

HJR

65

STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE REFERENCE LIBRARY

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

H HESS

2-26-88

8:30 a.m.

HOUSE COMMITTEE REPORT

(7)

Date referred: 2/15/88

FURTHER REFERRALS:

DATE: 2-26-88

The Health, Education and Social Services Committee has considered HJR 65

Relating to runaway, homeless, and missing youth.

RECOMMENDS:

- replace with _____ the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact same as previous fiscal note published _____
- zero fiscal note
- zero with analysis same as previous zero fiscal note published _____

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

[Handwritten signatures: Steve Korman, Bruce Stanley, R. E. J. Ellis]

[Handwritten signature: Steve Korman]
Chairman's signature
[Handwritten signature: R. E. J. Ellis]

POSITION PAPER

House Joint Resolution No. 65

For an Act entitled: "Relating to runaway, homeless, and missing youth."

The Runaway and Homeless Youth Act has been a helpful mechanism in funding development of model programs nationally and has provided funding for implementation of such programs in Alaska. As an important source of funding for development of runaway service components within private organizations in the state, the Act has been instrumental in addressing the needs of these youth. It has also served as a mechanism for focusing community and statewide attention on the problems and needs of these youth, by funding authoritative research on runaway and homeless youth in Anchorage.

Continued federal support of such efforts will be a critical adjunct to increase the success of state and local efforts in addressing the needs of runaway and homeless youth and their families

Department Position

The Department supports passage of HJR 65.

RECOMMENDED:

Jeanne M. Chase
Jeanne M. Chase, Director
Division of Family
and Youth Services

DATE:

2-25-88

APPROVED:

Myra M. Munson
Myra M. Munson, Commissioner
Department of Health
and Social Services

DATE:

2-25-88

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Health and Social Services
 Title: An Act relating to runaway, homeless and missing youth. BRU: Social Services
 Sponsor: Representative Ellis, et. al. Components: _____
 Requestor: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
---------	-----	-----	-----	-----	-----	-----

REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
---------	-----	-----	-----	-----	-----	-----

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

This resolution has no fiscal impact on the Department.

Prepared by: Yvonne M. Chase, Director
 Division: Division of Family and Youth Services

Phone: 465-3170
 Date: 02-25-88

Approved by Commissioner: Myra M. Munson, Commissioner
 Agency: Department of Health and Social Services

Date: 2-25-88

Distribution (by preparer):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

§ 5712. Eligibility; plan requirements

(a) To be eligible for assistance under this part, an applicant shall propose to establish, strengthen, or fund an existing or proposed runaway center, a locally controlled facility providing temporary shelter, and counseling services to juveniles who have left home without permission of their parents or guardians or to other homeless juveniles.

(b) In order to qualify for assistance under this part, an applicant shall submit a plan to the Secretary meeting the following requirements and including the following information. Each center—

(1) shall be located in an area which is demonstrably frequented by or easily reachable by runaway youth;

(2) shall have a maximum capacity of no more than twenty children, with a ratio of staff to children of sufficient portion to assure adequate supervision and treatment;

(3) shall develop adequate plans for contacting the child's parents or relatives (if such action is required by State law) and assuring the safe return of the child according to the best interests of the child, for contacting local government officials pursuant to informal arrangements established with such officials by the runaway center and for providing for other appropriate alternative living arrangements;

(4) shall develop an adequate plan for assuring proper relations with law enforcement personnel, social service personnel, and welfare personnel, and the return of runaway youths from correctional institutions;

(5) shall develop an adequate plan for after-care counseling involving runaway youth and their parents within the State in which the runaway center is located and for assuring, as possible, that aftercare services will be provided to those children who are returned beyond the State in which the runaway center is located;

(6) shall keep adequate statistical records profiling the children and parents which it serves, except that records maintained on individual runaway youths shall not be disclosed without the consent of the individual youth and parent or legal guardian to anyone other than another agency compiling statistical records or a government agency involved in the disposition of criminal charges against an individual runaway youth, and reports or other documents based on such statistical records shall not disclose the identity of individual runaway youths;

(7) shall submit annual reports to the Secretary detailing how the center has been able to meet the goals of its plans and reporting the statistical summaries required by paragraph (6);

(8) shall demonstrate its ability to operate under accounting procedures and fiscal control devices as required by the Secretary;

(9) shall submit a budget estimate with respect to the plan submitted by such center under this subsection; and

(10) shall supply such other information as the Secretary reasonably deems necessary.

