

IN THE SENATE

SENATE BILL NO. 1290

BY JUDICIARY AND RULES COMMITTEE

AN ACT

1 RELATING TO THE JUVENILE CORRECTIONS ACT; AMENDING SECTION 20-505, IDAHO
2 CODE, TO REVISE APPLICATION OF THE JUVENILE CORRECTIONS ACT ON ALCOHOL
3 OR TOBACCO VIOLATIONS WHERE THE ACT OR OMISSION WOULD BE A CRIME IF COM-
4 MITTED BY AN ADULT.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 20-505, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 20-505. JURISDICTION. Subject to the prior jurisdiction of the United
10 States, the court shall have exclusive, original jurisdiction over any juve-
11 nile and over any adult who was a juvenile at the time of any act, omission or
12 status, in the county in which the juvenile resides, or in the county in which
13 the act, omission or status allegedly took place, in the following cases:

14 (1) Where the act, omission or status occurs in the state of Idaho and is
15 prohibited by federal, state, local or municipal law or ordinance by reason
16 of minority only;

17 (2) Where the act or omission occurs in the state of Idaho and is a vio-
18 lation of any federal, state, local or municipal law or ordinance which would
19 be a crime if committed by an adult;

20 (3) Concerning any juvenile where the juvenile comes under the purview
21 of the interstate compact for juveniles as set forth in chapter 19, title 16,
22 Idaho Code;

23 (4) This chapter shall not apply to juvenile violators of beer, wine or
24 other alcohol and tobacco laws where the act or omission would be a crime if
25 committed by an adult; except that a juvenile violator under the age of eigh-
26 teen (18) years at the time of the violation may, at the discretion of the
27 court, be treated under the provisions of this chapter;

28 (5) This chapter shall not apply to the juvenile offenders who are
29 transferred for criminal prosecution as an adult, as provided in this chap-
30 ter;

31 (6) This chapter shall not apply to juvenile violators of traffic, wa-
32 tercraft, fish and game, failure to obey a misdemeanor citation and criminal
33 contempt laws; except that a juvenile violator under the age of eighteen (18)
34 years at the time of such violation may, at the discretion of the court, be
35 treated under the provisions of this chapter;

36 (7) This chapter shall not apply to juvenile sex offenders who violate
37 the provisions of section 18-8414, Idaho Code.