

**CS FOR HOUSE BILL NO. 152(JUD)**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**EIGHTEENTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE JUDICIARY COMMITTEE**

**Offered: 3/15/93**  
**Referred: Rules**

**Sponsor(s): HOUSE JUDICIARY COMMITTEE**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to magistrate jurisdiction."**

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

3 **\* Section 1. AS 22.15.120 is amended to read:**

4 **Sec. 22.15.120. LIMITATIONS ON PROCEEDINGS WHICH MAGISTRATE**  
5 **MAY HEAR. A magistrate shall preside only in cases and proceedings under**  
6 **AS 22.15.040, 22.15.100, and 22.15.110, and as follows:**

7 **(1) for the recovery of money or damages only when the amount**  
8 **claimed, exclusive of costs, interest, and attorney fees, does not exceed \$5,000;**

9 **(2) for the recovery of specific personal property when the value of the**  
10 **property claimed and the damages for the detention do not exceed \$5,000;**

11 **(3) for the recovery of a penalty or forfeiture, whether given by statute**  
12 **or arising out of contract, not exceeding \$5,000;**

13 **(4) to give judgment without action upon the confession of the**  
14 **defendant for any of the cases specified in this section, except for a penalty or**

- 1 forfeiture imposed by statute;
- 2 (5) to give judgment of conviction upon a plea of guilty or no contest
- 3 by the defendant in a criminal proceeding within the jurisdiction of the district court;
- 4 (6) to hear, try, and enter judgments in all cases involving
- 5 misdemeanors that are not minor offenses, if the defendant consents in writing that
- 6 the magistrate may try the case;
- 7 (7) to hear, try, and enter judgments in all cases involving minor
- 8 offenses [INFRACTIONS UNDER AS 28, VIOLATIONS UNDER AS 05.25 AND
- 9 AS 11,] and violations of ordinances of political subdivisions;
- 10 (8) for the extradition of fugitives as authorized under AS 12.70;
- 11 (9) to provide post-conviction relief under the Alaska Rules of
- 12 Criminal Procedure for any of the cases specified in (5), (6), or (7) of this section
- 13 if the conviction occurred in the district court.
- 14 \* Sec. 2. AS 22.15.120 is amended by adding a new subsection to read:
- 15 (b) In this section, "minor offense" means
- 16 (1) an offense classified by statute as an infraction or a violation;
- 17 (2) an offense for which a bail forfeiture amount has been authorized
- 18 by statute and established by supreme court order; or
- 19 (3) a statutory offense for which a conviction cannot result in
- 20 incarceration, a fine greater than \$300, or the loss of a valuable license.