as amended  
31 by sec. 3 of this Act, has the effect of amending Rule 18(e), Alaska Child in Need of Aid

1 Rules, by requiring the Department of Health and Social Services to report monthly, instead  
2 of annually, on its efforts to find a permanent placement for a child.

3 (b) The amendment made to AS 47.10.080(c)(3) by sec. 3 of this Act takes effect only  
4 this section receives the two-thirds majority vote of each house required by art. IV, sec. 15,  
5 Constitution of the State of Alaska.

6 \* **Sec. 26.** COURT RULE CHANGE; EXTENSIONS OF COMMITMENT OR  
7 SUPERVISION. (a) To the extent that AS 47.10.080(c)(1) and (2) are amended by sec. 3  
8 of this Act to allow a minor's guardian ad litem to petition for an extension of the minor's  
9 commitment or supervision and to require a showing of exceptional circumstances, those  
10 provisions amend Rule 19(e), Alaska Child in Need of Aid Rules, relating to petitions for  
11 extensions of commitment or supervision of a minor.

12 (b) The amendments described in (a) of this section take effect only this section  
13 receives the two-thirds majority vote of each house required by art. IV, sec. 15, Constitution  
14 of the State of Alaska.

15 \* **Sec. 27.** APPLICABILITY. The changes made by secs. 1 - 5 and 9 - 16 of this Act  
16 apply to hearings described in this Act for which notice has not been sent by the court or the  
17 Department of Health and Social Services before the effective date of this Act.