

Original sponsor: Rules Committee by
request of the Governor

Offered: 2/24/75
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 154

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to criminal assault."

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

8 * Section 1. AS 11.15.190 is amended to read:

9 Sec. 11.15.190. ASSAULT WHILE ARMED. A person who unlawfully
10 assaults or threatens another in a menacing manner, or unlawfully strikes
11 or wounds another, [ASSAULTS OR ASSAULTS AND BEATS ANOTHER WITH A COWHIDE,
12 WHIP, STICK OR LIKE THING,] having at the time in his possession a
13 dangerous [PISTOL, DIRK, OR OTHER DEADLY] weapon, with intent to intimi-
14 date and prevent the other person from resisting or defending himself,
15 is punishable by imprisonment [IN THE PENITENTIARY] for not more than
16 10 years nor [NOT] less than one year, or by a fine of not more than
17 \$1,000 nor less than \$100, or by both.

18 * Sec. 2. AS 11.15.220 is amended to read:

19 Sec. 11.15.220. ASSAULT WITH DANGEROUS WEAPON. A person armed
20 with a dangerous weapon, who assaults another with the weapon, is
21 punishable by imprisonment [IN THE PENITENTIARY] for not more than 10
22 years nor less than one year [SIX MONTHS, OR BY IMPRISONMENT IN JAIL FOR
23 NOT MORE THAN ONE YEAR NOR LESS THAN ONE MONTH], or by a fine of not
24 more than \$1,000 nor less than \$100, or by both.

25 * Sec. 3. AS 11.15 is amended by adding new sections to read:

26 Sec. 11.15.225. AGGRAVATED ASSAULT. (a) A person who unlawfully
27 assaults another, or who unlawfully strikes or wounds another, under
28 circumstances or conditions likely to produce great bodily injury, is
29 guilty of aggravated assault. Upon conviction, a person guilty of

1 aggravated assault is punishable by imprisonment for not less than six
2 months nor more than five years, or by a fine of not less than \$100 or
3 more than \$1,000, or by both.

4 (b) Under this section, "great bodily injury" means bodily
5 injury which creates a substantial risk of death or which causes serious,
6 permanent disfigurement, or protracted loss or impairment of the
7 function of any body member or organ.

8 Sec. 11.15.228. RECKLESS BATTERY. A person who recklessly causes
9 great bodily injury, as defined in sec. 225(b) of this chapter, to
10 another under circumstances manifesting extreme indifference to the
11 value of human life, is guilty of reckless battery. Upon conviction,
12 a person guilty of reckless battery is punishable by imprisonment for
13 not less than six months nor more than five years, or by a fine of not
14 less than \$100 nor more than \$1,000, or by both.

15 * Sec. 4. AS 11.15.230 is amended to read:

16 Sec. 11.15.230. ASSAULT AND ASSAULT AND BATTERY. A person [NOT
17 ARMED WITH A DANGEROUS WEAPON,] who unlawfully assaults or threatens
18 another in a menacing manner, or unlawfully strikes or wounds another,
19 is punishable by a fine of not more than \$500, or by imprisonment [IN
20 A JAIL] for not more than one year [SIX MONTHS], or by both.
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