

Introduced: 5/5/70
Referred: Health, Welfare &
Education and Judiciary

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE
BY REQUEST

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HOUSE BILL NO. 861

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTH LEGISLATURE - SECOND SESSION

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A BILL

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For an Act entitled: "An Act relating to chemical tests of motor vehicle
7 operators' blood."

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

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* Section 1. AS 28.35.033(a)(2) is amended to read:

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(2) If there was in excess of 0.05 per cent but less than

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0.08 [0.10] per cent by weight of alcohol in the person's blood, that

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fact does not give rise to any presumption that the person was or was

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not under the influence of intoxicating liquor, but that fact may be

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considered with other competent evidence in determining whether the

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person was under the influence of intoxicating liquor.

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* Sec. 2. AS 28.35.033(a)(3) is amended to read:

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(3) If there was 0.08 [0.10] per cent or more by weight of

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alcohol in the person's blood, it shall be presumed that the person

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was under the influence of intoxicating liquor.

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