

AMENDMENT

OFFERED IN THE HOUSE

TO: HB 98

Page 1, line 1, following "**consuming**";

Insert "**relating to penalties for violations of limitations on possessing, sending, shipping, transporting, or bringing alcoholic beverages to, soliciting or receiving orders for delivery of alcoholic beverages to, and the manufacture, sale, offer for sale, barter, traffic, or possession of alcoholic beverages in, a local option area;**"

Page 2, following line 15:

Insert new bill sections to read:

"* **Sec. 3.** AS 04.16.200(h) is amended to read:

(h) Upon conviction of a class C felony under (b) or (e)(2) or (3) of this section, the court

(1) shall impose a fine of not less than \$10,000 and a minimum sentence of imprisonment of

(A) 120 days if the person has **not** been previously convicted [ONCE];

(B) 240 days if the person has been previously convicted **once** [TWO TIMES];

(C) 360 days if the person has been previously convicted **two** [THREE] or more times;

(2) may not

(A) suspend execution of sentence or grant probation except on the condition that the person

(i) serve the minimum imprisonment under (1) of this

1 subsection; and

2 (ii) pay the minimum fine required under (1) of this

3 subsection; or

4 (B) suspend imposition of sentence.

5 * **Sec. 4.** The uncoded law of the State of Alaska is amended by adding a new section to
6 read:

7 APPLICABILITY. AS 04.16.200(h), as amended by sec. 3 of this Act, applies to an
8 offense occurring on or after the effective date of this Act. References to previous convictions
9 in sec. 3 of this Act apply to convictions occurring before, on, or after the effective date of
10 this Act."

11
12 Renumber the following bill section accordingly.