

#1

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 3, line 3:
- 2 Delete "commercial sexual conduct involving"

AMENDMENT

#2

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 18, line 5, following "convicted":
- 2 Insert "once"

AMENDMENT

#3

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

1 Page 19, lines 6 - 7:

2 Delete "[AS 11.66.100 - 11.66.130;

3 (G)]"

4 Insert "AS 11.66.100 [AS 11.66.100 - 11.66.130];

5 (G)"

6

7 Page 19, line 9:

8 Delete "(G) [(H)]"

9 Insert "(H)"

AMENDMENT

#4

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 10, line 20:
- 2 Delete "AS 23.10.350(f)(1), (f)(2), and (f)(3)(A) and (B);"
- 3 Insert "AS 23.10.350(f)(1) - (3)"

AMENDMENT

#5

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 4, line 17, following "if":
- 2 Insert ", under circumstances not proscribed under AS 11.41.434 - 11.41.440,"

AMENDMENT

#6

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

1 Page 11, lines 4 - 5:

2 Delete "AS 12.10.010(a) is amended to read:

3 (a)"

4 Insert "AS 12.10.010 is amended to read:

5 **Sec. 12.10.010. General time limitations. (a)"**

6

7 Page 11, line 12:

8 Delete "AS 11.41.350, 11.41.425"

9 Insert "AS 11.41.425"

10

11 Page 11, line 21:

12 Delete "first, second, or third"

13 Insert "first or second"

14

15 Page 11, following line 22:

16 Insert a new subsection to read:

17 "(b) Except as otherwise provided by law or in (a) of this section, a person  
18 may not be prosecuted, tried, or punished for an offense unless the indictment is found  
19 or the information or complaint is instituted not later than

20 (1) 10 years after the commission of a felony offense in violation of  
21 AS 11.41.120 - 11.41.330, 11.41.350, 11.41.366, 11.41.425(a)(1), 11.41.425(a)(5),  
22 11.41.425(a)(6), or 11.41.450 - 11.41.458; or

23 (2) five years after the commission of any other offense."

AMENDMENT

#7

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 3, line 28:
- 2 Delete "AS 11.41.340"
- 3 Insert "(A) of this paragraph, AS 11.41.340,"

AMENDMENT

#8

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 1, line 5, following "substance;":

2 Insert "relating to the Council on Domestic Violence and Sexual Assault;"

3

4 Page 22, following line 25:

5 Insert new bill sections to read:

6 \*\* Sec. 29. AS 18.66.010 is amended to read:

7 **Sec. 18.66.010. Council on Domestic Violence and Sexual Assault;**  
8 **purpose.** There is established in the Department of Public Safety the Council on  
9 Domestic Violence and Sexual Assault. The purpose of the council is to provide for  
10 planning and coordination of services to victims of domestic violence, sex trafficking,  
11 or sexual assault or to their families and to perpetrators of domestic violence and  
12 sexual assault and to provide for crisis intervention and prevention programs.

13 \* Sec. 30. AS 18.66.050 is amended to read:

14 **Sec. 18.66.050. Duties of the council.** The council shall

15 (1) hire an executive director, and the executive director may hire staff;  
16 the executive director is in the exempt service under AS 39.25.110 and staff members  
17 are in the classified service under AS 39.25.100;

18 (2) elect one of its members as presiding officer;

19 (3) in consultation with authorities in the field, develop, implement,  
20 maintain, and monitor domestic violence, sexual assault, and crisis intervention and  
21 prevention programs, including educational programs, films, and school curricula on  
22 the cause, prevention, and treatment of domestic violence, sex trafficking, and sexual  
23 assault;



1                   (4) coordinate services provided by the Department of Law, the  
2 Department of Education and Early Development, the Department of Public Safety,  
3 the Department of Health and Social Services, the Department of Corrections, and  
4 other state agencies and community groups dealing with domestic violence, sex  
5 trafficking, sexual assault, and crisis intervention and prevention, and provide  
6 technical assistance as requested by those state agencies and community groups;

7                   (5) develop and implement a standardized data collection system on  
8 domestic violence, sex trafficking, sexual assault, and crisis intervention and  
9 prevention;

