

Introduced: 1/22/87
Referred: Health, Education and Social
Services, Judiciary and
Finance

5-0311A

1 IN THE SENATE
2
3 BY RODEY, SZYMANSKI, ABOOD, KELLY,
4 FAIKS AND ELIASON
5 SENATE BILL NO. 80
6 IN THE LEGISLATURE OF THE STATE OF ALASKA
7
8 FIFTEENTH LEGISLATURE - FIRST SESSION
9 A BILL
10 For an Act entitled: "An Act relating to fingerprinting and photographing
11 runaway minors; and amending Alaska Rule of Chil-
12 dren's Procedure 24."
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14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
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16 * Section 1. AS 47.10.141(b) is amended to read:
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18 (b) A peace officer shall take into protective custody a minor
19 described in (a) of this section if the minor is not otherwise subject
20 to arrest or detention. The peace officer shall honor the minor's
21 preference to either (1) return the minor to the legal custodian or
22 (2) take the minor to an office specified by the Department of Health
23 and Social Services or a facility or contract agency of the depart-
24 ment. If an office specified by the department or a facility or
25 contract agency of the department does not exist in the community, the
26 officer shall take the minor to another suitable location and promptly
27 notify the department. A minor under protective custody may not be
28 housed in a jail or other detention facility. Immediately upon taking
29 a minor into protective custody the officer shall advise the minor
orally and in writing of the right to social services under AS 47.10.-
142(b), and, if known, the officer shall advise the legal custodian
that the minor has been taken into protective custody. As soon as
practicable after taking a minor into protective custody, and before
returning the minor to the legal custodian, a peace officer shall
accompany the minor to a location specified by the department and
shall have the minor fingerprinted and photographed. The fingerprints

1 and photograph shall be retained by the peace officer's law enforce-
2 ment agency.

3 * Sec. 2. AS 47.10.141(b), as amended in sec. 1 of this Act has the
4 effect of amending Alaska Rule of Children's Procedure 24, by allowing
5 fingerprinting without court order of minors in custody.