

AMENDMENT #2

OFFERED IN THE HOUSE

BY REPRESENTATIVE VANCE

TO: HCS SB 15(L&C)

1 Page 1, line 2, following "beverages;": (title amendment)

2 Insert "relating to businesses that offer adult entertainment;"

3

4 Page 4, following line 31:

5 Insert a new bill section to read:

6 **\*\* Sec. 10.** AS 04.16.049(c) is amended to read:

7 (c) Notwithstanding any other provision in this section, a person 16 or 17  
8 years of age may enter and remain within the licensed premises of a hotel or motel,  
9 large resort, golf course, general wholesaler, limited brewed beverage and wine  
10 wholesaler, common carrier dispensary, outdoor recreation lodge, or restaurant in the  
11 course of employment if

12 (1) the employment does not involve the serving, mixing, delivering,  
13 or dispensing of alcoholic beverages;

14 (2) the person has the written consent of a parent or guardian; and

15 (3) an exemption from the prohibition of AS 23.10.355(a)

16 [AS 23.10.355] is granted by the Department of Labor and Workforce Development."

17

18 Renumber the following bill sections accordingly.

19

20 Page 6, line 5:

21 Delete "AS 23.10.350(f)"

22 Insert "AS 23.10.355(b)"

23

1 Page 7, following line 6:

2 Insert new bill sections to read:

3 **\*\* Sec. 16.** AS 05.15.690(49) is amended to read:

4 (49) "vendor" means a business whose primary activity is not regulated  
5 by this chapter but that

6 (A) is engaged in the sale of pull-tabs on behalf of a permittee;

7 (B) holds a business license under AS 43.70; and

8 (C) is an establishment holding a

9 (i) beverage dispensary license under AS 04.09.200 or  
10 beverage dispensary tourism license under AS 04.09.350 that has not  
11 been exempted by the Department of Labor and Workforce  
12 Development under AS 04.16.049(c) and AS 23.10.355(a)  
13 [AS 23.10.355], does not allow the sale of pull-tabs in portions of the  
14 establishment designated as a bona fide restaurant under AS 04.09.450,  
15 and, if the establishment is a hotel, motel, resort, or similar business  
16 that caters to the traveling public as a substantial part of its business,  
17 does not allow the sale of pull-tabs in a dining room, banquet room,  
18 guest room, or other public areas other than a room in which there is  
19 regularly maintained a fixed counter or service bar that has plumbing  
20 connections to permanent plumbing at which alcoholic beverages are  
21 sold or served to members of the public for consumption;

22 (ii) package store license under AS 04.09.230;

23 **\* Sec. 17.** AS 11.41.360(b)(1) is amended to read:

24 (1) "adult entertainment" means the conduct described in

25 AS 23.10.355(b)(1) - (3) [AS 23.10.350(f)(1) - (3)];

26 **\* Sec. 18.** AS 11.66.300(a) is amended to read:

27 (a) The owner or an agent or employee of the owner of a business that offers  
28 adult entertainment may not with criminal negligence allow a person under the age of  
29 21 [18] years to enter and remain within premises where adult entertainment is  
30 offered.

31 **\* Sec. 19.** AS 11.66.300(b) is amended to read:

1 (b) In this section, "business that offers adult entertainment" has the meaning  
 2 given in AS 23.10.355(b) [AS 23.10.350(f)].

3 \* **Sec. 20.** AS 18.56.230(d)(1) is amended to read:

4 (1) "business that offers adult entertainment" has the meaning given in  
 5 AS 23.10.355(b) [AS 23.10.350(f)];

6 \* **Sec. 21.** AS 23.10.330(b) is amended to read:

7 (b) Notwithstanding AS 23.10.335 - 23.10.350, a minor of any age may be  
 8 employed as a performer in the entertainment industry. The provisions of  
 9 AS 23.10.335 - 23.10.350 and AS 23.10.360(a) and (c) [23.10.360(c)] concerning  
 10 times, hours, or days of work do not apply to the employment of a minor as a  
 11 performer in the entertainment industry. The department may adopt regulations to  
 12 implement this subsection. In this subsection, a "performer in the entertainment  
 13 industry" means a performer in advertisements and television, film, radio, and theater  
 14 productions but does not include employment on the premises of a business offering  
 15 any form of adult entertainment under AS 23.10.355(b) [AS 23.10.350(f)] regardless  
 16 of the nature of the work performed by the minor.

17 \* **Sec. 22.** AS 23.10.355 is amended by adding a new subsection to read:

18 (b) A person under 21 years of age may not be employed or allowed to work  
 19 in any capacity on the premises of a business that offers adult entertainment. In this  
 20 subsection, "business that offers adult entertainment" means a business in which one  
 21 or more individuals are employed or contracted to, wholly or in part, or permitted to  
 22 entertain others by

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

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

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

29 (A) sexual penetration;

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

1 (C) bestiality.

2 \* **Sec. 23.** AS 23.10.370(b) is amended to read:

3 (b) A person who employs a minor in violation of AS 23.10.355(b)  
4 [AS 23.10.350(f)] is guilty of a class A misdemeanor for the first offense and a class C  
5 felony for the second and each subsequent offense."  
6

7 Renumber the following bill sections accordingly.

8

9 Page 7, line 7:

10 Delete "is"

11 Insert "and AS 23.10.350(f) are"

12

13 Page 7, following line 7:

14 Insert a new bill section to read:

15 "**\* Sec. 25.** The uncodified law of the State of Alaska is amended by adding a new section to  
16 read:

17 APPLICABILITY. AS 11.66.300(a), as amended by sec. 18 of this Act, applies to  
18 offenses committed on or after the effective date of this Act."  
19

20 Renumber the following bill sections accordingly.

21

22 Page 7, line 8:

23 Delete "Section 14"

24 Insert "Section 15"

25

26 Page 7, line 9:

27 Delete "sec. 16"

28 Insert "sec. 26"