

Offered: 1/15/90  
Referred: Rules

6-0451J

Original sponsor(s): SEN. DUNCAN

1 IN THE SENATE BY THE FINANCE COMMITTEE  
2 CS FOR SENATE BILL NO. 225 (Finance)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 SIXTEENTH LEGISLATURE - SECOND SESSION  
5 A BILL  
6 For an Act entitled: "An Act relating to access by an interested person to  
7 criminal records of all felony convictions and all  
8 convictions involving contributing to the delinquency  
9 of a minor, misconduct involving a controlled sub-  
10 stance, and sex crimes, of certain persons; and  
11 providing for an effective date."  
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
13 \* Section 1. AS 12.62.035(a) is amended to read:  
14 (a) An [NOTWITHSTANDING ANY OTHER PROVISION OF LAW, AN] inter-  
15 ested person [AS DEFINED IN (e) OF THIS SECTION] may request from the  
16 Department of Public Safety [COMMISSION] records of all felony con-  
17 victions and all convictions involving contributing to the delinquency  
18 of a minor, misconduct involving a controlled substance, or [AND ANY]  
19 sex crimes, of a person who holds or applies for a position of employ-  
20 ment in which the person has or would have supervisory or disciplinary  
21 power over a minor or dependent adult. The Department of Public  
22 Safety [COMMISSION] shall disclose [AUTHORIZE THE DISCLOSURE OF] the  
23 information to the requesting interested person and shall provide a  
24 copy of the information to the person who is the subject of the re-  
25 quest.  
26 \* Sec. 2. AS 12.62.035(e) is amended to read:  
27 (e) As used in this section  
28 (1) "contributing to the delinquency of a minor" means a  
29 conviction for a violation or attempted violations of AS 11.51.-

1 130(a)(1), (3), or (5); former AS 11.40.130; or the laws of another  
2 jurisdiction if the offense would have been a crime in this state  
3 under AS 11.51.130(a)(1), (3), or (5) or former AS 11.40.130 if com-  
4 mitted in the state;

5 (2) "dependent adult" means an adult with a physical or  
6 mental disability who requires assistance or supervision with the  
7 activities of daily living;

8 (3) "interested person" means a corporation, company,  
9 partnership, firm, association, organization, business trust, or  
10 society, as well as a natural person, that employs or solicits the  
11 employment of a person to serve with or without compensation in a  
12 position in which the person has or would have supervisory or  
13 disciplinary power over a minor or dependent adult;

14 (4) "misconduct involving a controlled substance" means a  
15 conviction for a violation or attempted violation of AS 11.71.010 -  
16 11.71.070, former AS 17.10.010, or former AS 17.12.010; or the laws of  
17 another jurisdiction if the offense would have been a crime in this  
18 state under one of the sections listed in this paragraph if committed  
19 in the state;

20 (5) [3] "sex crime" means a conviction for a violation or  
21 attempted violation of AS 11.41.410 - 11.41.470, AS 11.61.110(a)(7),  
22 or AS 11.66.100 - 11.66.130; former AS 11.15.120, 11.15.134, or 11.-  
23 15.160; former AS 11.40.080, 11.40.110, 11.40.130, or 11.40.200 -  
24 11.40.420; or the laws of another jurisdiction if the offense would  
25 have been a crime in this state under one of the sections listed in  
26 this paragraph if committed in the state.

27 \* Sec. 3. This Act takes effect immediately under AS 01.10.070(c).