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IN THE SENATE

BY SENATOR MCNABB

SENATE BILL NO. 174

IN THE LEGISLATURE OF THE STATE OF ALASKA

FIRST LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act relating to criminal responsibility."

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

Section 1. No person shall be held criminally responsible for a crime if the crime was the product of a mental defect or mental disease. The term "disease" as used in this Act is used in the sense of a condition which is considered capable of either improving or deteriorating; the term "defect" is used in the sense of a condition not considered capable of improving or deteriorating and which may be either congenital, or traumatic, or the residual effect of physical or mental disease.

Sec. 2. A determination of not guilty for reason that the crime was a product of a mental defect or mental disease constitutes a finding of being not criminally responsible for the crime by reason of insanity.