10                  (6) conduct public hearings and studies on issues relating to violence,  
11 including domestic violence, sex trafficking, and sexual assault, and on issues relating  
12 to the role of crisis intervention and prevention;

13                  (7) receive and dispense state and federal money and award grants and  
14 contracts from appropriations for the purpose to qualified local community entities for  
15 domestic violence, sexual assault, and crisis intervention and prevention programs;

16                  (8) oversee and audit domestic violence, sexual assault, and crisis  
17 intervention and prevention programs that receive money under this chapter;

18                  (9) provide fiscal and technical assistance to plan, organize,  
19 implement, and administer domestic violence, sexual assault, and crisis intervention  
20 and prevention programs;

21                  (10) make an annual report to the governor on the activities of the  
22 council, plans of the council for new services and programs, and concerns of the  
23 council, including recommendations for legislation necessary to carry out the purposes  
24 of this chapter; the council shall notify the legislature that the report is available;

25                  (11) adopt regulations in accordance with AS 44.62 (Administrative  
26 Procedure Act) to carry out the purposes of this chapter and to protect the health,  
27 safety, well-being, and privacy of persons receiving services financed with grants or  
28 contracts under this chapter;

29                  (12) consult with the Department of Health and Social Services in the  
30 formulation of standards and procedures for the delivery of services to victims of  
31 domestic violence by health care facilities and practitioners of healing arts and

1 personnel in those facilities as required in AS 18.66.300;

2 (13) consult with the Alaska Police Standards Council and other police  
3 training programs in the state to develop training programs regarding domestic  
4 violence for police officers and for correction, probation, and parole officers;

5 (14) consult with public employers, the Alaska Supreme Court, school  
6 districts, and prosecuting authorities who are required by AS 18.66.300 - 18.66.310 to  
7 provide continuing education courses in domestic violence to employees.

8 \* **Sec. 31.** AS 18.66.060 is amended to read:

9 **Sec. 18.66.060. Qualifications for grants and contracts.** A local community  
10 entity is qualified to receive a grant or contract under this chapter if it agrees to  
11 provide services approved by the council to victims of domestic violence, sex  
12 trafficking, or sexual assault or their families or to perpetrators of domestic violence  
13 or sexual assault without regard to ability to pay."  
14

15 Renumber the following bill sections accordingly.

16  
17 Page 23, following line 19:

18 Insert a new bill section to read:

19 \*\* **Sec. 34.** AS 18.66.990(2) is amended to read:

20 (2) "crisis intervention and prevention program" means a community  
21 program that provides information, education, counseling, and referral services to  
22 individuals experiencing personal crisis related to domestic violence, sex trafficking,  
23 or sexual assault and to individuals in personal or professional transition, excluding  
24 correctional half-way houses, outpatient mental health programs, and drug or alcohol  
25 rehabilitation programs;"  
26

27 Renumber the following bill sections accordingly.

28  
29 Page 29, line 19:

30 Delete "sec. 32"

31 Insert "sec. 36"

1

2 Page 29, line 26:

3 Delete "sec. 29"

4 Insert "sec. 32"

5

6 Page 29, line 27:

7 Delete "sec. 30"

8 Insert "sec. 33"

9

10 Page 29, line 29:

11 Delete "sec. 43"

12 Insert "sec. 47"

AMENDMENT

#9

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 8, line 11, following "AS 11.41.350":

2 Insert "i"

3

4 Page 8, line 12:

5 Delete "[AS 11.66.130]; or"

6 Insert "[AS 11.66.130; OR]"

7

8 Page 8, line 13, following "AS 11.66.135;":

9 Insert "or

10 (AA) patron of a victim of sex trafficking under

11 AS 11.41.355;"

AMENDMENT

#10

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 2, lines 18 - 21:

2 Delete all material and insert:

3 "(1) acting as other than a patron of a victim of sex trafficking, induces  
4 or causes another person, through the use of force or threat of force against any  
5 person, to engage in commercial sexual conduct involving

6 (A) sexual penetration; or

7 (B) conduct prohibited under AS 11.61.140(a)(6);"

AMENDMENT #11

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 2, line 21, following "person;":

2 Insert "or"

3

4 Page 2, lines 22 - 25:

5 Delete all material and insert:

6 (2) violates AS 11.41.345 or 11.41.350 and the person induced or  
7 caused to engage in commercial sexual conduct is

8 (A) under 20 years of age; or

9 (B) in the legal custody of that person."

