

DHSS Comparison of HB116\A with HB105\B and SB91\I

Statute	HB116\A Section	HB116 Change Intent	HB105\B Section	SB91\I Section	HB105 - SB91 Intent of Changes	Notes
09.65.255(b)	1	Update DJJ facility definitions in liability statute				
11.41.425-11.61.123	2 to 8	Update criminal statute				
14.07.020 and 14.30.186	9 and 10	Update DJJ facility definitions in education statute				
17.37.070	11	Update DJJ facility definitions in medical marijuana statute				
18.20.499	12	Update DJJ facility definitions in nursing statute				
28.15.176		Repealed in Section 41. Align current DJJ requirements to revoke driver's licenses.				
33.30.011			1	1	New Duties of DOC	
47.10.141(c)	13	Update child protection statute with DJJ facility definitions. Location where status offenders may be held securely.	2	2	Add new court processes to hold temporarily hold status offenders in a secure DJJ facility. Alignment with new federal requirements	HB105/SB91 change the structure of this section and are missing updated facility terms.
47.10.141(j)	14	Add new definition of "temporary secure juvenile holding area"				
47.10.141(k)	NA		3	3	New subsection that details the court processes to hold status offenders in a secure DJJ facility	HB105 / SB91 are missing the updated facility terms in this subsection.
47.10.990	15	Update DJJ facility definition- Child protection statute.				
47.12.020			4	4	Update DJJ "jurisdiction" language to reflect housing of waived minors in DJJ facilities until age 18	
47.12.022			5	5	Update DJJ "applicability" language to reflect housing of waived minors in DJJ facilities until age 18	

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47.12.025	16	Update DJJ facility definitions in DJJ special provisions section				
47.12.030(a)			6	6	Amend "autowaiver" statute with reference to holding waived minors in DJJ facilities.	
47.120.30(b)	17	Update DJJ provisions to clarify DJJ's lack of jurisdiction over underage alcohol consumption.				
47.12.040	18	Amend DJJ statute to clarify filing of delinquency petitions.				
47.12.060(b)(5)		Repealed in Section 41. Aligns DJJ requirements to revoke driver's licenses.				
47.12.100			7	7	Amend "discretionary waiver" statute with reference to holding waived minors in DJJ facilities.	
47.12.105			8	8	Add a new section detailing the holding of "waived minors" in DJJ facilities and the limited exceptions.	SB91 amended to clarify processes related to holding waiver youth in DJJ facilities.
47.12.120(b)	19	Clarifies that DJJ will notify victims when offender is released from non-DJJ facilities.				
47.12.140		Update DJJ facility definitions in court dispositional order				
47.12.150	20	Clarifies that parents of minors held in DJJ detention are provided same "residual parental rights"	9	9	Clarifies that parents of waived minors held in DJJ facilities and other minors held in DJJ detention are provided "residual parental rights"	Bills contain overlapping language related to adding minors held under AS 47.12.240 to "residual parental rights."

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47.12.160(e)			10	10	Amends "dual sentencing" statute with reference to holding waived minors in DJJ facilities.	
47.12.240	21 to 23	Amends "Detention of Minors" statute with updated DJJ facility definitions	11	11 to 15	Amends "detention" statute with reference to holding waived minors in DJJ facilities.	HB105 / SB91 are missing the updated facility definitions. SB91 amended to clarify detaining waived youth.
47.12.245	24	Clarifies role of DJJ staff and types of probation conditions used by DJJ.				
47.12.250	25	Updates DJJ staff and facility definitions	12 to 13	16 to 17	Makes conforming changes and clarifies that waived minors shall be transported to a DJJ facility upon arrest.	HB105 / SB91 are missing the updated definitions
47.12.270	26	Updates DJJ staff definitions				
47.12.310(a)			14		Applies DJJ confidentiality provisions to information about waived minors.	HB105 Unintentionally applied confidentiality to DOC and Courts. Removed from bill in SB91.
47.12.310(b)			15	18	Provides authority for DJJ to share information about waived minors	
47.12.310(d)	27	Clarifies types of probation conditions used by DJJ.				
47.12.315(c)	28	Corrects misalignment related to the release of information about certain delinquent minors.				
47.12.990	29-31	Updates DJJ facility and staff definitions. Outdated definitions repealed in Section 41				
47.14.010 to 47.14.990	32-39	Conforming changes related to DJJ facility definitions. Outdated definitions repealed in Section 41.				

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47.17.020	40	Adds DJJ staff to mandatory reporting requirements				
REPEAL	41	Repealed statute noted above	16	NA	Conforming sections repealed in HB105/B are show in section 12 of SB91\I	
	42		17	19	Applicability	
			18		Revisors instruction related DHSS exective order.	Unncessary at this time. SB91\I removes this section.
	43	Transitional regulations				
	44	Effective Date- implement 43 immediately		20	Effective Date- July 1, 2021	