

HOUSE BILL NO. 341

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

BY REPRESENTATIVES HAYES, Guess

Introduced: 1/18/02

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to assault in the fourth degree that is a crime involving domestic**
2 **violence."**

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

4 *** Section 1.** AS 11.41.230(b) is amended to read:

5 (b) Assault in the fourth degree is a

6 **(1) class A misdemeanor;**

7 **(2) class C felony if**

8 **(A) the assault is a crime involving domestic violence; and**

9 **(B) the defendant has been previously convicted two or**
10 **more times of a crime against a person or a crime involving domestic**
11 **violence, or a combination of those offenses.**

12 *** Sec. 2.** AS 12.55.135(c) is amended to read:

13 (c) A defendant convicted of assault in the fourth degree that is a
14 **misdemeanor** crime involving domestic violence committed in violation of the

1 provisions of an order issued or filed under AS 12.30.027 or AS 18.66.100 - 18.66.180
2 and not subject to sentencing under (g) of this section shall be sentenced to a minimum
3 term of imprisonment of 20 days.

4 * **Sec. 3.** AS 12.55.135(g) is amended to read:

5 (g) A defendant convicted of assault in the fourth degree that is a
6 **misdemeanor** crime involving domestic violence shall be sentenced to a minimum
7 term of imprisonment of

8 [(1)] 30 days if the defendant has been previously convicted of a crime
9 against a person or a crime involving domestic violence [;

10 (2) 60 DAYS IF THE DEFENDANT HAS BEEN PREVIOUSLY
11 CONVICTED TWO OR MORE TIMES OF A CRIME AGAINST A PERSON OR A
12 CRIME INVOLVING DOMESTIC VIOLENCE, OR A COMBINATION OF
13 THOSE CRIMES].