

Offered: 4/23/74
Referred: Judiciary

Original sponsor: Rules Committee
by request of the Governor

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2 SENATE CS FOR HOUSE BILL NO. 646

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE -- SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to care of minors by the Department of
7 Health and Social Services; and providing for an
8 effective date."

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

10 * Section 1. AS 47.10.080(b)(1) is amended to read:

11 (1) order the minor committed to the Department of Health
12 and Social Services for an indeterminate period of time not to extend
13 past a specified date or in any event past the day the minor becomes
14 19, except that the department may petition the court for continued
15 supervision for an additional one-year period for minors who have not
16 responded to treatment; [, AND MAY DIRECT THE MINOR'S PLACEMENT IN]
17 the department shall place the minor in the juvenile facility which
18 the department considers appropriate and which may include a juvenile
19 correctional school, detention home, or detention facility [DESIGNATED
20 BY THE DEPARTMENT]; the minor may be released from placement or
21 detention and placed on probation on order of the court and may also be
22 released by the department, in its discretion, pursuant to sec. 200 of
23 this chapter; or

24 * Sec. 2. AS 47.10.080(f) is amended to read:

25 (f) A minor found to be delinquent, a child in need of supervision,
26 or dependent is a ward of the state [COURT] as long as he is committed
27 to the department or the department has the power to supervise his
28 actions. The court shall review an order made under (b) or (c)(1) or
29 (2) or (j) of this section annually, and may review the order more

1 frequently to determine if continued placement, probation, or super-
2 vision is in the best interest of the minor and the public, and to
3 determine if the minor is being treated fairly. The department or
4 the minor's parents or guardian is entitled to a review on application.
5 The minor shall be afforded the opportunity to be present at the review.

6 [THE MINOR NEED NOT BE PRESENT AT THE REVIEW.]

7 * Sec. 3. AS 47.25.320 is repealed and re-enacted to read:

8 Sec. 47.25.320. AMOUNT OF ASSISTANCE. (a) The department shall
9 determine the amount of assistance for a dependent child and the
10 relative with whom the dependent child is living, with regard to the
11 resources and necessary expenditures of the family and the condition
12 existing in each case. Assistance is sufficient if, when added to all
13 other income and support available to the child, the child and relative
14 have reasonable subsistence compatible with decency and health. How-
15 ever, the amount of assistance may not exceed the following:

16 (1) dependent child living with nonneedy relative: for a
17 child under age 18 who is living in the home of a nonneedy relative,
18 \$150, plus an additional \$150 for the second child, and \$50 per child
19 for the third and each additional child, up to a maximum of \$520;

20 (2) dependent child living with parent:

21 (A) for a parent and one child under 13, a maximum of
22 \$250;

23 (B) for a parent and one child age 13 to 18, a maximum of
24 \$300;

25 (C) for each additional child under age 18, \$50 per
26 month per child, up to a maximum of \$520 per month.

27 (b) The monetary maximums in (a) of this section do not apply to
28 payments made under this program for the care of a dependent child in
29 a foster family home. The payment shall conform to foster care rates

1 as provided by the department.

2 (c) The department shall submit a report to the legislature not
3 later than the first day of March of each year regarding fiscal data on
4 the aid to families with dependent children program with special refer-
5 ence to amount of funds required to maintain adequate payments in
6 consideration of changes in cost of living.

7 * Sec. 4. Sections 1 and 2 of this Act take effect on the day after its
8 passage and approval or on the day it becomes law without approval.

9 * Sec. 5. Section 3 of this Act takes effect July 1, 1974.
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