

1 IN THE HOUSE

BY MESSRS. STEVENS, RADER,  
AND JOSEPHSON

2 HOUSE BILL NO. 79

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the arrest and custody  
7 of persons by peace officers."

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

9 \* Section 1. AS 12.25.030 is amended to read:

10 Sec. 12.25.030. GROUNDS FOR ARREST BY PRIVATE PERSON  
11 OR PEACE OFFICER WITHOUT WARRANT. (a) A private person or  
12 a peace officer without a warrant may arrest a person

13 (1) for a crime committed or attempted in his  
14 presence;

15 (2) when he has reasonable ground to believe that  
16 a felony has been or is being committed and reasonable  
17 ground to believe that the person to be arrested has com-  
18 mitted or is committing it [THE PERSON HAS COMMITTED A FELONY,  
19 ALTHOUGH NOT IN HIS PRESENCE];

20 (3) when a felony has in fact been committed, and  
21 he has reasonable cause for believing the person to have  
22 committed it.

23 (b) No person may be taken into custody for any pur-  
24 pose by a peace officer unless one of the grounds for arrest  
25 without a warrant have been fulfilled.