

SENATE BILL NO. 437

IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY SENATOR COLLINS

Introduced: 2/18/92
Referred: Judiciary

A BILL**FOR AN ACT ENTITLED**

1 "An Act concerning keeping of firearms in certain lockers and other containers in
2 preschools, elementary, junior high, and secondary schools, and postsecondary educational
3 institutions, and the right of schools, school districts, and postsecondary educational
4 institutions to search and examine certain lockers and other containers."

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

6 * Section 1. AS 11.61.220(a) is amended to read:

7 (a) A person commits the crime of misconduct involving weapons in the third degree if
8 the person

9 (1) knowingly possesses a deadly weapon, other than an ordinary pocket knife or
10 a defensive weapon, that is concealed on the person;

11 (2) knowingly possesses a loaded firearm on the person in any place where
12 intoxicating liquor is sold for consumption on the premises;

13 (3) being an unemancipated minor under 16 years of age, possesses a firearm
14 without the consent of a parent or guardian of the minor;

1 (4) knowingly possesses or keeps a firearm

2 (A) within the grounds of or on a parking lot immediately adjacent to a
3 public or private preschool, elementary, junior high, or secondary school, or
4 postsecondary educational institution, without the permission of the chief administrative
5 officer of the school [OR] district, or postsecondary educational institution, or the
6 designee of the chief administrative officer, except that a person 21 years of age or older
7 may possess an unloaded firearm in the trunk of a motor vehicle or encased in a closed
8 container in a motor vehicle; or

9 (B) within the grounds of or on a parking lot immediately adjacent to a
10 center, other than a private residence, licensed under AS 47.35.010 - 47.35.075 or
11 recognized by the federal government for the care of children; or

12 (5) possesses or transports a switchblade or a gravity knife.

13 * Sec. 2. AS 11.61.220 is amended by adding a new subsection to read:

14 (h) In (a)(4) of this section, "grounds" includes lockers and other containers provided in
15 a school or postsecondary educational institution by the school, school district, or postsecondary
16 educational institution.

17 * Sec. 3. AS 14.03 is amended by adding a new section to read:

18 Sec. 14.03.105. SCHOOL LOCKERS. (a) Subject to (b) of this section, a locker or
19 other container provided in a public or private school by the school or the school district may
20 be searched and examined with the permission of the chief administrative officer of the school
21 or the school district or the designee of the chief administrative officer to determine compliance
22 with school regulations, school district regulations, and local, state, and federal laws.

23 (b) Notices in letters at least two inches high stating the right and the intention of school
24 and school district officers to permit searches and examinations under (a) of this section shall be
25 posted in prominent locations throughout a school for two weeks before a search or examination
26 is conducted. Notices under this subsection may be continuously posted.

27 * Sec. 4. AS 14.48 is amended by adding a new section to read:

28 Sec. 14.48.205. SEARCH OF LOCKERS AND CONTAINERS. (a) Subject to (b) of
29 this section, a locker or other container provided at a public or private postsecondary educational
30 institution by the institution may be searched and examined with the permission of the chief
31 administrative officer of the institution to determine compliance with the institution's regulations

1 and local, state, and federal laws.

2 (b) Notices in letters at least two inches high stating the right and the intention of a
3 postsecondary educational institution to permit searches and examinations under (a) of this
4 section shall be posted in prominent locations throughout the institution for two weeks before a
5 search or examination is conducted. Notices under this subsection may be continuously posted.