

Introduced: 2/17/67  
Referred: Health, Welfare  
and Education, Judiciary  
and Finance

BY THE RULES COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 201

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act requiring licensing of agencies providing child  
7 placement and counseling services."

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

9 \* Section 1. AS 47.35.030 is amended to read:

10 Sec. 47.35.030. AUTHORITY TO ISSUE REGULATIONS. The department  
11 may adopt regulations and standards consistent with other requirements  
12 of law. This authority does not deny a religious group from establish-  
13 ing and operating an institution solely because of the prior installa-  
14 tion or operation of another religious group in the same area. The  
15 authority to adopt regulations and standards shall be exercised to in-  
16 sure compliance with the intents and purpose of secs. 10 - 100 [80] of  
17 this chapter. The department may inspect and examine an institution,  
18 home or place, or the performance of a service.

19 \* Sec. 2. AS 47.35.070 is amended to read:

20 Sec. 47.35.070. VIOLATIONS. A person who violates a provision of  
21 secs. 10 - 100 [80] of this chapter or a rule or regulation adopted  
22 under secs. 10 - 100 [80] of this chapter is guilty of a misdemeanor,  
23 and upon conviction is punishable by a fine of not more than \$200.

24 \* Sec. 3. AS 47.35.080 is amended to read:

25 Sec. 47.35.080. DEFINITIONS. In secs. 10 - 100 [80] of this  
26 chapter

27 (1) "boarding home or foster home" means an establishment  
28 providing regular care for less than six children not related by blood  
29 or marriage to the foster parents;

- 1                   (2) "department" means the Department of Health and Welfare;
- 2                   (3) "institution" means an establishment providing regular
- 3                   care and services for six or more children not related by blood or
- 4                   marriage to the owner or operator;
- 5                   (4) "nursery" means an establishment providing care and
- 6                   services for any part of the 24 hour day for a child not related by
- 7                   blood or marriage to the owner or operator.

8 \* Sec. 4. AS 47.35 is amended by adding a new section to read:

9                   **ARTICLE 3. AGENCIES FOR PLACEMENT AND COUNSELING.**

10                   **Sec. 47.35.100. LICENSE REQUIRED.** (a) Without a license issued

11                   by the department in accordance with its regulations no person may

12                   operate an agency providing any of the following services:

- 13                   (1) the placement of children for foster home care;
- 14                   (2) the placement of children for adoption; or
- 15                   (3) individual and family counseling.

16                   (b) The license shall remain in effect until revoked for cause.

17                   The department shall give written notice of revocation at least 90 days

18                   before the effective date of the revocation.

19                   (c) In this section "agency" does not include an individual who

20                   occasionally provides the services set out in (a) of this section.