

Offered: 3/1/90

6-0451D

Original sponsor(s): SEN. DUNCAN

1 IN THE SENATE BY THE RULES COMMITTEE  
2 CS FOR SENATE BILL NO. 225 (Rules)  
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 records of convictions involving misconduct involving  
8 a controlled substance; and providing for an effective date."  
9

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

11 \* Section 1. AS 12.62.035(a) is amended to read:

12 (a) An interested person may request from the Department of  
13 Public Safety records of all felony convictions, and all convictions  
14 involving contributing to the delinquency of a minor, misconduct  
15 involving a controlled substance, or [AND CONVICTIONS INVOLVING ANY]  
16 sex crimes, of a person who holds or applies for a position of employ-  
17 ment in which the person has or would have supervisory or disciplinary  
18 power over a minor or dependent adult. The Department of Public  
19 Safety shall disclose the information to the requesting interested  
20 person and shall provide a copy of the information to the person who  
21 is the subject of the request.

22 \* Sec. 2. AS 12.62.035(e) is amended to read:

23 (e) As used in this section

24 (1) "contributing to the delinquency of a minor" means a  
25 conviction for a violation or attempted violations of AS 11.51.-  
26 130(a)(1), (3), or (5); former AS 11.40.130; or the laws of another  
27 jurisdiction if the offense would have been a crime in this state  
28 under AS 11.51.130(a)(1), (3), or (5) or former AS 11.40.130 if com-  
29 mitted in the state;

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

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

10 (4) "misconduct involving a controlled substance" means a  
11 conviction for a violation or attempted violation of AS 11.71.010 -  
12 11.71.070, former AS 17.10.010, or former AS 17.12.010; or the laws of  
13 another jurisdiction if the offense would have been a crime in this  
14 state under one of the sections listed in this paragraph if committed  
15 in the state;

16 (5) "sex crime" means a conviction for a violation or  
17 attempted violation of AS 11.41.410 - 11.41.470, AS 11.61.110(a)(7),  
18 or AS 11.66.100 - 11.66.130; former AS 11.15.120, 11.15.134, or 11.-  
19 15.160; former AS 11.40.080, 11.40.110, 11.40.130, or 11.40.200 -  
20 11.40.420; or the laws of another jurisdiction if the offense would  
21 have been a crime in this state under one of the sections listed in  
22 this paragraph if committed in the state.

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