

HOUSE BILL NO. 243

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE DYSON

Introduced: 4/10/01
Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to sexual assault or abuse of a minor."

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

3 * **Section 1.** AS 11.41.445(b) is amended to read:

4 (b) In a prosecution under AS 11.41.410 - 11.41.440, whenever a provision of
5 law defining an offense depends upon a victim's being under a certain age, it is an
6 affirmative defense that, at the time of the alleged offense, the defendant

7 (1) reasonably believed the victim to be that age or older; and

8 (2) undertook reasonable measures to verify that the victim was

9 that age or older; "reasonable measures" includes checking government-issued

10 photo identification or checking with the victim's parents; "reasonable

11 measures" does not include mere statements by the victim or the victim's friends

12 that the victim is that age or older [, UNLESS THE VICTIM WAS UNDER 13

13 YEARS OF AGE AT THE TIME OF THE ALLEGED OFFENSE].