

Offered: 3/21/86  
Referred: Rules

Original sponsor: Rules/Governor

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE  
2 CS FOR HOUSE BILL NO. 630 (Judiciary) am  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - SECOND SESSION  
5 A BILL

6 For an Act entitled: "An Act creating a class C misdemeanor and relating  
7 to suspended imposition of sentence."

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

9 \* Section 1. AS 12.55.035(b) is amended to read:

10 (b) Upon conviction of an offense, a defendant who is not an  
11 organization may be sentenced to pay, unless otherwise specified in  
12 the provision of law defining the offense, a fine of no more than  
13 (1) \$75,000 for murder in the first or second degree,  
14 sexual assault in the first degree, kidnapping, or misconduct involv-  
15 ing a controlled substance in the first degree;

16 (2) \$50,000 for a class A, B, or C felony;

17 (3) \$5,000 for a class A misdemeanor;

18 (4) \$1,000 for a class B misdemeanor;

19 (5) \$500 for a class C misdemeanor;

20 (6) \$300 for a violation.

21 \* Sec. 2. AS 12.55.085(a) is amended to read:

22 (a) If it appears that there are circumstances in mitigation of  
23 the punishment, or that the ends of justice will be served, the court  
24 may, in its discretion, suspend the imposition of sentence and may  
25 direct that the suspension continue for a period of time, not exceed-  
26 ing three years or the maximum term of sentence that [WHICH] may be  
27 imposed, whichever is longer, and upon the terms and conditions that  
28 [WHICH] the court determines. The court [, AND] shall place the  
29 person on probation, under the charge and supervision of the probation

1 officer of the court, during the suspension.

2 \* Sec. 3. AS 12.55.085(e) is amended to read:

3 (e) Upon the discharge by the court without imposition of  
4 sentence, the court may set aside the conviction and issue to the  
5 person a certificate to that effect. With regard to convictions for  
6 misdemeanors, the court may expunge the record of convictions.

7 \* Sec. 4. AS 12.55.135 is amended by adding a new subsection to read:

8 (f) A defendant convicted of a class C misdemeanor may be sen-  
9 tenced to a definite term of imprisonment of not more than 30 days  
10 unless otherwise specified in the provision of law defining the  
11 offense.