#12

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 3, line 18, following "(F)":
- 2 Insert "except as authorized under AS 17.38,"
- 3
- 4 Page 5, line 27, following "(6)":
- 5 Insert "except as authorized under AS 17.38,"

AMENDMENT

#13

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

1 Page 20, line 29:

2 Delete "AS 11.41.340 - 11.41.350"

3 Insert "AS 11.41.340 - 11.41.355"

4

5 Page 26, line 12:

6 Delete "AS 11.41.340 - 11.41.350"

7 Insert "AS 11.41.340 - 11.41.355"



AMENDMENT

#14

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 10, lines 28 - 30:
- 2 Delete ""services, resources, or other assistance" does not include charitable or
- 3 humanitarian aid provided directly to a victim of sex trafficking;"

AMENDMENT

#15

OFFERED IN THE SENATE

BY SENATOR HOLLAND

TO: CSSB 189(JUD), Draft Version "I"

- 1 Page 4, lines 1 - 3:
- 2 Delete all material.
- 3
- 4 Reletter the following subsections accordingly.
- 5
- 6 Page 16, line 11:
- 7 Delete "AS 11.41.350(d)(1)"
- 8 Insert "AS 11.41.350(c)(1)"
- 9
- 10 Page 16, line 31:
- 11 Delete "AS 11.41.350(d)(2)"
- 12 Insert "AS 11.41.350(c)(2)"
- 13
- 14 Page 17, line 7:
- 15 Delete "AS 11.41.350(d)(1)"
- 16 Insert "AS 11.41.350(c)(1)"

AMENDMENT

#16

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 4, lines 5 - 6:

2 Delete all material and insert:

3 "(1) "place of prostitution" means any place where a person engages in  
4 commercial sexual conduct in return for a fee and the person is not the manager,  
5 supervisor, owner, or other person who controls the place;"

AMENDMENT

#17

OFFERED IN THE SENATE

BY SENATOR KIEHL

TO: CSSB 189(JUD), Draft Version "I"

1 Page 5, lines 2 - 6:

2 Delete all material and insert:

3 "violates AS 11.41.365 and the victim is

4 (1) under 20 years of age; or

5 (2) in the legal custody of that person [COMPELS OR INDUCES

6 ANOTHER PERSON TO ENGAGE IN SEXUAL CONDUCT, ADULT

7 ENTERTAINMENT, OR LABOR IN THE STATE BY FORCE OR THREAT OF

8 FORCE AGAINST ANY PERSON, OR BY DECEPTION]."

9

10 Page 5, lines 16 - 31:

11 Delete all material and insert:

12 "force or threat of force against any person [OBTAINS A BENEFIT FROM THE

13 COMMISSION OF HUMAN TRAFFICKING UNDER AS 11.41.360, WITH RECKLESS

14 DISREGARD THAT THE BENEFIT IS A RESULT OF THE TRAFFICKING]."

15

16 Page 6, line 4, following "if":

17 Insert "(1) under circumstances not proscribed under AS 11.41.340 - 11.41.355, and

18 with the intent to promote human trafficking, induces or causes another person to engage in

19 adult entertainment or labor by

20 (A) exposing or threatening to expose confidential information,

21 whether true or false, that would subject a person to hatred, contempt, or

22 ridicule;

23 (B) destroying, concealing, or threatening to destroy or conceal

1 an actual or purported passport or immigration document or another actual or  
2 purported identification document of any person;

3 (C) threatening to report a person to a government agency for  
4 the purpose of arrest or deportation;

5 (D) threatening to collect a debt;

6 (E) instilling in a person a fear that lodging, food, clothing, or  
7 medication will be withheld from any person;

8 (F) providing a controlled substance or withholding a  
9 controlled substance from the other person; or

10 (G) deception; or

11 (2)"

12  
13 Page 6, line 8, following "if":

14 Insert "(A) the person violates (a)(1) of this section;

15 (B)"