

HOUSE BILL NO. 86

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 2/10/99

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the definition of 'conviction' for registration of sex
2 offenders and child kidnappers; and providing for an effective date."

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

4 * **Section 1.** PURPOSE. The purpose of the amendment to AS 12.63.100 in sec. 2 of this
5 Act is to clarify the law in order to validate and affirm the long-standing policy contained in
6 state regulation defining "conviction" for purposes of registration of sex offenders and child
7 kidnappers under AS 12.63 to include a variety of judgments, including those set aside by
8 suspended imposition of sentence under AS 12.55.085.

9 * **Sec. 2.** AS 12.63.100 is amended by adding a new paragraph to read:

10 (7) "conviction" means that an adult, or a juvenile charged as an adult
11 under AS 47.12 or a similar procedure in another jurisdiction, has entered a plea of
12 guilty, guilty but mentally ill, or nolo contendere, or has been found guilty or guilty
13 but mentally ill by a court or jury, of a sex offense or child kidnapping, regardless of
14 whether the judgment was set aside under AS 12.55.085 or a similar procedure in

1 another jurisdiction or was the subject of a pardon or other executive clemency;

2 "conviction" does not include a judgment that has been reversed or vacated by a court.

3 * **Sec. 3.** This Act applies to convictions for an offense that requires registration of sex

4 offenders and child kidnappers under AS 12.63 and that occurred before, on, or after the

5 effective date of this Act.

6 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).