(Pub. L. 93-415, title III, § 312, Sept. 7, 1974, 88 Stat. 1130; Pub. L. 95-115, § 7(a)(2), (3), Oct. 3, 1977, 91 Stat. 1058; Pub. L. 96-509, § 18(d), Dec. 8, 1980, 94 Stat. 2762.)

AMENDMENTS

1986—Subsec. (a), Pub. L. 96-509, § 18(d)(1), substituted "center" for "house" and inserted "or to other homeless juveniles" following "parents or guardians";

Suosec. (b), Pub. L. 96-509, § 18(d)(2), substituted "center" for "house" wherever appearing and in par. (4) inserted reference to social service personnel and welfare personnel;

1977—Suosec. (b)(5), (6), Pub. L. 95-115 in par. (5) substituted "aftercare services" for "aftercase services", and in par. (6) substituted "the consent of the individual youth and parent or legal guardian" for "parental consent".

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-115 effective Oct. 1, 1977, see section 263(c) of Pub. L. 93-415, as added by Pub. L. 95-115, set out as a note under section 5601 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 5713 of this title.

§ 5713. Approval of application by Secretary; priority

An application by a State, locality, or nonprofit private agency for a grant under this part may be approved by the Secretary only if it is consistent with the applicable provisions of this part and meets the requirements set forth in section 5712 of this title. Priority shall be given to grants smaller than \$150,000. In considering grant applications under this part, priority shall be given to organizations which have a demonstrated experience in the provision of service to runaway and homeless youth and their families.

(Pub. L. 93-415, title III, § 313, Sept. 7, 1974, 88 Stat. 1131; Pub. L. 95-115, § 7(a)(4), Oct. 3, 1977, 91 Stat. 1058; Pub. L. 96-509, § 18(e), Dec. 8, 1980, 94 Stat. 2762.)

AMENDMENTS

1986—Pub. L. 96-509 substituted "\$150,000" for "\$100,000" and "organizations which have a demonstrated experience in the provision of service to runaway and homeless youth and their families" for "any applicant whose program budget is smaller than \$150,000";

1977—Pub. L. 95-115 substituted "\$100,000" and "\$150,000" for "\$75,000" and "\$100,000", respectively.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-115 effective Oct. 1, 1977, see section 263(c) of Pub. L. 93-415, as added by Pub. L. 95-115, set out as a note under section 5601 of this title.

§ 5714. Grants to nonprofit private agencies; control over staff and personnel

Nothing in this part shall be construed to deny grants to nonprofit private agencies which are fully controlled by private boards or persons out which in other respects meet the requirements of this part and agree to be legally responsible for the operation of the runaway house. Nothing in this part shall give the Fed-

eral Government control over personnel decisions or other funds.

(Pub. L. 93-415, title III, § 313, Sept. 7, 1974, 88 Stat. 1131.)

§ 5715. Annual report to Congress

The Secretary shall submit to Congress on the status of the runaway centers under this part, with particular reference to—

(1) their effectiveness in solving the problems of runaway youth;

(2) their ability to provide services to their families and to provide for intrafamily problems and other services;

(3) their effectiveness in providing family relationships and living conditions for runaway youth;

(4) their effectiveness in deciding upon a future course of action.

(Pub. L. 93-415, title III, § 314, Sept. 7, 1974, 88 Stat. 1131; Pub. L. 94-481, Oct. 11, 1976, 90 Stat. 2762.)

§ 5716. Federal and non-Federal payment

(a) The Federal share of the cost of renovation of existing runaway centers or of counseling services shall be determined on the basis of general costs of such services as a percentage of the total budget for such services, whether in cash or in kind, fairly evaluated.

(b) Payments under this part shall be made in installments, in accordance with the schedule of payments, with no deduction for overpayments.

(Pub. L. 93-415, title III, § 315, Sept. 7, 1974, 88 Stat. 1132.)

§ 5717. Restrictions on use of funds

Records containing information regarding the activities of youths pursuant to this part shall be maintained in accordance with the circumstances and requirements of any individual or agency.

(Pub. L. 93-415, title III, § 316, Sept. 7, 1974, 88 Stat. 1133.)

