



LAWS OF ALASKA

1967

Source

Chapter No.

HB 158 am Free Conference Committee

110

AN ACT

Relating to jurisdiction of courts in cases concerning delinquent and dependent minors; and providing for an effective date.

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

* Section 1. AS 47.10.010(a) is repealed and re-enacted to read:

(a) Proceedings relating to a minor under 18 years of age residing or found in the state are governed by this chapter, except as otherwise provided in this chapter, when the minor

(1) violates a law of the state, or an ordinance or regulation of a political subdivision of the state;

(2) by reason of being wayward or habitually disobedient is uncontrolled by his parent, guardian or custodian;

(3) is habitually truant from school or home, or habitually so conducts himself as to injure or endanger the morals or health of himself or others;

(4) is abandoned by his parent, guardian or custodian;

(5) lacks proper parental care by reason of the faults, habit or neglect of his parent, guardian or custodian;

(6) associates with vagrant, vicious or immoral people, or engages in an occupation or is in a situation dangerous to life or limb or injurious to the health, morals, or welfare of himself or others;

(7) is an orphan who has no relatives willing and

able to assume custody and care;

(8) has been released by his parent or parents, or guardian, to the department for adoptive purposes; or

(9) is in need of special care or training not otherwise provided.

* Sec. 2. AS 47.10.010(c) is repealed and re-enacted to read:

(c) In a controversy concerning custody of a minor, the court may appoint a guardian of the person and property of a minor and may order support from either or both parents. Custody of a minor may be given to the Department of Health and Welfare, and payment of support money to the department may be ordered.

* Sec. 3. AS 47.10.060(a) is repealed and re-enacted to read:

(a) If the court finds at a hearing on a petition that there is probable cause for believing that a minor is delinquent and finds that the minor is not amenable to treatment under this chapter, it shall order the case closed. After a case is closed under this subsection, the minor may be prosecuted as if he were an adult.

* Sec. 4. AS 47.10.160(2) is amended to read:

(2) require and collect statistics on juvenile offenses and offenders in Alaska;

* Sec. 5. AS 47.10.290(1) is amended to read:

(1) "court" means the superior court of the state;

* Sec. 6. AS 22.15.100 is amended by adding a new subsection to read:

(8) to order the temporary detention of a minor, or take other action authorized by law or rules of procedure, in cases arising under AS 47.10.010 - 47.10.290, when the minor is in a condition or surrounding dangerous or injurious to the welfare of the minor or others which requires immediate action; the action may be continued in effect until reviewed by the superior court in accordance with rules of procedure governing such cases.

* Sec. 7. In exercising its jurisdiction under this chapter, the superior court may designate district judges and magistrates as masters under Civil Rule 53.

* Sec. 8. AS 22.15.030(a)(6), 22.15.120(8), 47.10.060(b), and 47.10.060(c) are repealed.

* Sec. 9. This Act takes effect January 1, 1968.