

Introduced: 2/16/82
Referred: Resources and Judiciary

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 806

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the issuance of citations for fish
7 and game violations."

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

9 * Section. 1. AS 16.05 is amended by adding a new section to read:

10 Sec. 16.05.165. FORM AND ISSUANCE OF CITATION. (a) Notwithstand-
11 ing AS 16.05.160, when a person is stopped or contacted for a violation
12 of this chapter or a regulation adopted under this chapter which is a
13 misdemeanor, he may, in the discretion of the peace officer, be issued a
14 citation.

15 (b) The supreme court shall specify by rule or order those mis-
16 demeanors that are appropriate for disposition without court appearance
17 and shall establish a schedule of bail amounts, not to exceed the maxi-
18 mum fine specified for the offense. If the misdemeanor for which the
19 citation is issued is one which may be disposed of without court ap-
20 pearance, the peace officer shall write on the citation the amount of
21 bail applicable to the violation.

22 (c) A person cited for a misdemeanor for which a bail amount has
23 been established under (b) of this section may, within five days after
24 the date of the citation, mail or personally deliver to the clerk of
25 court having jurisdiction over the place where the violation occurred

26 (1) the amount of bail indicated on the citation for that
27 offense; and

28 (2) a copy of the citation signed by him indicating his
29 waiver of appearance, plea of no contest, and direction to forfeit the

1 bail.

2 (d) When bail has been forfeited under this section, a judgment of
3 conviction shall be entered. Bail forfeited and forfeiture of any
4 seized item is a complete satisfaction for the misdemeanor, and the
5 offender must be given a receipt stating that fact.

6 (e) If the person cited fails to pay the bail amount or appear in
7 court as required, the citation is considered a summons as for a charge
8 of a misdemeanor and the person must be proceeded against in the manner
9 prescribed by law.
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