Repealed by the Federal Register Act, 1974, 88 Stat. 1164. Chapter sections 377 and sections 4351 to 4354, 4356, 4357, 4358, 4359, 4360, 4361, 4362, 4363, 4364, 4365, 4366, 4367, 4368, 4369, 4370, 4371, 4372, 4373, 4374, 4375, 4376, 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4384, 4385, 4386, 4387, 4388, 4389, 4390, 4391, 4392, 4393, 4394, 4395, 4396, 4397, 4398, 4399, 4400, 4401, 4402, 4403, 4404, 4405, 4406, 4407, 4408, 4409, 4410, 4411, 4412, 4413, 4414, 4415, 4416, 4417, 4418, 4419, 4420, 4421, 4422, 4423, 4424, 4425, 4426, 4427, 4428, 4429, 4430, 4431, 4432, 4433, 4434, 4435, 4436, 4437, 4438, 4439, 4440, 4441, 4442, 4443, 4444, 4445, 4446, 4447, 4448, 4449, 4450, 4451, 4452, 4453, 4454, 4455, 4456, 4457, 4458, 4459, 4460, 4461, 4462, 4463, 4464, 4465, 4466, 4467, 4468, 4469, 4470, 4471, 4472, 4473, 4474, 4475, 4476, 4477, 4478, 4479, 4480, 4481, 4482, 4483, 4484, 4485, 4486, 4487, 4488, 4489, 4490, 4491, 4492, 4493, 4494, 4495, 4496, 4497, 4498, 4499, 4500, 4501, 4502, 4503, 4504, 4505, 4506, 4507, 4508, 4509, 4510, 4511, 4512, 4513, 4514, 4515, 4516, 4517, 4518, 4519, 4520, 4521, 4522, 4523, 4524, 4525, 4526, 4527, 4528, 4529, 4530, 4531, 4532, 4533, 4534, 4535, 4536, 4537, 4538, 4539, 4540, 4541, 4542, 4543, 4544, 4545, 4546, 4547, 4548, 4549, 4550, 4551, 4552, 4553, 4554, 4555, 4556, 4557, 4558, 4559, 4560, 4561, 4562, 4563, 4564, 4565, 4566, 4567, 4568, 4569, 4570, 4571, 4572, 4573, 4574, 4575, 4576, 4577, 4578, 4579, 4580, 4581, 4582, 4583, 4584, 4585, 4586, 4587, 4588, 4589, 4590, 4591, 4592, 4593, 4594, 4595, 4596, 4597, 4598, 4599, 4600, 4601, 4602, 4603, 4604, 4605, 4606, 4607, 4608, 4609, 4610, 4611, 4612, 4613, 4614, 4615, 4616, 4617, 4618, 4619, 4620, 4621, 4622, 4623, 4624, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633, 4634, 4635, 4636, 4637, 4638, 4639, 4640, 4641, 4642, 4643, 4644, 4645, 4646, 4647, 4648, 4649, 4650, 4651, 4652, 4653, 4654, 4655, 4656, 4657, 4658, 4659, 4660, 4661, 4662, 4663, 4664, 4665, 4666, 4667, 4668, 4669, 4670, 4671, 4672, 4673, 4674, 4675, 4676, 4677, 4678, 4679, 4680, 4681, 4682, 4683, 4684, 4685, 4686, 4687, 4688, 4689, 4690, 4691, 4692, 4693, 4694, 4695, 4696, 4697, 4698, 4699, 4700, 4701, 4702, 4703, 4704, 4705, 4706, 4707, 4708, 4709, 4710, 4711, 4712, 4713, 4714, 4715, 4716, 4717, 4718, 4719, 4720, 4721, 4722, 4723, 4724, 4725, 4726, 4727, 4728, 4729, 4730, 4731, 4732, 4733, 4734, 4735, 4736, 4737, 4738, 4739, 4740, 4741, 4742, 4743, 4744, 4745, 4746, 4747, 4748, 4749, 4750, 4751, 4752, 4753, 4754, 4755, 4756, 4757, 4758, 4759, 4760, 4761, 4762, 4763, 4764, 4765, 4766, 4767, 4768, 4769, 4770, 4771, 4772, 4773, 4774, 4775, 4776, 4777, 4778, 4779, 4780, 4781, 4782, 4783, 4784, 4785, 4786, 4787, 4788, 4789, 4790, 4791, 4792, 4793, 4794, 4795, 4796, 4797, 4798, 4799, 4800, 4801, 4802, 4803, 4804, 4805, 4806, 4807, 4808, 4809, 4810, 4811, 4812, 4813, 4814, 4815, 4816, 4817, 4818, 4819, 4820, 4821, 4822, 4823, 4824, 4825, 4826, 4827, 4828, 4829, 4830, 4831, 4832, 4833, 4834, 4835, 4836, 4837, 4838, 4839, 4840, 4841, 4842, 4843, 4844, 4845, 4846, 4847, 4848, 4849, 4850, 4851, 4852, 4853, 4854, 4855, 4856, 4857, 4858, 4859, 4860, 4861, 4862, 4863, 4864, 4865, 4866, 4867, 4868, 4869, 4870, 4871, 4872, 4873, 4874, 4875, 4876, 4877, 4878, 4879, 4880, 4881, 4882, 4883, 4884, 4885, 4886, 4887, 4888, 4889, 4890, 4891, 4892, 4893, 4894, 4895, 4896, 4897, 4898, 4899, 4900, 4901, 4902, 4903, 4904, 4905, 4906, 4907, 4908, 4909, 4910, 4911, 4912, 4913, 4914, 4915, 4916, 4917, 4918, 4919, 4920, 4921, 4922, 4923, 4924, 4925, 4926, 4927, 4928, 4929, 4930, 4931, 4932, 4933, 4934, 4935, 4936, 4937, 4938, 4939, 4940, 4941, 4942, 4943, 4944, 4945, 4946, 4947, 4948, 4949, 4950, 4951, 4952, 4953, 4954, 4955, 4956, 4957, 4958, 4959, 4960, 4961, 4962, 4963, 4964, 4965, 4966, 4967, 4968, 4969, 4970, 4971, 4972, 4973, 4974, 4975, 4976, 4977, 4978, 4979, 4980, 4981, 4982, 4983, 4984, 4985, 4986, 4987, 4988, 4989, 4990, 4991, 4992, 4993, 4994, 4995, 4996, 4997, 4998, 4999, 5000.

