

Introduced: 2/8/67
Referred: Judiciary

1 IN THE SENATE

BY SMITH

2 SENATE BILL NO. 74

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 the penalty for driving a vehicle
7 without the owner's consent."

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

9 * Section 1. AS 28.35.010(a) is amended to read:

10 (a) A person who drives, tows away, or takes a vehicle not his own
11 without the consent of the owner, with intent temporarily to deprive
12 the owner of possession of the vehicle, or a person who is a party or
13 accessory to or an accomplice in the driving or unauthorized taking
14 shall be fined not more than \$1,000 or imprisoned not more than one
15 year or both for a first conviction. For a second conviction, a person
16 shall be imprisoned not less than one nor more than 10 years and for a
17 third and subsequent conviction a person shall be imprisoned for not
18 less than one nor more than 15 years [IS GUILTY OF A MISDEMEANOR, AND
19 UPON CONVICTION IS PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN ONE
20 YEAR, OR BY A FINE OF NOT MORE THAN \$1,000, OR BY BOTH]. The consent
21 of the owner of a vehicle to its driving, towing away, or taking shall
22 not be presumed or implied because of the owner's consent on previous
23 occasions to the driving, towing away or taking of the vehicle by the
24 same or a different person.
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