

**CS FOR HOUSE BILL NO. 34(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/21/99  
Referred: Finance

Sponsor(s): REPRESENTATIVES DYSON, Davies

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the crime of failure to report the commission or attempted  
2 commission of certain crimes against children."

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

4 \* **Section 1.** AS 11.56 is amended by adding a new section to read:

5 **Sec. 11.56.765. Failure to report a violent crime committed against a child.**

6 (a) A person, other than the victim, commits the crime of failure to report a violent  
7 crime committed against a child if the person

8 (1) witnesses what the person knows or reasonably should know is a  
9 murder, kidnapping, sexual assault, or assault that is punishable as a felony of a child  
10 under 18 years of age, or a felony attempt to commit one of those crimes, by another;

11 (2) knows or reasonably should know that the child is under 18 years  
12 of age; and

13 (3) does not in a timely manner report that crime to a peace officer or  
14 law enforcement agency.

1           (b) In a prosecution under this section, it is an affirmative defense that the  
2 defendant

3                   (1) did not report in a timely manner because the defendant reasonably  
4 believed that doing so would have exposed the defendant or others to a substantial risk  
5 of physical injury; or

6                   (2) acted to stop the commission of the crime and stopped

7                               (A) the commission of the crime; or

8                               (B) the completion of the crime being attempted.

9           (c) Failure to report a violent crime committed against a child is a class A  
10 misdemeanor.