

Offered: 5/14/84
Referred: Finance

Original sponsor: Liska and Lindauer

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 631 (Judiciary) am

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 AS 47.10.140(f) is repealed and reenacted to read:

9 (f) It is unlawful for a minor to evade the person having legal
10 custody of the minor. A peace officer, upon receiving a request to
11 locate a minor who is evading the person having legal custody of the
12 minor, shall make all reasonable efforts to locate and detain the
13 minor and may either return the minor to the person having legal
14 custody or, if the minor does not wish to return to the person having
15 legal custody, take the minor to an office specified by the Department
16 of Health and Social Services or to a facility or contract agency of
17 the Department of Health and Social Services in the community. Imme-
18 diately upon detaining a minor under this subsection, the peace offi-
19 cer shall advise

20 (1) the minor of the right to social services under AS 47.-
21 10.142(b); and

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

24 * Sec. 2. AS 47.10.142(b) is amended to read:

25 (b) A minor who has left home and is evading the person having
26 legal custody of the minor [HIM] may obtain the services of the de-
27 partment. The department shall assess the situation and furnish the
28 minor with the social services it considers appropriate to protect the
29 well-being of the minor and to preserve the minor's [HIS] family life

1 if preserving it is considered desirable under the circumstances. If,
2 after assessing the situation, considering the wishes of the minor,
3 and furnishing appropriate social services, the department considers
4 it necessary, the department may take emergency custody of the minor.
5 If the department determines there is cause to believe that a minor
6 delivered to it by a peace officer under AS 47.10.140(f) will not
7 voluntarily accept and participate in social services the department
8 considers appropriate to furnish, the department shall take emergency
9 custody of the minor and shall detain the minor until a hearing is
10 held by the court under (d) of this section.