

Introduced: 1/9/89
 Referred: Health, Education,
 & Social Services and
 Judiciary

1 IN THE HOUSE

BY KOPONEN

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HOUSE BILL NO. 42

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to certain judicial proceedings
 7 affecting minors."

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

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* Section 1. AS 47.10.010(b) is repealed and reenacted to read:

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(b) The provisions of AS 47.10.020 - 47.10.090 do not apply to a
 11 minor who is accused of violating a provision specified in this sub-
 12 section unless the violation constitutes a felony. Except as provided
 13 in (e) of this section, a minor accused of an offense specified in
 14 this subsection shall be charged, prosecuted, and sentenced in the
 15 district court in the same manner as an adult. A parent, guardian, or
 16 legal custodian is required to be present at all proceedings relating
 17 to an offense specified in this subsection. This subsection is appli-
 18 cable to a minor accused of violating

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(1) AS 04.16.050, relating to possession or consumption of
 20 alcoholic beverages by persons under the age of 21;

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(2) AS 11.76.105, relating to the purchase of tobacco by a
 22 minor;

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(3) a provision of AS 16, relating to fish and game, or a
 24 regulation adopted under authority of AS 16;

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(4) a traffic statute or regulation, or a traffic ordinance
 26 or regulation of a municipality;

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(5) a curfew ordinance adopted by a municipality under
 28 AS 29.35; or

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(6) a provision of AS 41.21, relating to parks and

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recreational facilities, or a regulation adopted under authority of AS 41.21.

* Sec. 7. AS 47.10.010 is amended by adding a new subsection to read:

(e) Unless the violation constitutes a felony, the district court may refer the case of a minor accused of violating a provision specified in (b) of this section. If the court refers the case, the person or entity to which the case has been referred shall hear the case and recommend a judgment and order to the court. The court may refer the case to a young adult advisory panel under AS 47.10.075, a panel established by a municipality by ordinance, or to any authority established in a community that the court believes can provide assistance to the court in the matter. In making its judgment and order in the case, the court shall consider the recommendations of a panel or authority to which it referred the case. A parent, guardian, or legal custodian of the minor is required to be present at all proceedings of the panel or authority as it considers the case.