

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

2

SENATE BILL NO. 247

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 citations for vehicle and traffic
7 offenses."

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

9 * Section 1. AS 12.25.210(a) is amended to read:

10 (a) A peace officer, upon issuing a citation to an alleged
11 violator under AS 12.25.180, shall deposit the original or a copy of
12 the citation with a court having jurisdiction over the alleged of-
13 fense. If the citation charges a vehicle or traffic offense under a
14 municipal ordinance for which imprisonment is not a penalty, the peace
15 officer shall deposit the original or a copy of the citation with the
16 clerk of the municipality that issued the citation, unless otherwise
17 provided under rule adopted by the supreme court.

18 * Sec. 2. AS 28.05.151(c) is amended to read:

19 (c) A person cited for a motor vehicle or traffic offense for
20 which a bail amount has been established under (b) of this section
21 may, within five days from the date of the citation, mail or person-
22 ally deliver to the clerk of the court having jurisdiction over the
23 place where the offense occurred for an offense under state law, or if
24 the citation charges a vehicle or traffic offense under a municipal
25 ordinance for which imprisonment is not a penalty, to the clerk of the
26 municipality, unless otherwise provided under rule adopted by the
27 supreme court,

28 (1) the amount of bail indicated on the citation for that
29 offense; and

1 (2) a copy of the citation signed by the person on an
2 appropriate blank on the citation indicating the person's waiver of
3 appearance, plea of no contest, and direction to forfeit the bail.

4 * Sec. 3. AS 28.15.191(b) is amended to read:

5 (b) A conviction on a plea of no contest [NOLO CONTENDERE]
6 accepted by the court or a forfeiture of bail or collateral deposited
7 to secure a defendant's appearance in court that [WHICH] has not been
8 vacated is equivalent to a conviction for purposes of this chapter.
9 If a defendant enters a plea of no contest and forfeits bail on a
10 citation charging a vehicle or traffic offense under a municipal
11 ordinance for which imprisonment is not a penalty, the municipality
12 shall forward a record of the forfeiture to the department.