within the Office of Juvenile Justice and Delinquency Prevention or within the ACTION Agency, as the case may be, and that all grants, applications for grants, contracts, and other agreements awarded or entered into by the Office of Youth Development shall continue in effect until modified, superseded, or revoked;

(4) that all official actions taken by the Secretary of Health and Human Services, his designee, or any other person under the authority of this subchapter which are in force on the effective date of such plan, and for which there is continuing authority under the provisions of this subchapter, shall continue in full force and effect until modified, superseded, or revoked by the Associate Administrator for the office of Juvenile Justice and Delinquency Prevention or by the Director of the ACTION Agency, as the case may be, as appropriate; and

(5) that references to the Office of Youth Development within the Department of Health and Human Services in any statute, reorganization plan, Executive order, regulation, or other official document or proceeding shall, on and after such date, be deemed to refer to the Office of Youth Assistance within the Office of Juvenile Justice and Delinquency Prevention or within the ACTION Agency, as the case may be, as appropriate.

(Pub. L. 93-415, title III, § 331, as added Pub. L. 95-115, § 7(c), Oct. 3, 1977, 91 Stat. 1059, and amended Pub. L. 96-88, title V, § 509(b), Oct. 17, 1979, 93 Stat. 695.)

CHANGE OF NAME

"Department of Health and Human Services" was substituted for "Department of Health, Education, and Welfare" in subsec. (b)(3) and (5), and "Secretary of Health and Human Services" was substituted for "Secretary of Health, Education, and Welfare" in subsec. (b)(4), pursuant to section 509(b) of Pub. L. 96-88, which is classified to section 3508(b) of Title 20, Education.

EFFECTIVE DATE

Section effective Oct. 1, 1977, see section 263(c) of Pub. L. 93-415, as added by Pub. L. 95-115, set out as an Effective Date of 1977 Amendment note under section 5601 of this title.

PART L—AUTHORIZATION OF APPROPRIATIONS

AMENDMENTS

1977—Pub. L. 95-115, § 7(c), Oct. 3, 1977, 91 Stat. 1059, designated former part C of this subchapter as part L.

§ 5751. Amounts authorized for programs and activities: consultative and coordinating requirements—

(a) To carry out the purposes of part A of this subchapter there is authorized to be appropriated for each of the fiscal years ending September 30, 1981, September 30, 1982, September 30, 1983, and September 30, 1984, the sum of \$25,000,000.

(b) The Secretary (through the Office of Youth Development) which shall administer

¹So in original. Probably should be "superseded."

²So in original. Probably should be "Office."

³So in original. Probably should be "statute."

this subchapter) shall consult with the Attorney General (through the Associate Administrator of the Office of Juvenile Justice and Delinquency Prevention) for the purpose of coordinating the development and implementation of programs and activities funded under this subchapter with those related programs and activities funded under subchapter II of this chapter and under the Omnibus Crime Control and Safe Streets Act of 1968, as amended [42 U.S.C. 3701 et seq.].

