

**CS FOR HOUSE BILL NO. 381(HES)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 4/8/04

Referred: Judiciary

Sponsor(s): REPRESENTATIVE MCGUIRE

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to child endangerment."**

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

3 \* **Section 1.** AS 11.51.100(a) is amended to read:

4 (a) A person commits the crime of endangering the welfare of a child in the  
5 first degree if, being a parent, guardian, or other person legally charged with the care  
6 of a child under 16 years of age, the person

7 (1) intentionally deserts the child in a place under circumstances  
8 creating a substantial risk of physical injury to the child;

9 (2) leaves the child with another person who is not a parent, guardian,  
10 or lawful custodian of the child knowing that the person

11 (A) is registered or required to register as a sex offender under  
12 AS 12.63 or a law or ordinance in another jurisdiction with similar  
13 requirements;

14 (B) has been charged by complaint, information, or indictment  
15 with a violation of AS 11.41.410 - 11.41.455 or a law or ordinance in another

1 jurisdiction with similar elements; or

2 (C) has been charged by complaint, information, or indictment  
3 with an attempt, solicitation, or conspiracy to commit a crime described in (B)  
4 of this paragraph; [OR]

5 (3) leaves the child with another person knowing that the person has  
6 previously physically mistreated or had sexual contact with any child, and the other  
7 person causes physical injury or engages in sexual contact with the child; or

8 **(4) transports a child in a motor vehicle, aircraft, or watercraft**  
9 **while operating that vehicle, aircraft, or watercraft under the influence of an**  
10 **intoxicant.**

11 \* **Sec. 2.** AS 11.51.100(c) is amended to read:

12 (c) Endangering the welfare of a child in the first degree under (a)(1), [OR]  
13 (2), or (4) of this section is a class C felony.

14 \* **Sec. 3.** AS 11.51.100 is amended by adding a new subsection to read:

15 (e) In this section, "intoxicant" has the meaning given in AS 47.10.990.