

AMENDMENT # 1

OFFERED IN THE HOUSE
TO: HCS CSSB 55(RLS)

BY REPRESENTATIVE REINBOLD

1 Page 7, following line 30:

2 Insert a new bill section to read:

3 **** Sec. 15.** AS 12.55.125(e) is amended to read:

4 (e) Except as provided in (i) of this section, a defendant convicted of a class C
5 felony may be sentenced to a definite term of imprisonment of not more than five
6 years, and shall be sentenced to a definite term within the following presumptive
7 ranges, subject to adjustment as provided in AS 12.55.155 - 12.55.175:

8 (1) if the offense is a first felony conviction and does not involve
9 circumstances described in (4) of this subsection, [PROBATION, WITH A
10 SUSPENDED TERM OF IMPRISONMENT OF] zero to one year [18 MONTHS]; a
11 defendant sentenced under this paragraph may, if the court finds it appropriate, be
12 granted a suspended imposition of sentence under AS 12.55.085;

13 (2) if the offense is a second felony conviction, one to three years;

14 (3) if the offense is a third felony conviction, two to five years;

15 (4) if the offense is a first felony conviction, and the defendant violated

16 (A) AS 08.54.720(a)(15), one to two years;

17 (B) AS 28.35.030(n)(1)(A) or 28.35.032(p)(1)(A), 120 days to
18 239 days;

19 (C) AS 28.35.030(n)(1)(B) or 28.35.032(p)(1)(B), 240 days to
20 359 days;

21 (D) AS 28.35.030(n)(1)(C) or 23.35.032(p)(1)(C), 360 days to
22 two years."
23

1 Renumber the following bill sections accordingly.

2

3 Page 19, following line 2:

4 Insert a new subsection to read:

5 "(d) AS 12.55.125(e), as amended by sec. 15 of this Act, applies to sentences imposed
6 on or after the effective date of sec. 15 of this Act, for conduct occurring on or after the
7 effective date of sec. 15 of this Act."

8

9 Reletter the following subsection accordingly.

10

11 Page 19, line 3:

12 Delete "sec. 23"

13 Insert "sec. 24"

14

15 Page 19, lines 5 - 6:

16 Delete "sec. 23"

17 Insert "sec. 24"

18

19 Page 19, line 6:

20 Delete "sec. 23"

21 Insert "sec. 24"

22

23 Page 19, line 16:

24 Delete "16, 18, and 23 - 30"

25 Insert "17, 19, and 24 - 31"