

Introduced: 2/13/84
Referred: Health, Education and
Social Services, Judiciary and
Finance

1 IN THE HOUSE

BY LISKA

2

HOUSE BILL NO. 631

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to runaway children."

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

8 * Section 1. AS 47.10.080 is amended by adding a new subsection to
9 read:

10 (1) Notwithstanding any other provisions of this section, a
11 minor who is habitually absent from the home or foster home to which
12 the minor has been released by court order, without the consent of the
13 minor's parent, guardian, or other legal custodian, is a ward of the
14 state and shall be ordered committed by the court to the custody of
15 the department for placement in an appropriate juvenile institution.

16 * Sec. 2. AS 47.10.084(c) is amended to read:

17 (c) When there has been transfer of legal custody or appointment
18 of a guardian and parental rights have not been terminated by court
19 decree, the parents shall have residual rights and responsibilities.
20 These residual rights and responsibilities of the parent include, but
21 are not limited to, the right and responsibility of reasonable visita-
22 tion, consent to adoption, consent to marriage, consent to military
23 enlistment, consent to major medical treatment except in cases of
24 emergency or cases falling under AS 09.65.100, and the responsibility
25 for support, except if by court order any residual right and responsi-
26 bility has been delegated to a guardian under (b) of this section.
27 However, a parent has no responsibility for support of a minor child
28 who refuses to voluntarily reside with the parent and whose legal
29 custody has been transferred from the parent by court decree, unless

1 custody of the child has been transferred from the parent because of
2 abandonment, abuse, or neglect of the child by the parent.

3 * Sec. 3. AS 47.10.140(f) is repealed and reenacted to read:

4 (f) A peace officer, upon receiving a report that a minor is
5 evading the person having legal custody of the minor, shall make
6 reasonable efforts to locate and detain the minor for the sole purpose
7 of either returning the minor to the person having legal custody or,
8 if the minor prefers, taking the minor to an office specified by the
9 Department of Health and Social Services or to a facility or contract
10 agency of the Department of Health and Social Services in the com-
11 munity. Immediately upon detaining a minor under this subsection, the
12 peace officer shall advise

13 (1) the minor of the right to social services under AS 47.-
14 10.142(b); and

15 (2) the person having legal custody of the minor, if the
16 person's identity is known, of the minor's detention.