

HOUSE BILL NO. 510

**IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION**

BY REPRESENTATIVES MACKIE, Ellis, Lincoln

Introduced: 2/18/92

Referred: Health, Education & Social Services, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to criminal offenses and penalties for offenses involving disabled or
2 elderly adults."

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

4 * **Section 1.** AS 08.01 is amended by adding a new section to read:

5 Sec. 08.01.088. **CONVICTION AS GROUNDS FOR DISCIPLINARY ACTION.**
6 Notwithstanding any other provision of this title, the conviction under AS 47.24.010 or 47.24.110
7 of a person licensed, certified, or regulated by the department or a board under this title may be
8 considered by the department or board as grounds for disciplinary proceedings or sanctions.

9 * **Sec. 2.** AS 11.41.200(a) is amended to read:

10 (a) A person commits the crime of assault in the first degree if

11 (1) that person recklessly causes serious physical injury to another by means of
12 a dangerous instrument;

13 (2) with intent to cause serious physical injury to another, the person causes
14 serious physical injury to any person; [OR]

1 (3) the person knowingly engages in conduct that results in serious physical injury
2 to another under circumstances manifesting extreme indifference to the value of human life; or
3 (4) the person recklessly causes serious physical injury to a disabled or
4 elderly adult.

5 * Sec. 3. AS 11.41.210(a) is amended to read:

6 (a) A person commits the crime of assault in the second degree if

7 (1) with intent to cause physical injury to another person; that person causes
8 physical injury to another person by means of a dangerous instrument; [OR]

9 (2) that person recklessly causes serious physical injury to another person; or

10 (3) that person recklessly causes physical injury to a disabled or elderly adult.

11 * Sec. 4. AS 11.41.220(a) is amended to read:

12 (a) A person commits the crime of assault in the third degree if that person recklessly

13 (1) places another person in fear of imminent serious physical injury by means
14 of a dangerous instrument; [OR]

15 (2) causes physical injury to another person by means of a dangerous instrument;

16 or

17 (3) by words or other conduct places a disabled or elderly adult in fear of
18 imminent physical injury.

19 * Sec. 5. AS 11.46.120(a) is amended to read:

20 (a) A person commits the crime of theft in the first degree if the person commits theft
21 as defined in AS 11.46.100 and

22 (1) the value of the property or services is \$25,000 or more; or

23 (2) the victim of the theft is a disabled or elderly adult.

24 * Sec. 6. AS 11.81.900(b) is amended by adding a new paragraph to read:

25 (59) "disabled or elderly adult" means

26 (A) a person 18 years of age or older who has a physical ~~or~~ mental
27 disability, or physical or mental impairment, as defined in AS 18.80.300; or

28 (B) a person 65 years of age or older.

29 * Sec. 7. AS 47.24.010(c) is amended to read:

30 (c) A person who fails to comply with this section is guilty of a class C misdemeanor.

31 If a person convicted under this section is a member of a profession or occupation that is

1 licensed, certified, or regulated by the state, the court shall notify the licensing, certifying,
2 or regulating entity of the conviction [VIOLATION AS DEFINED IN AS 11.81.900(b)].

3 * Sec. 8. AS 47.24.110(b) is amended to read:

4 (b) A person who knowingly fails or refuses to make a report required under (a) of this
5 section is guilty of a class B misdemeanor. If a person convicted under this section is a
6 member of a profession or occupation that is licensed, certified, or regulated by the state,
7 the court shall notify the licensing, certifying, or regulating entity of the conviction.