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Referred: Finance

6-1511H

Original sponsor(s): SEN. UEHLING, Kelly, Halford, Duncan, Jones, Coghill,  
Faiks, Sturgulewski, Rodey, Pourchot, Szymanski

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 332 (State Affairs) am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to records of missing children; and  
7 to records of certain children transferred as stu-  
8 dents."

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

10 \* Section 1. AS 14.30 is amended by adding new sections to read:

11 ARTICLE 9. RECORDS OF CERTAIN MISSING OR TRANSFERRED CHILDREN.

12 Sec. 14.30.700. RECORDS OF MISSING CHILDREN. Upon notification  
13 by the Department of Public Safety of a child's disappearance, a  
14 school or school district in which the child is currently or was  
15 previously enrolled shall flag the school record of that child in a  
16 manner that, when a copy or information regarding the record is re-  
17 quested, the school or school district shall be alerted to the fact  
18 that the record is that of a missing child. The school or school  
19 district shall immediately report to the Department of Public Safety a  
20 request regarding flagged records, including any knowledge as to the  
21 whereabouts of the child. Upon notification by the Department of  
22 Public Safety that the person who was listed as a missing child has  
23 been found, the school or school district shall remove the flag from  
24 the person's record.

25 Sec. 14.30.710. REQUIRED RECORDS UPON TRANSFER. Within 14 days  
26 after enrolling a child as a transfer student from this or another  
27 state in an elementary or secondary school, the school or school  
28 district shall request directly from the child's previous school a  
29 certified copy of the child's record. An elementary or secondary

1 school or a school district in this state requested to forward a copy  
2 of a transferring child's record to another school shall comply with  
3 the request within 10 days after receiving the request unless the  
4 record has been flagged under AS 14.30.700. Upon receipt of a request  
5 for a record that has been flagged, the school or school district  
6 shall immediately notify the Department of Public Safety. Unless  
7 directed to do so by the Department of Public Safety, a school or a  
8 school district may not forward a copy of a flagged record.

9 Sec. 14.30.720. DEFINITIONS. In AS 14.30.700 - 14.30.720,

10 (1) "child" means a person under 18 years of age;

11 (2) "school district" means a municipal school district or  
12 a regional educational attendance area.

13 \* Sec. 2. AS 14.45.110(b) is amended to read:

14 (b) A religious or other private school that elects to comply  
15 with AS 14.45.100 - 14.45.130 shall maintain monthly attendance  
16 records for each student enrolled in the school, shall operate on a  
17 regular schedule, excluding reasonable holidays and vacations, during  
18 at least 180 days of the year, [AND] shall make an annual report to  
19 the commissioner of the number of students in each grade and the  
20 school calendar, and shall comply with the provisions concerning  
21 missing children under AS 14.30.700 - 14.30.720.

22 \* Sec. 3. AS 18.50 is amended by adding a new section to read:

23 Sec. 18.50.315. RECORDS OF MISSING CHILDREN. (a) Upon receiv-  
24 ing notification by the Department of Public Safety or another law  
25 enforcement agency that a child born in this state is missing, the  
26 Bureau of Vital Statistics shall flag the birth certificate record of  
27 the missing child in a manner that alerts the bureau to the fact that  
28 the record is that of a missing child when a copy of that birth certi-  
29 ficate or information regarding that birth certificate is requested.

1 Upon notification by the department that the person who was listed as  
2 a missing child has been found, the bureau shall remove the flag from  
3 the person's birth certificate record.

4 (b) The bureau may not provide a copy of a birth certificate or  
5 information concerning the birth record of a person whose record is  
6 flagged under (a) of this section, except as provided in this section.

7 (c) When a copy of a flagged birth certificate is requested, the  
8 bureau shall immediately notify the Department of Public Safety. If a  
9 flagged record is requested in person, the bureau shall record the  
10 name, address, and telephone number of the person making the request.  
11 The bureau may only provide a copy of the requested birth certificate  
12 by mail.

13 (d) In this section,

14 (1) "child" means a person under 18 years of age;

15 (2) "law enforcement agency" has the meaning given in  
16 AS 12.36.090.

17 \* Sec. 4. AS 47.10.141 is amended by adding new subsections to read:

18 (d) If, after investigation of a report of a missing minor, a  
19 law enforcement agency has reason to believe that the minor is invol-  
20 untarily absent from the custody of a custodial parent or guardian,  
21 the department shall notify the Bureau of Vital Statistics of the  
22 disappearance and shall provide the bureau with a description of the  
23 minor. The description of the minor must include, if known, the  
24 minor's full name, date and place of birth, parent's names, and  
25 mother's maiden name. If the Department of Public Safety has reason  
26 to believe that the minor, whether born in this state or not, has been  
27 enrolled in a specific school or school district in the state, the  
28 department shall also notify the last known school or school district  
29 attended in the state by the missing minor of the disappearance. When

1 a person who was listed as a missing minor is found, the Department of  
2 Public Safety shall notify the Bureau of Vital Statistics and any  
3 school or school district previously informed of the person's disap-  
4 pearance.

5 (e) In this section, "law enforcement agency" has the meaning  
6 given in AS 12.36.090.