

Offered: 4/7/83
Referred: Judiciary
and Finance

1 IN THE HOUSE

BY THE HEALTH, EDUCATION
AND SOCIAL SERVICES COMMITTEE

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CS FOR HOUSE BILL NO. 117 (HESS)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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THIRTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act revising the laws relating to sexual abuse of
a minor."

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

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* Section 1. AS 11.41 is amended by adding a new section to read:

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Sec. AS 11.41.435. SEXUAL ABUSE OF A MINOR IN THE FIRST DEGREE.

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(a) A person commits the crime of sexual abuse of a minor in the
first degree if

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(1) that person engages in sexual penetration with a person
who is under 13 years of age and at least three years younger than the
offender or aids, induces, causes, or encourages a person who is under
13 years of age and at least three years younger than the offender to
engage in sexual penetration with another person; or

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(2) being 18 years of age or older, that person engages in
sexual penetration with a person who is under 18 years of age and who

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(A) is entrusted to that person's care by authority of

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law; or

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(B) is that person's son or daughter, including an
illegitimate or adopted child, or a stepchild.

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(b) Sexual abuse of a minor in the first degree is a class A

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felony.

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* Sec. 2. AS 11.41.440 is repealed and reenacted to read:

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Sec. 11.41.440. SEXUAL ABUSE OF A MINOR IN THE SECOND DEGREE.

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(a) A person commits the crime of sexual abuse of a minor in the
second degree if

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1 (1) that person engages in sexual contact with a person who
2 is under 13 years of age and at least three years younger than the
3 offender, or aids, induces, causes, or encourages a person under 13
4 years of age and at least three years younger than the offender to
5 engage in sexual contact with another person;

6 (2) that person engages in sexual penetration with a person
7 who is aged 13, 14, or 15, and at least three years younger than the
8 offender, or aids, induces, causes, or encourages a person who is aged
9 13, 14, or 15, and at least three years younger than the offender to
10 engage in sexual penetration with another person;

11 (3) being 18 years of age or older, that person engages in
12 sexual contact with a person who is under 18 years of age and who

13 (A) is entrusted to that person's care by authority of
14 law; or

15 (B) is that person's son or daughter, including an
16 illegitimate or adopted child or stepchild; or

17 (4) that person aids, induces, causes, or encourages a
18 person who is 16 years of age or younger to engage in conduct de-
19 scribed in AS 11.41.455(a)(2) - (6).

20 (b) Sexual abuse of a minor in the second degree is a class B
21 felony.

22 * Sec. 3. AS 11.41.410(a)(4) is repealed.