

Offered: 2/15/64
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, WELFARE
AND EDUCATION COMMITTEE

2

CS FOR HOUSE BILL NO. 11

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRD LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to jurisdiction of courts
7 in cases concerning delinquent and dependent
8 minors."

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

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* Section 1. AS 47.10.010(a) is repealed and re-enacted to

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read:

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(a) Proceedings relating to a minor under 18 years of
13 age residing or found in the state are governed by this
14 chapter, except as otherwise provided in this chapter, if the
15 minor

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(1) violates a law of the state, or an ordinance
17 or regulation of a political subdivision of the state;

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(2) by reason of being wayward or habitually dis-
19 obedient is uncontrolled by his parent, guardian or custodian;

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(3) is habitually truant from school or home, or
21 habitually so conducts himself as to injure or endanger the
22 morals or health of himself or others;

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(4) is abandoned by his parent, guardian or
24 custodian;

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(5) lacks proper parental care by reason of the
26 faults, habit or neglect of his parent, guardian or custodian;

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(6) associates with vagrant, vicious or immoral
28 people, or engages in an occupation or is in a situation

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dangerous to life or limb or injurious to the health, morals,

1 or welfare of himself or others;

2 (7) is an orphan who has no relatives willing and
3 able to assume custody and care;

4 (8) has been released by his parent or parents, or
5 guardian, to the department for adoptive purposes; or

6 (9) is in need of special care or training not
7 otherwise provided.

8 * Sec. 2. AS 47.10.010(c) is repealed and re-enacted to read:

9 (c) In a controversy concerning custody of a minor,
10 the court may appoint a guardian of the person and property
11 of a minor and may order support from either or both parents.
12 Custody of a minor may be given to the Department of Health
13 and Welfare, and payment of support money to the department
14 may be ordered.

15 * Sec. 3. AS 47.10.060(a) is repealed and re-enacted to read:

16 (a) If the court finds at a hearing on a petition that
17 there is probable cause for believing that a minor is de-
18 linquent and finds that the minor is not amenable to treat-
19 ment under this chapter, it shall order the case closed.
20 After a case is closed under this subsection, the minor may
21 be prosecuted as if he were an adult.

22 * Sec. 4. AS 47.10.160(2) is amended to read:

23 (2) require and collect statistics on juvenile
24 offenses and offenders [HANDLED BY ALL DISTRICT MAGISTRATE
25 COURTS] in Alaska;

26 * Sec. 5. AS 47.10.290(1) is amended to read:

27 (1) "court" means the superior court [DISTRICT
28 MAGISTRATE COURTS] of the state;

29 * Sec. 6. AS 22.15.100 is amended by adding a new subsection

1 to read:

2 (8) to order a minor taken into custody pending
3 proceedings in the superior court arising under AS 47.10.010—
4 47.10.290.

5 * Sec. 7. AS 22.15.030(a)(6), 22.15.120(8), 47.10.060(b), and
6 47.10.060(c) are repealed.

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