

**CS FOR SENATE BILL NO. 437 (JUDICIARY)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - SECOND SESSION**

**BY THE SENATE JUDICIARY COMMITTEE**

**Offered: 3/19/92  
Referred: Rules**

**Sponsor(s): SENATOR COLLINS**

**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 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 preschool, a school, or postsecondary educational institution by the preschool, school, school  
16 district, or postsecondary 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 (c) Nothing in this section limits the ability of a peace officer, chief administrative  
28 officer, or other appropriate person, acting in compliance with local, state, or federal laws, to  
29 search a locker or other container provided in a public or private school by the school district.

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

31 Sec. 14.48.205. SEARCH OF LOCKERS AND CONTAINERS. (a) Subject to (b) of

1 this section, a locker or other container provided at a public or private postsecondary educational  
2 institution by the institution may be searched and examined with the permission of the chief  
3 administrative officer of the institution to determine compliance with the institution's regulations  
4 and local, state, and federal laws.

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

9 (c) Nothing in this section limits the ability of a peace officer, chief administrative  
10 officer, or other appropriate person, acting in compliance with local, state, or federal laws, to  
11 search a locker or other container provided at a public or private postsecondary educational  
12 institution by the institution.