

HOUSE BILL NO. 313
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE KOTT

Introduced: 1/10/94
Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to suspended imposition of criminal sentences and to the period
2 in which suspension of the imposition of sentence for conviction of the crime of
3 disorderly conduct may be authorized."

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

5 * Section 1. AS 11.61.110(c) is amended to read:

6 (c) Disorderly conduct is a class B misdemeanor and is punishable as
7 authorized in AS 12.55 except that

8 (1) a sentence of imprisonment, if imposed, shall be for a definite term
9 of not more than 10 days; and

10 (2) if imposition of a sentence of imprisonment is suspended under
11 AS 12.55.085, the period for which the imposition of the sentence may be
12 suspended may not exceed 90 days.

13 * Sec. 2. AS 12.55.085(a) is amended to read:

14 (a) Except as provided in (f) of this section, if it appears that there are

1 circumstances in mitigation of the punishment, or that the ends of justice will be
2 served, the court may, in its discretion, suspend the imposition of sentence and may
3 direct that the suspension continue for a period of time [, NOT EXCEEDING THE
4 MAXIMUM TERM OF SENTENCE THAT MAY BE IMPOSED,] and upon the terms
5 and conditions that the court determines, and shall place the person on probation, under
6 the charge and supervision of the probation officer of the court during the suspension.

7 If the court orders suspension of imposition of sentence under this subsection, the
8 period of suspension that the court may order may not exceed the longer of:

9 (1) the maximum term of the sentence that may be imposed; or

10 (2) the maximum period for which imposition of sentence may be
11 suspended if the legislature has authorized a period of suspension of imposition
12 of sentence that is greater than the maximum term of the sentence that may be
13 imposed.

14 * Sec. 3. APPLICABILITY. AS 11.61.110(c)(2) and AS 12.55.085(a)(2), enacted by this
15 Act, apply to suspension of imposition of criminal sentences for crimes committed on or after
16 the effective date of this Act.