

1 IN THE SENATE

BY SENATOR MOODY
BY REQUEST

2

SENATE BILL NO. 50

3.

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

A BILL

6 For an Act entitled: "An Act relating to persons escaping from
7 custody of peace officers or from confine-
8 ment to any jail or institution; and pro-
9 viding criminal penalties for the violation
10 of this Act."

11 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

12 Section 1. As used in this Act, the terms hereafter defined
13 shall have the meanings provided herein, unless the context clear-
14 ly requires otherwise:

15 (1) "the peace officer" means any officer or employee,
16 or a duly authorized representative thereof, of the United States,
17 the Territory of Alaska or a political subdivision thereof who
18 has authority to either (a) arrest a person by taking him into
19 custody or

20 (b) to detain a person pursuant to any warrant,
21 order, or other legal process.

22 (2) "jail or institution" means any penitentiary, jail,
23 house of correction or other place whatever for the confinement
24 or detention of persons upon any warrant, order, or other legal
25 process.

26 (3) "any court in Alaska" means the U.S. District
27 Court for the District of Alaska, the U.S. Commissioner's Court,
28 sitting as a U.S. Commissioner's Court, a Justice's Court or a
29 Juvenile Court, or a City Magistrate's Court or in the event of

SB #50 Engrossed as amended

1 Statehood any Court of the State of Alaska.

2 Sec. 2. Whoever escapes or attempts to escape from the
3 custody of any peace officer pursuant to a lawful arrest or from
4 any jail or institution in which he is detained by a peace officer
5 or confined by direction of any Court in Alaska or from any
6 custody, under or by virtue of any process issued by any Court
7 in Alaska shall, if the custody or confinement is by virtue of
8 an arrest on a charge of a felony, or conviction of any felony,
9 be fined not more than \$5,000.00, or imprisoned not more than three
10 years, or both; or if the custody or confinement is for extradi-
11 tion, or by virtue of an arrest, or charge of, or conviction of, or for
12 a misdemeanor, be fined not more than \$1,000.00, or imprisoned not
13 more than one year, or both.

14 Sec. 3. This Act shall not confer any additional powers in
15 municipalities to prescribe penalties for violation of municipal
16 ordinances.

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