

CS FOR HOUSE BILL NO. 400(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 3/9/06

Referred: Rules

Sponsor(s): REPRESENTATIVES COGHILL, Lynn, Dahlstrom, Wilson, Anderson, Thomas, Holm, Foster, Kelly, Meyer, Croft, Neuman, LeDoux, Chenault, Guttenberg, Stoltze, Crawford

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to confiscation of firearms during disaster emergencies."**

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

3 * **Section 1.** AS 26.23.200 is amended by adding a new paragraph to read:

4 (5) authorizes the confiscation of a firearm lawfully owned, possessed,
5 or carried by a law-abiding citizen.

6 * **Sec. 2.** AS 26.23 is amended by adding a new section to read:

7 **Sec. 26.23.205. Confiscation of firearms.** A person forfeits any office or
8 governmental position if the person is convicted of official misconduct under
9 AS 11.56.850 or interference with constitutional rights under AS 11.76.110 as a result
10 of confiscating, attempting to confiscate, or ordering the confiscation of a firearm,
11 under color of law, during a disaster emergency. However, a person does not violate
12 this section if the person is acting as a private citizen who has been directed by another
13 whom the person reasonably believes to be a peace officer or active member of the
14 armed forces or militia, to assist in confiscating a firearm. An officer under the
15 jurisdiction of the Alaska Police Standards Council who forfeits office or position

1 under this section is also subject to revocation of the officer's certification.