

Original Sponsor: Smith

Offered: 2/20/67  
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2 CS FOR 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  
11 own 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 is  
14 guilty of a misdemeanor, and upon conviction is punishable by imprison-  
15 ment for not more than one year, or by a fine of not more than \$1,000,  
16 or by both. Upon a conviction for a second or subsequent offense, the  
17 offender may be charged with a felony, and if so charged and convicted,  
18 is punishable by imprisonment for not more than three years, or by a  
19 fine of not more than \$5,000. The court may, upon conviction of a  
20 second or subsequent violation of this section, suspend the offender's  
21 license to drive a motor vehicle for a period of not to exceed three  
22 years. The consent of the owner of a vehicle to its driving, towing  
23 away, or taking shall not be presumed or implied because of the owner's  
24 consent on previous occasions to the driving, towing away or taking of  
25 the vehicle by the same or a different person.