

H B

384

COMMITTEE REPORT

HOUSE

3/24/81

FURTHER: FINANCE

(5)

Date: Mar 11, 1981

Mr. Speaker: HEALTH, EDUCATION & SOCIAL SERVICES
The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had HB 384

"An Act establishing the Alaska Native Child Welfare Task Force; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 384 same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]
 CHAIRMAN

Asper

OK - only a study.

5/11/61

HB - 385

509

Original sponsors: Fuller and Clocksin

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

2 CS FOR HOUSE BILL NO. 384 (HESS)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Alaska Native Child Welfare
7 Task Force; and providing for an effective date."

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

9 * Section 1. ALASKA NATIVE CHILD WELFARE TASK FORCE. The Alaska Native
10 Child Welfare Task Force is established to study and recommend legislative,
11 judicial, and administrative changes to implement the provisions of the
12 federal Indian Child Welfare Act.

13 * Sec. 2. MEMBERSHIP. (a) The Alaska Native Child Welfare Task Force
14 is composed of 13 voting members and 6 nonvoting ex officio members, selected
15 as follows:

16 (1) voting members: a representative from each of the 13 regional
17 Native corporations created by the Alaska Native Claims Settlement Act, to
18 be appointed by the governor;

19 (2) ex officio members:

20 (A) the commissioner of health and social services or a
21 person designated by the commissioner;

22 (B) the administrator of the Alaska Court System or a person
23 designated by the administrator;

24 (C) the attorney general or a person designated by the
25 attorney general;

26 (D) the person who chairs the senate health, education and
27 social services committee;

28 (E) the person who chairs the house health, education and
29 social services committee; and

1 (F) the executive director of the Alaska Legal Services
2 Corporation or a person designated by the executive director.

3 (b) Appointments under (a)(1) of this section shall be made with due
4 consideration to the availability and willingness of an appointee to devote
5 the time and effort necessary to permit the task force to function effective-
6 ly. Appointments shall be without regard to political affiliation, and
7 shall be made, if possible, within 20 days of the effective date of this
8 Act, or within 20 days of the date of any vacancy in the membership of the
9 task force.

10 (c) Vacancies in office shall be filled in the manner prescribed for
11 initial appointments.

12 * Sec. 3. COMPENSATION. A member of the Alaska Native Child Welfare
13 Task Force serves without compensation, but is entitled to the same travel
14 pay and per diem authorize by law for members of boards and commissions
15 under AS 39.20.180.

16 * Sec. 4. PRESIDING OFFICER. The Alaska Native Child Welfare Task Force
17 shall elect a presiding officer from among the members of the task force.

18 * Sec. 5. MEETINGS. The Alaska Native Child Welfare Task Force shall
19 meet at least four times a year to carry out the duties prescribed in this
20 Act. The first meeting of task force shall be convened at the call of
21 the governor not later than 30 days following appointment of members under
22 sec. 2 (a)(1) of this Act.

23 * Sec. 6. DUTIES. (a) The Alaska Native Child Welfare Task Force shall
24 (1) study the federal Indian Child Welfare Act in order to recom-
25 mend legislative, judicial, and administrative changes to implement the
26 concepts contained in the Indian Child Welfare Act;

27 (2) if the task force considers it necessary, hold public hearing
28 and meetings to consider the effect of the Indian Child Welfare Act on
29 Alaska Natives;

1 (3) apply for and administer federal grants used to conduct
2 training programs for tribal and village entities on implementation of the
3 Indian Child Welfare Act in the state;

4 (4) prepare a report on legislative, judicial, and administrative
5 changes necessary to provide full implementation of the Indian Child Welfare
6 Act in the state; the report shall include recommendations for legislation
7 and changes in state administrative and judicial procedures necessary to
8 implement the Indian Child Welfare Act in the state.

9 (b) The report which is prepared under (a)(4) of this section shall be
10 presented to the legislature, with copies to the Department of Health and
11 Social Services and the governor, by February 1, 1982.

12 * Sec. 7. TERMINATION. This Act is repealed and the existence of the
13 Alaska Native Child Welfare Task Force terminated December 31, 1982.

14 * Sec. 8. EFFECTIVE DATE. This Act takes effect immediately in accor-
15 dance with AS 01.10.070(c).



Rep. Don Clocksin, Chairman
465-3797

Alaska State Legislature

House of Representatives

Committee on Health, Education & Social Services

Pouch V
State Capitol
Juneau, Alaska 99811

Date: May 11, 1981

To: HESS Committee Members

Fr: Rep. Don Clocksin

Re: House HESS CS for HB 384 (Alaska Native Child Welfare Task Force)

- 1) Page 1, line 10 after legislative add judicial and administrative.
- 2) Page 1, line 13 after composed add of 19 members, representatives of (or a representative of) each of the 13 regions designated in the Alaska Native Claims Settlement Act, to be appointed by the Governor.
- 3) Page 1, line 17 insert (a) ex-officio members are:
 - (1) The Commissioner of Health and Social Services or her/his designee;
 - (2) The Administrator of the Alaska Court System or her/his designee;
 - (3) The Attorney General or her/his designee;
 - (4) Chairs of the Senate and House HESS Committees;
 - (5) Executive Director of Alaska Legal Services Corporation or designee.
- 4) Page 2, line 7 delete once every two month and insert at least four times.
- 5) Page 2, line 13 after legislative add administrative and judicial.
- 6) Page 2, line 17 add:
 - (3) Apply for and administer grants for training on, and administration of, ICWA, particularly for tribal or village entities.
 - (4) Complete a report with legislative changes, administrative changes, judicial changes, changes to improve utilization of the Act by tribal entities or villages with:
 - (a) Recommendations to the legislature for legislation which is necessary to implement the Indian Child Welfare Act in Alaska.
 - (b) Recommend changes in administrative and judicial procedures to implement ICWA.
- 7) Page 2, line 24 delete Feb. 28, 1982 and insert December 31, 1982.

POSITION PAPER

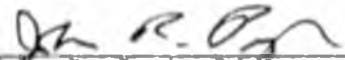
HOUSE BILL NO. 384

"An Act establishing the Alaska Native Child Welfare Task Force; and providing for an effective date."

The Department of Health and Social Services supports House Bill No. 384 establishing the Alaska Native Child Welfare Task Force. The Indian Child Welfare Act imposes significant and far-reaching changes in operations for courts, attorneys, and agencies placing children in either foster care or adoption. A task force to study the various issues concerning child welfare services for Alaskan Natives would be very valuable in terms of future planning and policy development. The Department would be pleased to participate in such a task force.

Department of Health and Social Services is in support of House Bill No. 384.

RECOMMENDED BY:


John R. Pugh, Director
Division of Family and
Youth Services

DATE:

3/25/81

APPROVED BY:


Helen D. Beirne
Commissioner

DATE:

4-6-81

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HOUSE BILL NO. 384
 Title "An Act establishing the Alaska Native Child Welfare Task Force; & providing an effective date."
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services
 Program Category Affected _____
 BRU, Program, or Subprograms Affected _____

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS	-0-	-0-	-0-	-0-	-0-	-0-
OTHER (Specify Fund Source)	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS

FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

House Bill No. 384 has no fiscal impact on the Department of Health and Social Services.

IV. DATE 3/25/81 PREPARED BY John R. Pugh John R. Pugh, Director
 AGENCY Division of Family and Youth Services
 PHONE 45-3170
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) _____ M&B Approval _____ Date 3/25/81

ARS #384
385

5/11/87

Constitutional ?

- futuristic demand for adoptions - so why need this?