

Introduced: 3/17/77
Referred: Judiciary

1 IN THE HOUSE

BY MILES

2 HOUSE BILL NO. 367

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to assault and battery on a peace
7 officer."

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

9 * Section 1. AS 11.15 is amended by adding a new section to read:

10 Sec. 11.15.235. ASSAULT AND ASSAULT AND BATTERY ON A PEACE OFFICER.

11 A person not armed with a dangerous weapon, who unlawfully and mali-
12 ciously assaults or unlawfully and maliciously strikes or wounds a peace
13 officer, is guilty of a misdemeanor and is punishable by a sentence of
14 imprisonment for not less than a minimum term of 90 days. The execution
15 of that portion of a sentence constituting the minimum term may not be
16 suspended, nor may imposition of sentence be suspended, except upon a
17 condition that the person be imprisoned for not less than the minimum
18 term; nor is a person eligible for release on parole until completion of
19 the minimum term nor may less than the minimum term be imposed under
20 AS 11.05.150. In addition, the court shall order a person found guilty
21 of violating this section to make restitution for those losses which are
22 the natural and probable consequence of the person's wrongful con-
23 duct, upon proof of those losses by a preponderance of the evidence.

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