

CS FOR SENATE BILL NO. 106(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 3/20/95

Referred: Rules

Sponsor(s): SENATORS MILLER, Pearce, Salo, Lincoln, Torgerson, Green, Kelly, Leman, Frank, Halford, Phillips

REPRESENTATIVES Therriault, Nicholia

A BILL

FOR AN ACT ENTITLED

1 "An Act prohibiting minors from patronizing businesses that offer adult
2 entertainment and prohibiting the employment of minors at businesses offering
3 adult entertainment."

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

5 * **Section 1.** AS 11.66 is amended by adding a new section to read:

6 ARTICLE 3. ADULT ENTERTAINMENT BUSINESS.

7 Sec. 11.66.300. PROHIBITING MINORS FROM BEING PRESENT AT AN
8 ADULT ENTERTAINMENT BUSINESS. (a) The owner or an agent or employee
9 of the owner of a business that offers adult entertainment may not with criminal
10 negligence allow a person under the age of 18 years to enter and remain within
11 premises where adult entertainment is offered.

12 (b) A person who violates this section is guilty of a class A misdemeanor.
13 Each violation is a separate offense.

14 (c) In this section, "business that offers adult entertainment" has the meaning

1 given in AS 23.10.350(f).

2 * **Sec. 2.** AS 23.10.330(b) is amended to read:

3 (b) Notwithstanding AS 23.10.335 - 23.10.350, a minor of any age may be
4 employed as a performer in the entertainment industry. The provisions of
5 AS 23.10.335 - 23.10.350 and AS 23.10.360(a) and 23.10.360(c) concerning times,
6 hours, or days of work do not apply to the employment of a minor as a performer in
7 the entertainment industry. The department may adopt regulations to implement this
8 subsection. In this subsection, a "performer in the entertainment industry" means a
9 performer in advertisements and television, film, radio, and theater productions **but**
10 **does not include employment on the premises of a business offering any form of**
11 **adult entertainment under AS 23.10.350(f) regardless of the nature of the work**
12 **performed by the minor.**

13 * **Sec. 3.** AS 23.10.350 is amended by adding a new subsection to read:

14 (f) A minor under the age of 18 may not be employed or allowed to work in
15 any capacity on the premises of a business that offers adult entertainment. In this
16 subsection, "business that offers adult entertainment" means a business in which one
17 or more individuals are employed or contracted to, wholly or in part, or permitted to
18 entertain others by

19 (1) removing clothes or other items that clothe or hide the person's
20 body;

21 (2) dancing or in any other manner exhibiting the individual's body in
22 a completely or almost completely unclothed state;

23 (3) participating in an actual or simulated illegal, indecent, or lewd
24 exhibition, act, or practice including

25 (A) sexual penetration;

26 (B) the lewd exhibition or touching of a person's genitals, anus,
27 or breast; or

28 (C) bestiality.

29 * **Sec. 4.** AS 23.10.370 is amended to read:

30 Sec. 23.10.370. PENALTY. **(a) Except as provided in (b) of this section,**

31 **a** [A] person who violates a provision of AS 23.10.325 - 23.10.370 is guilty of a

1 misdemeanor and upon conviction is punishable by a fine of not more than \$500, or
2 by imprisonment for not more than 90 days, or by both.

3 * **Sec. 5.** AS 23.10.370 is amended by adding a new subsection to read:

4 (b) A person who employs a minor in violation of AS 23.10.350(f) is guilty
5 of a class A misdemeanor for the first offense and a class C felony for the second and
6 each subsequent offense.