



# LAWS OF ALASKA

1986

**Source**

SCS CSSSHB 471(R1s) am S

**Chapter No.**

114

**AN ACT**

Relating to the abuse and exploitation of children.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 7, 1986  
Actual Effective Date: September 5, 1986

AN ACT

Relating to the abuse and exploitation of children.

\* Section 1. AS 18.65 is amended by adding a new section to read:

Sec. 18.65.086. INVESTIGATIVE UNIT ON SEXUALLY ABUSED AND CRIMINALLY EXPLOITED CHILDREN. (a) There is established in the Department of Public Safety, division of state troopers, a special unit for the purpose of investigating cases of repeated child sexual abuse and the criminal exploitation of children.

(b) The commissioner of public safety shall submit to the legislature, within 30 days from the date the legislature convenes in odd-numbered years, a report concerning the activities of the special unit on repeated child sexual abuse and the criminal exploitation of children. The report shall include, but is not limited to, the number of arrests made in cases of repeated child sexual abuse and the criminal exploitation of children, the number of investigations that result in the Department of Health and Social Services taking temporary or permanent custody of the child, the sentences received by persons convicted in the state of child sexual abuse or criminal exploitation of a child, and an overall view of the problems of child sexual abuse and the criminal exploitation of children in the state.

(c) In this section

(1) "child" means a person under 18 years of age at the time the alleged offense was committed by or against the person;

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1 (2) "criminal exploitation of children" means the use of a  
2 child by an adult in a criminal manner for the personal gratification  
3 or profit of the adult;

4 (3) "repeated child sexual abuse" means conduct that is a  
5 criminal sexual offense against a child under AS 11 and that is com-  
6 mitted against the child more than once or against more than one  
7 child.

8 \* Sec. 2. AS 47.17.020 is amended by adding a new subsection to read:

9 (e) A person listed in (a) of this section, who in the perfor-  
10 mance of the person's occupational duties has cause to believe that a  
11 child has suffered harm as a result of abuse, shall promptly report  
12 the harm to the nearest law enforcement agency if the person making  
13 the report (1) has cause to believe that the harm was caused by a  
14 person who is not responsible for the child's welfare; or (2) is  
15 unable to determine (A) who caused the harm to the child; or (B)  
16 whether the person who is believed to have caused the harm has respon-  
17 sibility for the child's welfare. If a person making a report under  
18 this subsection cannot reasonably contact the nearest law enforcement  
19 agency, and immediate action appears necessary for the well-being of  
20 the child, the person shall make the report to the nearest office of  
21 the department. The department shall take immediate action to protect  
22 the child and shall, at the earliest opportunity, notify the nearest  
23 law enforcement agency. In this subsection, "abuse" means the phys-  
24 ical injury, sexual abuse, sexual exploitation, or maltreatment of a  
25 child by any person under circumstances that indicate that the child's  
26 health or welfare is harmed or threatened.

27 \* Sec. 3. AS 47.17.070(10) is amended to read:

28 (10) "sexual exploitation" includes [MEANS]

29 (A) allowing, permitting, or encouraging [PERMISSION  
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1 OR ENCOURAGEMENT TO] a child to engage in [FOR] prostitution  
2 prohibited by AS 11.66.100 - 11.66.150, by a person responsible  
3 for the child's welfare;

4 (B) allowing, permitting, encouraging, or engaging in  
5 [PERMISSION, ENCOURAGEMENT, OR] activity [INVOLVED IN THE UNLAW-  
6 FUL EXPLOITATION OF A MINOR] prohibited by AS 11.41.455(a) [11.-  
7 41.455], by a person responsible for the child's [MINOR'S] wel-  
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