

Introduced: 1/15/81
Referred: Health, Education &
Social Services and Finance

1 IN THE SENATE

BY PARR, FAHRENKAMP, FISCHER
AND STIMSON

2 SENATE BILL NO. 89

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act amending the child protection laws; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 47.10.010(a)(2) is amended by adding a new subparagraph
10 to read:

11 (F) the child having suffered substantial mental or
12 physical neglect as a result of conditions created by the child's
13 parent, guardian or custodian.

14 * Sec. 2. AS 47.17.010 is amended to read:

15 Sec. 47.17.010. PURPOSE. In order to protect children whose
16 health and well-being may be adversely affected through the infliction,
17 by other than accidental means, of harm through physical or mental abuse
18 or neglect [REQUIRING THE ATTENTION OF A PRACTITIONER OF THE HEALING
19 ARTS], the legislature requires the reporting of these cases by practi-
20 tioners of the healing arts and others to the appropriate public autho-
21 rities. It is the intent of the legislature that, as a result of these
22 reports, protective services will be made available in an effort to
23 prevent further harm to the child, to safeguard and enhance the general
24 well-being of the children in this state, and to preserve family life
25 whenever possible.

26 * Sec. 3. AS 47.17.020(a)(2) is amended to read:

27 (2) school teachers and school administrative staff members;

28 * Sec. 4. AS 47.17.020(a) is amended by adding a new paragraph to read:

29 (6) individuals involved in day care and foster care.

1 * Sec. 5. AS 47.17 is amended by adding new sections to read:

2 Sec. 47.17.064. PHOTOGRAPHS AND X-RAYS. A person required to
3 report suspected physical or mental injury or neglect under this chapter
4 may without the permission of the parents

5 (1) take or have taken photographs of the areas of trauma
6 visible on the child; and

7 (2) if medically indicated, have a radiological examination
8 of the child performed.

9 Sec. 47.17.068. PENALTY FOR FAILURE TO REPORT. A person required
10 to file a report of abuse or neglect under AS 47.17.020 who wilfully or
11 knowingly fails or refuses to report the harm required under AS 47.17.-
12 020 is guilty of a class B misdemeanor.

13 * Sec. 6. AS 47.17.070(1) is amended to read:

14 (1) "child abuse or neglect" means the physical or mental
15 injury or neglect, sexual abuse, or maltreatment of a child under the
16 age of 18 by a person who is responsible for the child's welfare under
17 circumstances which indicate that the child's health or welfare is
18 harmed or threatened thereby;

19 * Sec. 7. AS 47.17.070 is amended by adding a new paragraph to read:

20 (7) "mental injury or neglect" means injury or neglect to
21 the intellectual or psychological capacity of a child evidenced by a
22 substantial impairment to the child's ability to function within the
23 child's normal range of performance and behavior.

24 * Sec. 8. This Act takes effect July 1, 1981.
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