

SENATE BILL NO. 265

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-FOURTH LEGISLATURE - SECOND SESSION

BY SENATOR CLAMAN

Introduced: 2/23/26

Referred: Community and Regional Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the duty of an operator immediately after an accident."**

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

3 * **Section 1.** AS 28.35.060(b) is amended to read:

4 (b) Except as provided in (c) **or (d)** of this section, a person who fails to
5 comply with any of the requirements of this section is, upon conviction, punishable by
6 imprisonment for not more than one year, or by a fine of not more than \$500, or by
7 both. This provision does not apply to a person incapacitated by the accident to the
8 extent that the person is physically incapable of complying with the requirement.

9 * **Sec. 2.** AS 28.35.060(c) is amended to read:

10 (c) A person who fails to comply with a requirement of this section regarding
11 assisting an injured person is, upon conviction, **guilty of a class B felony,** punishable
12 **as provided in AS 12.55** [BY IMPRISONMENT FOR NOT MORE THAN 10
13 YEARS, OR BY A FINE OF NOT MORE THAN \$10,000, OR BY BOTH]. This
14 provision does not apply to a person incapacitated by the accident to the extent that the
15 person is physically incapable of complying with the requirement.

1 * **Sec. 3.** AS 28.35.060 is amended by adding a new subsection to read:

2 (d) A person who fails to comply with a requirement of this section regarding
3 failure to render reasonable assistance is, upon conviction, guilty of a class A felony
4 punishable as provided in AS 12.55 and for a first felony conviction shall be sentenced
5 to a presumptive term of imprisonment of seven to 11 years, if the person caused the
6 death of another person while operating a motor vehicle and is convicted of criminally
7 negligent homicide under AS 11.41.130 or of criminally negligent homicide of an
8 unborn child under AS 11.41.170.

9 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
10 read:

11 **APPLICABILITY.** AS 28.35.060(b), as amended by sec. 1 of this Act,
12 AS 28.35.060(c), as amended by sec. 2 of this Act, and AS 28.35.060(d), enacted by sec. 3 of
13 this Act, apply to offenses committed on or after the effective date of this Act.