

**CS FOR SENATE BILL NO. 5(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 2/22/07

Referred: Finance

Sponsor(s): SENATORS MCGUIRE, Ellis, French

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

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

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

7 (A) the murder or attempted murder of a **person** [CHILD] by  
8 another;

9 (B) the kidnapping or attempted kidnapping of a **person**  
10 [CHILD] by another;

11 (C) the sexual penetration or attempted sexual penetration by  
12 another

13 (i) of a **person** [CHILD] without consent of the **person**  
14 [CHILD];

15 (ii) of a **person** [CHILD] that is mentally incapable;

- 1 (iii) of a **person** [CHILD] that is incapacitated; or  
 2 (iv) of a **person** [CHILD] that is unaware that a sexual  
 3 act is being committed; or  
 4 (D) the assault of a **person** [CHILD] by another causing  
 5 serious physical injury to the **person** [CHILD]; **and**  
 6 (2) [KNOWS OR REASONABLY SHOULD KNOW THAT THE  
 7 CHILD IS UNDER 16 YEARS OF AGE; AND  
 8 (3)] does not **as soon as reasonably practicable** [IN A TIMELY  
 9 MANNER] report that crime to a peace officer or law enforcement agency.

10 \* **Sec. 2.** AS 11.53.765(d) is amended to read:

- 11 (d) Failure to report a violent crime [COMMITTED AGAINST A CHILD] is  
 12 a  
 13 **(1) class C felony if the crime not reported is an unclassified**  
 14 **felony; or**  
 15 **(2) class A misdemeanor if the crime not reported is other than an**  
 16 **unclassified felony.**