

"An Act relating to child protection; and providing for an effective date."

COMMITTEE REPORT

5/15/75

HOUSE

Mr. Speaker:

Date 5/15/75

The Committee on FINANCE has had SSHB 432

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

Blackwell Chairman

Original sponsor: Sullivan

Offered: 5/15/75
Referred: Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 432

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: An Act relating to child protection; changing Rule
7 11(a), Rules of Children's Procedure; and providing for
8 an effective date."

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

10 * Section 1. AS 47.17.010 is amended to read:

11 Sec. 47.17.010. PURPOSE. In order to protect children whose
12 health and well-being may be adversely affected through the infliction,
13 by other than accidental means, of harm through [PHYSICAL] abuse or
14 neglect requiring the attention of a practitioner of the healing arts,
15 the legislature requires the reporting of these cases by practitioners
16 and others to the appropriate public authorities. It is the intent of
17 the legislature that, as a result of these reports, protective services
18 will be made available in an effort to prevent further harm to the
19 child, to safeguard and enhance the general well-being of the children
20 in this state, and to preserve family life whenever possible. It is
21 also the intent of the legislature to provide child abuse counseling and
22 information for parents who have abused their children and to help
23 prevent future harm to children in the state.

24 * Sec. 2. AS 47.17.030 is amended by adding a new subsection to read:

25 (e) In every case involving an abused or neglected child which
26 results in a judicial proceeding, a guardian ad litem shall be appointed
27 to represent the child in the proceedings.

28 * Sec. 3. AS 47.17.040(b) is amended to read:

29 (b) Investigation reports and reports of harm filed under this

1 chapter are considered confidential and are not subject to public
2 inspection and copying under AS 09.25.110 and 09.25.120. However, in
3 accordance with department regulations, investigation reports may be
4 used by appropriate governmental agencies with child-protection func-
5 tions, inside and outside Alaska, in connection with investigations or
6 judicial proceedings involving child abuse, neglect, or custody. A
7 person, not acting in accordance with department regulations, who wil-
8 fully makes public information contained in confidential reports is
9 guilty of a misdemeanor and upon conviction is punishable by imprisonment
10 for not more than one year, or by a fine of not more than \$5,000, or by
11 both.

12 * Sec. 4. AS 47.17 is amended by adding a new section to read:

13 Sec. 47.17.065. COUNSELING AND INFORMATION GRANTS. (a) The
14 department shall provide funds, after consulting with the office of
15 child advocacy, to private and public nonprofit community service
16 agencies and hospitals in the state for professional counseling services
17 to parents. The funds may also be used by the agencies to provide
18 information to the community concerning the problems of child abuse and
19 the help available in the state for abused children and their families.
20 Funds appropriated under this section may be used as the state or local
21 contribution for obtaining federal funds under the Child Abuse Treatment
22 and Prevention Act (P.L. 93-247).

23 (b) The department may issue regulations, subject to the Adminis-
24 trative Procedure Act (AS 44.62), relating to the distribution and use
25 of funds provided for under (a) of this section.

26 * Sec. 5. AS 47.17.070(1) is repealed and re-enacted to read:

27 (1) "child abuse or neglect" means the physical or mental
28 injury, sexual abuse, negligent treatment, or maltreatment of a child
29 under the age of 18 by a person who is responsible for the child's

1 welfare under circumstances which indicate that the child's health or
2 welfare is harmed or threatened thereby;

3 * Sec. 6. In sec. 2 of this Act, the amendment of AS 47.17.030 by adding
4 subsection (e) has the effect of changing Rule 11(a), Rules of Children's
5 Procedure, by requiring the court to appoint a guardian ad litem to represent
6 the child in all judicial proceedings involving an abused or neglected child.

7 * Sec. 7. This Act takes effect immediately in accordance with AS 01 0.-
8 070(e).

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Introduced: 4/16/75
Referred: Health, Education &
Social Services

1 IN THE HOUSE

BY SULLIVAN

2 HOUSE BILL NO. 432

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to child abuse counseling centers; and
7 providing for an effective date."

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

9 * Section 1. AS 47.17.010 is amended to read:

10 Sec. 47.17.010. PURPOSE. In order to protect children whose health
11 and well-being may be adversely affected through the infliction, by other
12 than accidental means, of harm through physical abuse or neglect requir-
13 ing the attention of a practitioner of the healing arts, the legislature
14 requires the reporting of these cases by practitioners and others to the
15 appropriate public authorities. It is the intent of the legislature that,
16 as a result of these reports, protective services will be made available
17 in an effort to prevent further harm to the child, to safeguard and
18 enhance the general well-being of the children in this state, and to
19 preserve family life whenever possible. It is also the intent of the
20 legislature to establish child abuse counseling and information centers
21 to help parents who have abused their children and to help prevent
22 future harm to children in the state.

23 * Sec. 2. AS 47.17 is amended by adding a new section to read:

24 Sec. 47.17.065. COUNSELING AND INFORMATION CENTERS. The department
25 shall establish counseling centers throughout the state which shall
26 provide professional counseling services to parents. The centers shall
27 also provide information to parents and the community concerning the
28 problems of child abuse and the help available in the state for abused
29 children and their families.

1 * Sec. 3. This Act takes effect July 1, 1975.
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