



LAWS OF ALASKA

1974

Source

SCSHB 646

Chapter No.

125

AN ACT

Relating to care of minors by the Department of Health and Social Services; and providing for an effective date.

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

* Section 1. AS 47.10.080(b)(1) is amended to read:

(1) order the minor committed to the Department of Health and Social Services for an indeterminate period of time not to extend past a specified date or in any event past the day the minor becomes 19, except that the department may petition the court for continued supervision for an additional one-year period for minors who have not responded to treatment; the department shall place the minor in the juvenile facility which the department considers appropriate and which may include a juvenile correctional school, detention home, or detention facility; the minor may be released from placement or detention and placed on probation on order of the court and may also be released by the department, in its discretion, under sec. 200 of this chapter; or

* Sec. 2. AS 47.10.080(f) is amended to read:

(f) A minor found to be delinquent, a child in need of supervision, or dependent is a ward of the state as long as he is committed to the department or the department has the power to supervise his actions. The court shall review an order made under (b) or (c)(1) or (2) or (j) of this section annually, and may review the order more frequently to determine if continued placement, probation, or supervision is in the best interest of the minor and the public, and to determine if the minor is being treated fairly. The department or the minor's parents or guardian is entitled to a review on application. The minor shall be afforded the opportunity to be present at the review.

* Sec. 3. AS 47.25.320 is repealed and re-enacted to read:

Sec. 47.25.320. AMOUNT OF ASSISTANCE. (a) The department shall determine the amount of assistance for a dependent child and the relative with whom the dependent child is living, with regard to the resources and necessary expenditures of the family and the condition existing in each case. Assistance is sufficient if, when added to all other income and support available to the child, the child and relative have reasonable subsistence compatible with decency and health. However, the amount of assistance may not exceed the following:

(1) dependent child living with nonneedy relative: for a child under age 18 who is living in the home of a nonneedy relative, \$150, plus an additional \$150 for the second child, and \$50 a child for the third and each additional child, up to a maximum of \$520;

(2) dependent child living with parent:

(A) for a parent and one child under 13, a maximum of \$250;

(B) for a parent and one child age 13 to 18, a maximum of \$300;

(C) for each additional child under age 18, \$50 a month per child, up to a maximum of \$520 a month.

(b) The monetary maximums in (a) of this section do not apply to payments made under this program for the care of a dependent child in a foster family home. The payment shall conform to foster care rates as provided by the department.

(c) The department shall submit a report to the legislature not later than the first day of March of each year regarding fiscal data on the aid to families with dependent children program with special reference to amount of funds required to maintain adequate payments in consideration of changes in cost of living.

* Sec. 4. Sections 1 and 2 of this Act take effect on the day after its passage and approval or on the day it becomes law without approval.

* Sec. 5. Section 3 of this Act takes effect July 1, 1974.