

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 54(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 5/7/04

Referred: Finance

Sponsor(s): REPRESENTATIVE LYNN

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to minimum periods of imprisonment for the crime of assault in the
2 fourth degree committed against an employee of an elementary, junior high, or
3 secondary school who was engaged in the performance of school duties at the time of the
4 assault."

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

6 * **Section 1.** AS 12.55.135(d) is amended to read:

7 (d) A defendant convicted of assault in the fourth degree who knowingly
8 directed the conduct constituting the offense at

9 (1) a uniformed or otherwise clearly identified peace officer, fire
10 fighter, correctional employee, emergency medical technician, paramedic, ambulance
11 attendant, or other emergency responder who was engaged in the performance of
12 official duties at the time of the assault shall be sentenced to a minimum term of
13 imprisonment of

14 (A) [(1)] 60 days if the defendant violated AS 11.41.230(a)(1)

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or (2);

(B) [(2)] 30 days if the defendant violated AS 11.41.230(a)(3);
(2) an employee of an elementary, junior high, or secondary
school who was engaged in the performance of school duties at the time of
the assault shall be sentenced, if the court determines that the assault was
intentional, to a minimum term of imprisonment of 60 days if the
defendant violated AS 11.41.230(a)(1) or (2).