

Original sponsor: Miles by request

Offered: 4/5/77
Referred: Rules

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

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CS FOR HOUSE BILL NO. 205

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to the licensing of care providers for
7 dependent adults."

8

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

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* Section 1. AS 47.35.010(a) is amended to read:

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(a) The department may

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(1) license and supervise boarding homes, foster homes, group
12 homes, nurseries, [AND] institutions caring for children and institu-
13 tions caring for dependent adults;

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(2) investigate and supervise licensees;

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(3) enforce the standards established by it;

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(4) contract with private or municipal agencies to investi-
17 gate and make recommendations to the department for the licensing and
18 supervision of boarding homes, foster homes, group homes, nurseries,
19 [AND] institutions caring for children and institutions caring for
20 dependent adults under procedures and standards of operation established
21 by the department. [; AND]

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* Sec. 2. AS 47.35.020 is amended to read:

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Sec. 47.35.020. LICENSE OR PERMIT REQUIRED. No person may, with-
24 out a license or permit to do so, (1) maintain or conduct a boarding
25 home, foster home, group home, institution or other place for the regular
26 reception or care of children under 16 years of age, institution for the
27 care of dependent adults, or (2) engage in the business of receiving or
28 caring for children under 14 years of age, with or without compensation,
29 in a nursery in which five or more children not related by blood or

1 marriage, or legal adoption, to the owner, operator or manager of the
2 business are lodged.

3 * Sec. 3. AS 47.35.050 is amended to read:

4 Sec. 47.35.050. DURATION OF LICENSE OR PERMIT. The license or
5 permit remains in effect for a period of one year from the date of
6 issuance unless revoked for cause. The department shall give written
7 notice of revocation 30 days before the effective date of a revocation,
8 except in a case when the health or well-being of children or dependent
9 adults is in jeopardy.

10 * Sec. 4. AS 47.35.060 is amended to read:

11 Sec. 47.35.060. RECORDS REQUIRED. Each licensee or permit holder
12 shall keep records regarding each child or adult in its control and
13 care, or placed by it, which the department prescribes, and shall report
14 to the department the facts which the department requires with reference
15 to the children or adults. All records regarding individuals placed for
16 care in an institution or home under this chapter [CHILDREN AND THEIR
17 PARENTS OR RELATIVES] are confidential and shall be safeguarded from
18 improper disclosure by the agency or department.

19 * Sec. 5. AS 47.35 is amended by adding a new section to read:

20 Sec. 47.35.075. LICENSURE OF PROVIDERS OF CARE FOR DEPENDENT
21 ADULTS BY MUNICIPALITIES. A first or second class borough or a first or
22 second class city outside a first or second class borough may license
23 and supervise institutions caring for dependent adults. If a borough or
24 city chooses not to license care providers for dependent adults, the
25 department shall be the licensing authority; if a borough or city chooses
26 to license care providers for dependent adults, the borough or city may
27 exercise any power or responsibility granted to the department under
28 this chapter and shall enforce standards and regulations adopted by the
29 department under sec. 30 of this chapter.