

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR COGHILL

TO: CSSB 30(JUD), Draft Version "S"

Page 1, line 9, following "**options;**":

Insert "**relating to delinquent minors;**"

Page 34, lines 22 - 25:

Delete all material.

Page 77, following line 31:

Insert a new bill section to read:

"* Sec. 139. AS 47.12.030(b) is amended to read:

(b) When a minor is accused of violating a statute specified in this subsection, other than a statute the violation of which is a felony, this chapter and the Alaska Delinquency Rules do not apply and the minor accused of the offense shall be charged, prosecuted, and sentenced in the district court in the same manner as an adult; if a minor is charged, prosecuted, and sentenced for an offense under this subsection, the minor's parent, guardian, or legal custodian shall be present at all proceedings; the provisions of this subsection apply when a minor is accused of violating

(1) a traffic statute or regulation, or a traffic ordinance or regulation of a municipality;

(2) AS 11.76.105, relating to the possession of tobacco by a person under 19 years of age;

(3) a fish and game statute or regulation under AS 16;

(4) a parks and recreational facilities statute or regulation under

1 AS 41.21;

2 (5) AS 04.16.050, relating to possession, control, or consumption of
3 alcohol, except for conduct constituting habitual minor consuming or in possession or
4 control under AS 04.16.050(d); [AND]

5 (6) a municipal curfew ordinance, whether adopted under AS 29.35.085
6 or otherwise, unless the municipality provides for enforcement of its ordinance under
7 AS 29.25.070(b) by the municipality; in place of any fine imposed for the violation of
8 a municipal curfew ordinance, the court shall allow a defendant the option of
9 performing community work; the value of the community work, which may not be
10 lower than the amount of the fine, shall be determined under AS 12.55.055(c); in this
11 paragraph, "community work" includes the work described in AS 12.55.055(b) or
12 work that, on the recommendation of the municipal or borough assembly, city council,
13 or traditional village council of the defendant's place of residence, would benefit
14 persons within the municipality or village who are elderly or disabled; **and**

15 **(7) AS 17.38.220, relating to misconduct involving marijuana in the**
16 **third degree.**"

17
18 Renumber the following bill sections accordingly.