(Pub. L. 93-415, title III, § 341, formerly § 331, Sept. 7, 1974, 88 Stat. 1132, Pub. L. 94-272, § 32(c), Apr. 21, 1976, 90 Stat. 380, renumbered and amended Pub. L. 95-115, § 7(c), (d), Oct. 3, 1977, 91 Stat. 1059, 1060; Pub. L. 96-509, § 2(b), Dec. 8, 1980, 94 Stat. 2750.)

REFERENCES IN TEXT

The Omnibus Crime Control and Safe Streets Act of 1968, referred to in subsec. (b), is Pub. L. 90-351, June 19, 1968, 82 Stat. 197, as amended, title 1 of which is classified principally to chapter 46 (§ 3701 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 3701 of this title and Tables.

AMENDMENTS

1980—Subsec. (a), Pub. L. 96-509 substituted provisions authorizing appropriations of \$25,000,000 for each of the fiscal years ending Sept. 30, 1981, 1982, 1983, and 1984, for provisions that had authorized appropriations of \$10,000,000 for each of the fiscal years ending Sept. 30, 1975, 1976, and 1977, and \$25,000,000 for each of the fiscal years ending Sept. 30, 1978, 1979, and 1980.

1977—Subsec. (a), Pub. L. 95-115, § 7(d)(1), added provisions authorizing appropriations for the fiscal years ending Sept. 30, 1978, 1979, and 1980.

Subsec. (b), Pub. L. 95-115, § 7(a)(2), substituted provisions relating to consultative and coordinating requirements for funded programs and activities, for provisions relating to authorization for funding surveys under part B of this subchapter.

EFFECTIVE DATE OF 1977 AMENDMENT

Amendment by Pub. L. 95-115 effective Oct. 1, 1977, see section 263(c) of Pub. L. 95-415, as added by Pub. L. 95-115, set out as a note under section 5601 of this title.

CHAPTER 75—DEVELOPMENT OF ENERGY SOURCES

- 5801. Congressional declaration of policy and purposes.
- (a) Development and utilization of energy sources.
- (b) Necessity of establishing Energy Research and Development Administration.
- (c) Separation of licensing and regulation functions of the Atomic Energy Commission.
- (d) Small business participation.
- (e) Priorities.

SUBCHAPTER I—ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION

- 5811. Establishment of Energy Research and Development Administration.
- 5812. Officers of the Administration.
 - (a) Administrator; appointment.
 - (b) Deputy Administrator.

- 5813. Responsibilities: Abolition and transfer.
- 5814.
 - (a) Abolition.
 - (b) Transfer.
 - (c) Functions.
 - (d) Transfer.
 - (e) Transfer.
 - (f) Transfer.
 - (g) Transfer.
 - (h) Exercise.
 - (i) Utilization.
- 5815. Administration.
 - (a) Rules.
 - (b) Policy.
 - (c) Delegation.
 - (d) Organization.
 - (e) Field.
 - (f) Security.
 - (g) Work.
 - (h) Information.
- 5816. Personnel and Administration.
 - (a) Appointment.
 - (b) Employment.
 - (c) Pay.
 - (d) Status.
 - (e) Transfer.
 - (f) Promotion.
 - (g) Appointment.
 - (h) Appointment.
 - (i) Appointment.
 - (j) Appointment.
 - (k) Appointment.
 - (l) Appointment.
 - (m) Appointment.
 - (n) Appointment.
 - (o) Appointment.
 - (p) Appointment.
 - (q) Appointment.
 - (r) Appointment.
 - (s) Appointment.
 - (t) Appointment.
 - (u) Appointment.
 - (v) Appointment.
 - (w) Appointment.
 - (x) Appointment.
 - (y) Appointment.
 - (z) Appointment.
- 5817. Financial and Energy.
 - (a) Energy.
 - (b) Energy.
 - (c) Energy.
 - (d) Energy.
 - (e) Energy.
 - (f) Energy.
 - (g) Energy.
 - (h) Energy.
 - (i) Energy.
 - (j) Energy.
 - (k) Energy.
 - (l) Energy.
 - (m) Energy.
 - (n) Energy.
 - (o) Energy.
 - (p) Energy.
 - (q) Energy.
 - (r) Energy.
 - (s) Energy.
 - (t) Energy.
 - (u) Energy.
 - (v) Energy.
 - (w) Energy.
 - (x) Energy.
 - (y) Energy.
 - (z) Energy.