

**HOUSE BILL NO. 381**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - SECOND SESSION

**BY THE HOUSE JUDICIARY COMMITTEE**

**Introduced: 4/1/14**

**Referred: Judiciary**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the crime of unlawful evasion."**

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

3 **\* Section 1.** AS 11.56.335(a) is amended to read:

4 (a) A person commits the crime of unlawful evasion in the first degree if,  
5 while charged with or convicted of a felony,

6 (1) the person fails to return to official detention within the time  
7 authorized following temporary leave granted for a specific purpose or limited period,  
8 including leave granted under AS 33.30.181; [OR]

9 (2) while on furlough under AS 33.30.101 - 33.30.131, the person fails  
10 to return to the place of confinement or residence within the time authorized by those  
11 having direct supervision **over the person; or**

12 **(3) while assigned to a treatment or residential facility as a**  
13 **condition of probation or parole**

14 **(A) the person fails to return to the facility within the time**  
15 **authorized by those having direct supervision over the person;**

1 (B) the person leaves the facility without permission of  
 2 those having direct supervision over the person; or

3 (C) the person is in transit to or from the facility, and the  
 4 person leaves the conveyance without the permission of those having  
 5 direct supervision over the person.

6 \* **Sec. 2.** AS 11.56.340(a) is amended to read:

7 (a) A person commits the crime of unlawful evasion in the second degree if,  
 8 while charged with or convicted of a misdemeanor,

9 (1) the person fails to return to official detention within the time  
 10 authorized following temporary leave granted for a specific purpose or limited period,  
 11 including leave granted under AS 33.30.181; [OR]

12 (2) while on furlough under AS 33.30.101 - 33.30.131, the person fails  
 13 to return to the place of confinement or residence within the time authorized by those  
 14 having direct supervision over the person; or

15 (3) while assigned to a treatment or residential facility as a  
 16 condition of probation or parole,

17 (A) the person fails to return to the facility within the time  
 18 authorized by those having direct supervision over the person;

19 (B) the person leaves the facility without permission of  
 20 those having direct supervision over the person; or

21 (C) the person is in transit to or from the facility, and the  
 22 person leaves the conveyance without the permission of those having  
 23 direct supervision over the person.

24 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
 25 read:

26 APPLICABILITY. This Act applies to offenses occurring on or after the effective date  
 27 of this Act.