

CS FOR HOUSE BILL NO. 102(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 2/23/01
Referred: Finance

Sponsor(s): REPRESENTATIVE KOTT

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the theft of propelled vehicles."**

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

3 * **Section 1.** AS 11.46.360(a) is amended to read:

4 (a) A person commits the crime of vehicle theft in the first degree if, having
5 no right to do so or any reasonable ground to believe the person has such a right, the
6 person drives, tows away, or takes

7 (1) the car, truck, motorcycle, motor home, bus, aircraft, or watercraft
8 of another;

9 (2) the propelled vehicle of another and

10 **(A)** the vehicle or any other property of another is damaged **in**
11 **a total amount of \$1,000 or more;**

12 **(B)** [, OR] the owner incurs reasonable expenses as a result of
13 the loss of use of the vehicle, in a total amount of **\$1,000** [\$500]or more; **or**

14 **(C)** **the owner is deprived of the use of the vehicle for seven**
15 **days or more;**

1 (3) the propelled vehicle of another and the vehicle is marked as a
2 police or emergency vehicle; or

3 (4) the propelled vehicle of another and, within the preceding seven
4 years, the person was convicted under

5 (A) this section or AS 11.46.365;

6 (B) former AS 11.46.482(a)(4) or (5);

7 (C) former AS 11.46.484(a)(2);

8 (D) AS 11.46.120 - 11.46.140 of an offense involving the theft
9 of a propelled vehicle; or

10 (E) a law or ordinance of this or another jurisdiction with
11 elements substantially similar to those of an offense described in (A) - (D) of
12 this paragraph.

13 * **Sec. 2.** AS 11.46.360(b)(2) is amended to read:

14 (2) "all-terrain vehicle" means a [THREE-WHEELED] propelled
15 vehicle **that has three or more wheels or two or more tracks or treads, is** less than
16 75 inches in width, **has** [AND HAVING] a dry weight of 800 pounds or less, **is**
17 equipped with low pressure tires **or rubberized or metal tracks or treads,** and **is**
18 designed primarily for travel over unimproved terrain;

19 * **Sec. 3.** AS 11.46.360(b)(4) is amended to read:

20 (4) "watercraft" means a propelled vehicle used or capable of being
21 used as a means of transportation, for recreational or commercial purposes, on water;
22 **in this paragraph, "watercraft" does not include a shallow draft propelled**
23 **vehicle not more than 12 feet in length with an inboard motor powering a water**
24 **jet pump as its primary means of propulsion that is designed to carry not more**
25 **than two persons who sit, stand, or kneel on the vehicle.**