

BY REP. DONLEY, Larson, Ulmer, Swackhammer, Barnes, Boucher, Collins,
Poster, Hudson, Menard, Miller, Zawacki, Sharp

1 IN THE HOUSE

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HOUSE BILL NO. 488

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTEENTH LEGISLATURE - SECOND SESSION

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A BILL

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For an Act entitled: "An Act relating to suspended imposition of sen-
7 tence."

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

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* Section 1. AS 12.55.085(f) is amended to read:

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(f) The court may not suspend the imposition of sentence of a

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person who

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(1) is convicted of a violation of AS 11.41.410 - 11.41.455

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or AS 11.71.030;

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(2) is convicted of a violation of AS 11.71.040, and the

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person has one or more prior convictions for a violation of

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AS 11.71.010 - 11.71.040 or of a law in this or another jurisdiction

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having substantially similar elements to those defined in AS 11.71.-

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010 - 11.71.040;

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(3) uses or possesses a firearm in the commission of the

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offense for which the person is convicted; or

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(4) is convicted of a violation of AS 11.41.210 - 11.41.250

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or 11.41.510 - 11.41.530, and the person has one or more prior con-

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victions for a violation of AS 11.41 or for a violation of a law in

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this or another jurisdiction having substantially similar elements to

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those defined in AS 11.41.

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* Sec. 2. AS 12.55.085 is amended by adding a new subsection to read:

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(g) For the purposes of (f) of this section, a person shall be

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considered to have a prior conviction even if that conviction has been

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set aside under (e) of this section or under the equivalent provision

1 of the laws of another jurisdiction.