

Introduced: 2/25/75
Referred: Judiciary

1 IN THE SENATE

BY BRADLEY, MELAND AND HUBER

2 SENATE BILL NO. 200

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 unauthorized use of the vehicle
7 of another; and providing for an effective date."

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
13 or accessory to or an accomplice in the driving or unauthorized taking
14 is guilty of unauthorized use of a motor vehicle. Upon conviction,
15 if the vehicle exceeds \$500 in value, a person guilty of unauthorized
16 use of a motor vehicle is punishable by imprisonment for not less than
17 one nor more than 10 years. If the vehicle does not exceed \$500 in
18 value, upon conviction, the person is punishable by imprisonment for
19 not less than one month nor more than one year, or by a fine of not
20 less than \$100 nor more than \$500 [A MISDEMEANOR, AND UPON CONVICTION
21 IS PUNISHABLE BY IMPRISONMENT FOR NOT LESS THAN 30 DAYS NOR MORE THAN
22 ONE YEAR, AND BY A FINE OF NOT LESS THAN \$100 NOR MORE THAN \$1,000.
23 UPON A CONVICTION FOR A SECOND OR SUBSEQUENT OFFENSE, THE OFFENDER MAY
24 BE CHARGED WITH A FELONY, AND IF SO CHARGED AND CONVICTED, IS PUNISHABLE
25 BY IMPRISONMENT FOR NOT MORE THAN THREE YEARS, OR BY A FINE OF NOT
26 MORE THAN \$5,000. THE COURT MAY, UPON CONVICTION OF A SECOND OR SUBSE-
27 QUENT VIOLATION OF THIS SECTION, SUSPEND THE OFFENDER'S LICENSE TO
28 DRIVE A MOTOR VEHICLE FOR A PERIOD OF NOT TO EXCEED THREE YEARS]. The
29 consent of the owner of a vehicle to its driving, towing away, or

1 taking shall not be presumed or implied because of the owner's consent
2 on previous occasions to the driving, towing away or taking of the
3 vehicle by the same or a different person.

4 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
5 070(c).

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