

1 IN THE SENATE

BY LEWIS

2 SENATE BILL NO. 28

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the imposition of criminal  
7 penalties for the sale of narcotic drugs."

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

9 \* Section 1. AS 11.05.150 is amended to read:

10 Sec. 11.05.150. IMPOSING LESS THAN PRESCRIBED PENALTY. Except  
11 in a case of murder, [OR] rape or the unlawful sale of a narcotic  
12 drug as specified in AS 17.10.230(13), the court may, upon conviction,  
13 when in its opinion the facts and circumstances make the minimum  
14 penalty provided in this title manifestly too severe, impose a lesser  
15 penalty, either of a fine or imprisonment or both. When less than  
16 the minimum penalty is imposed, the court shall set out the reasons  
17 for its action on the record in the case.  
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