



LAWS OF ALASKA

1990

Source

CSSB 332(SA) am

Chapter No.

202

AN ACT

Relating to records of missing children; and to records of certain children transferred as students.

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

THE ACT FOLLOWS ON PAGE 1, LINE 10

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TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.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 28, 1990
Actual Effective Date: September 26, 1990

AN ACT

Relating to records of missing children; and to records
of certain children transferred as students.

* Section 1. AS 14.30 is amended by adding new sections to read:

ARTICLE 9. RECORDS OF CERTAIN MISSING OR TRANSFERRED CHILDREN.

Sec. 14.30.700. RECORDS OF MISSING CHILDREN. Upon notification by the Department of Public Safety of a child's disappearance, a school or school district in which the child is currently or was previously enrolled shall flag the school record of that child in a manner that, when a copy or information regarding the record is requested, the school or school district shall be alerted to the fact that the record is that of a missing child. The school or school district shall immediately report to the Department of Public Safety a request regarding flagged records, including any knowledge as to the whereabouts of the child. Upon notification by the Department of Public Safety that the person who was listed as a missing child has been found, the school or school district shall remove the flag from the person's record.

Sec. 14.30.710. REQUIRED RECORDS UPON TRANSFER. Within 14 days after enrolling a child as a transfer student from this or another state in an elementary or secondary school, the school or school district shall request directly from the child's previous school a certified copy of the child's record. An elementary or secondary

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1 school or a school district in this state requested to forward a copy
2 of a transferring child's record to another school shall comply with
3 the request within 10 days after receiving the request unless the
4 record has been flagged under AS 14.30.700. Upon receipt of a request
5 for a record that has been flagged, the school or school district
6 shall immediately notify the Department of Public Safety. Unless
7 directed to do so by the Department of Public Safety, a school or a
8 school district may not forward a copy of a flagged record.

9 Sec. 14.30.720. DEFINITIONS. In AS 14.30.700 - 14.30.720,

10 (1) "child" means a person under 18 years of age;

11 (2) "school district" means a municipal school district or
12 a regional educational attendance area.

13 * Sec. 2. AS 14.45.110(b) is amended to read:

14 (b) A religious or other private school that elects to comply
15 with AS 14.45.100 - 14.45.130 shall maintain monthly attendance
16 records for each student enrolled in the school, shall operate on a
17 regular schedule, excluding reasonable holidays and vacations, during
18 at least 180 days of the year, [AND] shall make an annual report to
19 the commissioner of the number of students in each grade and the
20 school calendar, and shall comply with the provisions concerning
21 missing children under AS 14.30.700 - 14.30.720.

22 * Sec. 3. AS 18.50 is amended by adding a new section to read:

23 Sec. 18.50.315. RECORDS OF MISSING CHILDREN. (a) Upon receiv-
24 ing notification by the Department of Public Safety or another law
25 enforcement agency that a child born in this state is missing, the
26 Bureau of Vital Statistics shall flag the birth certificate record of
27 the missing child in a manner that alerts the bureau to the fact that
28 the record is that of a missing child when a copy of that birth certi-
29 ficate or information regarding that birth certificate is requested.
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1 Upon notification by the department that the person who was listed as
2 a missing child has been found, the bureau shall remove the flag from
3 the person's birth certificate record.

4 (b) The bureau may not provide a copy of a birth certificate or
5 information concerning the birth record of a person whose record is
6 flagged under (a) of this section, except as provided in this section.

7 (c) When a copy of a flagged birth certificate is requested, the
8 bureau shall immediately notify the Department of Public Safety. If a
9 flagged record is requested in person, the bureau shall record the
10 name, address, and telephone number of the person making the request.
11 The bureau may only provide a copy of the requested birth certificate
12 by mail.

13 (d) In this section,

14 (1) "child" means a person under 18 years of age;

15 (2) "law enforcement agency" has the meaning given in
16 AS 12.36.090.

17 * Sec. 4. AS 47.10.141 is amended by adding new subsections to read:

18 (d) If, after investigation of a report of a missing minor, a
19 law enforcement agency has reason to believe that the minor is invol-
20 untarily absent from the custody of a custodial parent or guardian,
21 the department shall notify the Bureau of Vital Statistics of the
22 disappearance and shall provide the bureau with a description of the
23 minor. The description of the minor must include, if known, the
24 minor's full name, date and place of birth, parent's names, and
25 mother's maiden name. If the Department of Public Safety has reason
26 to believe that the minor, whether born in this state or not, has been
27 enrolled in a specific school or school district in the state, the
28 department shall also notify the last known school or school district
29 attended in the state by the missing minor of the disappearance. When
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1 a person who was listed as a missing minor is found, the Department of
2 Public Safety shall notify the Bureau of Vital Statistics and any
3 school or school district previously informed of the person's disap-
4 pearance.

5 (e) In this section, "law enforcement agency" has the meaning
6 given in AS 12.36.090.
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