

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2

HOUSE BILL NO. 122

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE -- FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the authority to compromise
7 certain misdemeanors."

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

9 * Section 1. AS 12.45.120 is amended to read:

10 Sec. 12.45.120. AUTHORITY TO COMPROMISE MISDEMEANORS FOR WHICH
11 VICTIM HAS CIVIL ACTION. If [WHEN] a defendant is held to answer on a
12 charge of misdemeanor for which the person injured by the act con-
13 stituting the crime has a remedy by a civil action, the crime may be
14 compromised except when it was committed

15 (1) by or upon a peace officer, judge, or magistrate while
16 in the execution of the duties of that office;

17 (2) riotously;

18 (3) with an intent to commit a felony;

19 (4) larcenously;

20 (5) against

21 (A) a spouse or a former spouse of the defendant;

22 (B) a parent, grandparent, child, or grandchild of the
23 defendant;

24 (C) a member of the social unit comprised of those
25 living together in the same dwelling as the defendant; or

26 (D) a person who is not a spouse or former spouse of
27 the defendant but who previously lived in a spousal relationship
28 with the defendant.