

Introduced: 3/2/67  
Referred: Judiciary

BY THE RULES COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 256

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to driving recklessly or while under  
7 the influence of intoxicating liquor or drugs; and  
8 providing for an effective date."

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

10 \* Section 1. AS 28.35.030 is amended to read:

11 Sec. 28.35.030. DRIVING WHILE UNDER THE INFLUENCE OF INTOXICATING  
12 LIQUOR OR DRUGS. A person who, while under the influence of intoxicating  
13 liquor or narcotic drugs, operates or drives an automobile, motorcycle  
14 or other motor vehicle [UPON A PUBLIC STREET OR HIGHWAY] in the state  
15 upon conviction is punishable by a fine of not more than \$1,000, or by  
16 imprisonment for not more than one year, or by both. Upon convic-  
17 tion for a second or subsequent offense in violation of this section,  
18 the offender's license, and his right to obtain a license, to operate  
19 a motor vehicle shall be suspended for a period of three years, and  
20 this suspension is in addition to any other punishment fixed by the  
21 court.

22 \* Sec. 2. AS 28.35.040(a) and (b) are amended to read:

23 (a) A person who drives an automobile, motorcycle or other motor  
24 vehicle [UPON A PUBLIC STREET OR HIGHWAY] in the state carelessly,  
25 heedlessly or in wilful or wanton disregard of the rights or safety of  
26 others, or without due caution and circumspection, or at a speed or in  
27 a manner so as to endanger or be likely to endanger a person or property  
28 is guilty of reckless driving, and upon conviction is punishable by a  
29 fine of not more than \$1,000, or by imprisonment for a period of not

HB 256 am

1 more than one year, or by both.

2 (b) It is unlawful for a person to operate a motor vehicle in a  
3 negligent manner in the state[OVER AND ALONG THE PUBLIC HIGHWAYS].

4 To operate in a negligent manner means to operate a vehicle in the state  
5 [UPON THE HIGHWAYS] in such a manner as to endanger a person or property.

6 \* Sec. 3. This Act takes effect on the day after its passage and approval  
7 or on the day it becomes law without approval.