

Introduced: 2/24/78  
Referred: Health, Education &  
Social Services and Judiciary

BY DANKWORTH, SWANSON, AKERS,  
BENNETT, CARPENTER, HAUGEN, KELLY,  
LETHIN, LOVSETH, PHILLIPS, RHODE  
AND URION

1 IN THE HOUSE

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 706  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act prohibiting public drunkenness."

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

8 \* Section 1. AS 47.37.010 is amended to read:

9 Sec. 47.37.010. DECLARATION OF POLICY. It is the policy of the  
10 state that alcoholics and intoxicated persons [SHOULD NOT BE CRIMINALLY  
11 PROSECUTED FOR THEIR CONSUMPTION OF ALCOHOLIC BEVERAGES AND THAT THEY]  
12 should be afforded a continuum of treatment so they may lead normal  
13 lives as productive members of society; however, nothing in this chapter  
14 is inconsistent with the criminal prosecution of public drunkenness.

15 \* Sec. 2. AS 11.45 is amended by adding a new section to read:

16 Sec. 11.45.033. PUBLIC DRUNKENNESS. (a) A person who appears in  
17 a public place manifestly under the influence of alcohol or any other  
18 substance, not therapeutically administered, to the degree that he may  
19 endanger himself or other persons or property, or annoy persons in the  
20 vicinity, is guilty of a misdemeanor.

21 (b) A judge may dismiss a complaint brought under (a) of this  
22 section if he believes further proceedings are unnecessary for the  
23 protection of the individual or others and may order the record of the  
24 arrest and other proceedings taken under this section sealed. No person  
25 may use records so sealed for any purpose.

26 \* Sec. 3. AS 47.37.170 is repealed.

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