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**AMENDMENT**

OFFERED IN THE HOUSE

BY REPRESENTATIVE JOHNSON, C.

TO: HB 66

1 Page 1, line 1, following "**substances;**":

2 Insert "**relating to sentencing;**"

3

4 Page 2, following line 25:

5 Insert a new bill section to read:

6 **"\* Sec. 2.** AS 12.55.125(c) is amended to read:

7 (c) Except as provided in (i) of this section, a defendant convicted of a class A  
8 felony may be sentenced to a definite term of imprisonment of not more than 20 years,  
9 and shall be sentenced to a definite term within the following presumptive ranges,  
10 subject to adjustment as provided in AS 12.55.155 - 12.55.175:

11 (1) if the offense is a first felony conviction and does not involve  
12 circumstances described in (2) of this subsection, four to seven years;

13 (2) if the offense is a first felony conviction

14 (A) and the defendant possessed a firearm, used a dangerous  
15 instrument, or caused serious physical injury or death during the commission  
16 of the offense, or knowingly directed the conduct constituting the offense at a  
17 uniformed or otherwise clearly identified peace officer, firefighter, correctional  
18 employee, emergency medical technician, paramedic, ambulance attendant, or  
19 other emergency responder who was engaged in the performance of official  
20 duties at the time of the offense, seven to 11 years;

21 (B) and the conviction is for manufacturing related to  
22 methamphetamine under AS 11.71.021(a)(2)(A) or (B), seven to 11 years if

23 (i) the manufacturing occurred in a building with

reckless disregard that the building was used as a permanent or temporary home or place of lodging for one or more children under 18 years of age or the building was a place frequented by children; or

(ii) in the course of manufacturing or in preparation for manufacturing, the defendant obtained the assistance of one or more children under 18 years of age or one or more children were present;

**(C) and the conviction is for manufacturing or delivery related to fentanyl under AS 11.71.021(a)(1), seven to 11 years;**

(3) if the offense is a second felony conviction, 10 to 14 years;

(4) if the offense is a third felony conviction and the defendant is not subject to sentencing under (1) of this section, 15 to 20 years."

Renumber the following bill sections accordingly.

Page 3, line 16, following "Act,":

Insert "AS 12.55.125(c), as amended by sec. 2 of this Act,"

Page 3, line 17:

Delete "sec. 2"

Insert "sec. 3"