

# Alaska State Legislature

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## HB 259 Summary of Changes Version M to L

Section 1:

Subsection (a) and (a)(2) on Page 1, lines 4 through line 9:

A mental state of “criminal negligence” is now applied as a factor to whether a violation of the section will be raised to the level of a Class A misdemeanor. It was previously a strict liability offense.

When the load is secured with criminal negligence, property damage of \$1,000 was added as a factor that would raise the offense to the level of a Class A misdemeanor.

Subsection (d) on Page 2 lines 18 through 20:

Added that in a prosecution under (a), which is failure to secure a load in the first degree, a person being previously convicted of a violation of this section is prima facie evidence that the person acted with criminal negligence when securing the load.

Subsection (e)(2)(A), (B), and (D) on Page 2, line 24 through Page 3, line 2:

This subsection specifies that failure to secure a load in the second degree is an infraction punishable by a fine of not more than \$300 on the first offense, \$750 on the second offense, \$1,500 on the third offense, and \$2,500 on the fourth offense. Previously, it was \$300 for the first offense, \$600 for the second offense, a Class B misdemeanor on the third offense, and a Class A misdemeanor on the fourth offense.