

**HOUSE CS FOR CS FOR SENATE BILL NO. 70(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 5/5/97

Referred: Finance

Sponsor(s): SENATORS DONLEY, Pearce, Leman, Green, Wilken, Mackie, Phillips, Ellis, Ward, Duncan, Kelly

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the discharge of firearms at or in the direction of buildings  
2 and dwellings."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 \* **Section 1.** AS 11.61.195(a) is amended to read:

5 (a) A person commits the crime of misconduct involving weapons in the  
6 second degree if the person knowingly

7 (1) possesses a firearm during the commission of an offense under  
8 AS 11.71.010 - 11.71.040; [OR]

9 (2) violates AS 11.61.200(a)(1) and is within the grounds of or on a  
10 parking lot immediately adjacent to

11 (A) a public or private preschool, elementary, junior high, or  
12 secondary school without the permission of the chief administrative officer of  
13 the school or district or the designee of the chief administrative officer; or

14 (B) a center, other than a private residence, licensed under

1 AS 47.33 or AS 47.35 or recognized by the federal government for the care of  
2 children; or

3 **(3) discharges a firearm, without legal justification, at or in the**  
4 **direction of**

5 **(A) a building with reckless disregard for a risk of physical**  
6 **injury to a person; or**

7 **(B) a dwelling.**

8 \* **Sec. 2.** AS 11.61.210(a)(3) is amended to read:

9 (3) discharges a firearm with reckless disregard for a risk of damage  
10 to property or a risk of physical injury to a person **under circumstances other than**  
11 **those described in AS 11.61.195(a)(3)(A);**