

CINA Parties, Attorneys & Other Participants

Party/ Participant	Legal Party?	Right to Appointed Counsel?	Legal Authority	Agency Providing Representation	Legal Authority
DHSS/OCS social worker	Yes			Dept. of Law (AGO)	AS 44.23.020(b)(3)
Child	Yes	Right to GAL in all cases; court may appoint attorney “in interests of justice”	AS 47.17.030(e) AS 47.10.050(a) CINA Rule 11(a)(1) CINA Rule 12(b)(3)	PDA; if conflict of interest, OPA	AS 18.85.100(a) AS 44.21.410(5)
Guardian ad Litem (GAL)	Yes	Right to attorney for non-attorney GAL “if necessary”	CINA Rule 12(b)(4)	OPA	CINA Rule 11(a) (commentary)
Parent/guardian/ Indian custodian	Yes	Right to appointed counsel if indigent	CINA Rule 12(b)(1) 25 U.S.C. 1912(b)	PDA; if conflict, OPA	AS 18.85.100(a) AS 44.21.410(5)
Tribe	Yes if intervene	No right to appointed counsel			
Foster parent or other caregiver	No*	No right to appointed counsel			
Grandparents	No*	No right to appointed counsel			
Relatives	No**	No right to appointed counsel			

*Foster parents, other caregivers and grandparents are entitled to notice and an opportunity to participate in court hearings.

**Relatives are entitled to request court hearings if placement with them is denied by OCS.