

HOUSE BILL NO. 91

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVES STOLTZE, SAMUELS, AND LYNN, Hawker, Ramras, Meyer, Dahlstrom,
Neuman, Johnson**

Introduced: 1/16/07

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to reporting of certain crimes."**

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

3 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
4 to read:

5 SHORT TITLE. This Act may be known as Kiva's Law.

6 * **Sec. 2.** AS 11.56.765(a) is amended to read:

7 (a) A person, other than the victim, commits the crime of failure to report a
8 violent crime [COMMITTED AGAINST A CHILD] if the person

9 (1) witnesses what the person knows or reasonably should know is

10 (A) the murder or attempted murder of a person [CHILD] by
11 another;

12 (B) the kidnapping or attempted kidnapping of a person
13 [CHILD] by another;

14 (C) the sexual penetration or attempted sexual penetration by
15 another

- 1 (i) of a **person** [CHILD] without consent of the **person**
 2 [CHILD];
- 3 (ii) of a **person** [CHILD] that is mentally incapable;
 4 (iii) of a **person** [CHILD] that is incapacitated; or
 5 (iv) of a **person** [CHILD] that is unaware that a sexual
 6 act is being committed; or
- 7 (D) the assault of a **person** [CHILD] by another causing
 8 serious physical injury to the **person** [CHILD]; **and**
- 9 (2) [KNOWS OR REASONABLY SHOULD KNOW THAT THE
 10 CHILD IS UNDER 16 YEARS OF AGE; AND
- 11 (3)] does not in a timely manner report that crime to a peace officer or
 12 law enforcement agency.
- 13 * **Sec. 3.** AS 11.53.765(d) is amended to read:
- 14 (d) Failure to report a violent crime [COMMITTED AGAINST A CHILD] is
 15 a class **C felony** [A MISDEMEANOR].