

BY COLLINS, FURNACE, HANLEY,
MENARD, PEARCE, ZAWACKI AND
ULMER

1 IN THE HOUSE

2 HOUSE BILL NO. 426

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to cautionary instructions concern-
7 ing the testimony of children in criminal proceed-
8 ings; and amending Rule 30 of the Alaska Rules of
9 Criminal Procedure."

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

11 * Section 1. AS 12.50 is amended by adding a new section to read:

12 ARTICLE 3. CHILDREN AS WITNESSES.

13 Sec. 12.50.200. CAUTIONARY INSTRUCTION PROHIBITED. In charging
14 the jury at the completion of a trial in which a child has testified,
15 the court may not issue a cautionary instruction to the jury that the
16 testimony of children may be less credible than the testimony of other
17 witnesses.

18 * Sec. 2. AS 12.50.200, added by sec. 1 of this Act, has the effect of
19 amending Alaska Rule of Criminal Procedure 30 by placing a limitation on
20 the instruction the court may make to a jury relating to the testimony of a
21 child.