

SENATE CS FOR CS FOR HOUSE BILL NO. 132(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 4/22/05

Referred: Finance

Sponsor(s): REPRESENTATIVES STOLTZE, McGuire, Anderson, Gara, Dahlstrom, Kelly, Meyer, Foster, Holm, Samuels, Wilson, Gardner, Neuman

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to certain crimes committed against the elderly; and providing for an
2 effective date."

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

4 * **Section 1.** AS 11 is amended by adding a new chapter to read:

5 **Chapter 32. Enhanced Penalties.**

6 **Sec. 11.32.100. Penalties for crimes against the elderly.** (a) If a person
7 commits a crime specified in (b) of this section with reckless disregard that the victim
8 was 65 years of age or older at the time of the crime, the crime and the penalty for
9 conviction of that crime are increased so that a crime that would otherwise be a

10 (1) class B misdemeanor is a class A misdemeanor;

11 (2) class A misdemeanor is a class C felony;

12 (3) class C felony is a class B felony;

13 (4) class B felony is a class A felony.

14 (b) The provisions of (a) of this section apply to the following crimes:

- 1 (1) a misdemeanor violation of AS 11.41;
- 2 (2) theft in violation of AS 11.46.100 - 11.46.210;
- 3 (3) fraudulent use of an access device in violation of AS 11.46.285;
- 4 (4) obtaining an access device or identification document by fraudulent
- 5 means in violation of AS 11.46.290;
- 6 (5) burglary in violation of AS 11.46.300 - AS 11.46.310;
- 7 (6) forgery in violation of AS 11.46.500 - 11.46.510;
- 8 (7) obtaining a signature by deception in violation of AS 11.46.540;
- 9 (8) criminal impersonation in violation of AS 11.46.565 - 11.46.570;
- 10 (9) scheme to defraud in violation of AS 11.46.600;
- 11 (10) misapplication of property in violation of AS 11.46.620;
- 12 (11) misrepresentation of use of a propelled vehicle in violation of
- 13 AS 11.46.720;
- 14 (12) criminal use of a computer in violation of AS 11.46.740.

15 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
 16 read:

17 **APPLICABILITY.** The changes made in sec. 1 of this Act apply to offenses
 18 committed on or after the effective date of this Act.

19 * **Sec. 3.** This Act takes effect July 1, 2005.