

**HOUSE BILL NO. 206**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 2/27/95

Referred: Health, Education and Social Services, Transportation, Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the revocation of a minor's license to drive, privilege to  
2 drive, or privilege to obtain a driver's license for an offense involving a  
3 controlled substance, possession or consumption of alcohol, or the illegal use or  
4 possession of a firearm; and requiring the expulsion or suspension of students  
5 possessing deadly weapons."

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

7 \* **Section 1.** AS 14.03 is amended by adding a new section to read:

8           Sec. 14.03.160. SUSPENSION OR EXPULSION OF STUDENTS FOR  
9           POSSESSING WEAPONS. (a) Notwithstanding any other provision of law, a school  
10           district shall

11                           (1) expel for at least one year a student who violates  
12           AS 11.61.220(a)(4) while possessing a firearm, as that term is defined under 18 U.S.C.  
13           921;

1 (2) suspend for at least 30 days or expel for the school year or  
2 permanently, a student who violates AS 11.61.220(a)(4) while possessing a deadly  
3 weapon, other than a firearm as that term is defined under 18 U.S.C. 821.

4 (b) The administrative officer of a school district may on a case-by-case basis  
5 reduce or otherwise modify the expulsion or suspension of a student under (a) of this  
6 section.

7 (c) A prior conviction, or adjudication of delinquency or child in need of aid,  
8 for violation of AS 11.61.220(a)(4) is not necessary for a school board to suspend or  
9 expel a student under this section.

10 (d) Each school district shall adopt a policy providing for the referral to law  
11 enforcement authorities of students who violate AS 11.61.220(a)(4).

12 (e) Annually on a date set by the department, each school district shall report  
13 to the department the number of students expelled under this section and the types of  
14 weapons involved.

15 (f) In this section,

16 (1) "deadly weapon" has the meaning given in AS 11.81.900;

17 (2) "district" has the meaning given in AS 14.17.250.

18 \* **Sec. 2.** AS 28.15.185(a) is amended to read:

19 (a) a person who is at least 13 years of age but not older than 17 years of age  
20 who is **convicted of or** adjudicated by a juvenile court of misconduct involving a  
21 controlled substance under AS 11.71 or possession or consumption of alcohol under  
22 AS 04.16.050 **or any offense under AS 11 involving the illegal use or possession**  
23 **of a firearm** is subject to revocation of the person's driver's license, **privilege to**  
24 **drive, or privilege to obtain a driver's license** under (b) of this section.

25 \* **Sec. 3.** The provisions regarding illegal use or possession of a firearm enacted by secs. 1  
26 and 2 of this Act apply to an act committed on or after the effective date of this Act.