

Offered: 5/2/86
Referred: Judiciary

Original sponsor: DeVries

1 IN THE SENATE

BY THE HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE

2

CS FOR SENATE BILL NO. 441 (HESS)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to offenses involving restraint of a
7 minor."

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

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

10 Sec. 11.41.340. UNLAWFUL RESTRAINT OF A MINOR. (a) Except as
11 provided in (d) of this section, a person commits the crime of
12 unlawful restraint of a minor if the person takes, entices, or
13 restrains a child under 16 years of age, under circumstances not
14 amounting to a violation of AS 11.41.300 - 11.41.330, with intent to
15 temporarily conceal the child from the child's lawful custodian.

16 (b) In a prosecution under (a) of this section, it is an affir-
17 mative defense that the defendant acted to protect the child from
18 physical harm.

19 (c) Unlawful restraint of a minor is a class A misdemeanor.

20 (d) This section does not apply to employees of the Department
21 of Health and Social Services when performing duties authorized under
22 AS 47.

23 * Sec. 2. AS 11.41.370 is amended by adding a new paragraph to read:

24 (4) "entice" means to solicit, persuade, procure, allure,
25 attract, coax, or induce another person to accompany or remain with
26 the person doing the enticing.