

Introduced: 1/20/84  
Referred: Health, Education and  
Social Services and  
Judiciary

BY RODEY, BENNETT,  
GILMAN, RAY, KERTTULA,  
HALFORD AND MOSS

1 IN THE SENATE

2

SENATE BILL NO. 363

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to child abuse."

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

8 \* Section 1. AS 11.41 is amended by adding new sections to read:

9 Sec. 11.41.260. CHILD ABUSE IN THE FIRST DEGREE. (a) A person  
10 commits the crime of child abuse in the first degree if, being 18  
11 years of age or older, the person

12 (1) knowingly causes serious physical injury to a child  
13 under 18 years of age; or

14 (2) having care or custody of a child under 18 years of  
15 age, intentionally causes or permits the child to be placed in circum-  
16 stances resulting in serious physical injury to the child.

17 (b) Child abuse in the first degree is a class A felony.

18 Sec. 11.41.270. CHILD ABUSE IN THE SECOND DEGREE. (a) A person  
19 commits the crime of child abuse in the second degree if, being 18  
20 years of age or older, the person

21 (1) recklessly causes physical injury to a child under 18  
22 years of age that imperils the child's health or welfare; or

23 (2) having care or custody of a child under 18 years of  
24 age, knowingly causes or permits the child to be placed in circum-  
25 stances resulting in physical injury that imperils the child's health  
26 or welfare.

27 (b) Child abuse in the second degree is a class B felony.

28 Sec. 11.41.280. CHILD ABUSE IN THE THIRD DEGREE. (a) A person  
29 commits the crime of child abuse in the third degree if, being 18

1 years of age or older, the person

2 (1) having care or custody of a child under 18 years of age  
3 recklessly causes or permits the child to be placed in circumstances  
4 endangering the health or welfare of the child; or

5 (2) recklessly places a child under 18 years of age in fear  
6 of imminent physical injury by means of a dangerous instrument.

7 (b) Child abuse in the third degree is a class C felony.

8 Sec. 11.41.290. CHILD ABUSE IN THE FOURTH DEGREE. (a) A person  
9 commits the crime of child abuse in the fourth degree if, being 18  
10 years of age or older, the person

11 (1) having care or custody of a child under 18 years of  
12 age, with criminal negligence causes or permits the child to be placed  
13 in circumstances endangering the health or welfare of the child; or

14 (2) with criminal negligence, places a child under 18 years  
15 of age in fear of imminent physical injury by means of a dangerous  
16 instrument.

17 (b) Child abuse in the fourth degree is a class A misdemeanor.

18 Sec. 11.41.295. PSYCHOLOGICAL TESTING OR TREATMENT. If a person  
19 is convicted of child abuse under AS 11.41.260 - 11.41.290, the sen-  
20 tencing judge may order the person to undergo psychological testing or  
21 treatment.