

## SENATE BILL NO. 23

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR ZHAROFF

Introduced: 1/11/93

Referred: STA, JUD, FIN

## A BILL

## FOR AN ACT ENTITLED

1 "An Act relating to the crime of terroristic threatening."

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

3 \* Section 1. AS 11.56.810 is amended to read:

4 Sec. 11.56.810. TERRORISTIC THREATENING IN THE FIRST DEGREE.5 (a) A person commits the crime of terroristic threatening in the first degree if the  
6 person7 (1) knowingly makes a false report that a circumstance dangerous to  
8 human life exists or is about to exist and9 (A) places a person in fear of physical injury to a [ANY]  
10 person;

11 (B) causes evacuation of a building; or

12 (C) causes serious public inconvenience; [OR]

13 (2) with intent to place another person in fear of death or serious  
14 physical injury to the person or a [THE PERSON'S IMMEDIATE] family member.

1 makes repeated threats to cause death or serious physical injury to another person; or  
2 (3) is convicted of the crime of terroristic threatening in the second  
3 degree and knowingly contacts, except as allowed by court order, the victim or  
4 a family member of the victim while the person is serving, including being on  
5 probation, the sentence for the crime, or within seven years after the person  
6 completes serving the sentence.

7 (b) Terroristic threatening in the first degree is a class C felony.

8 \* Sec. 2. AS 11.56 is amended by adding new sections to read:

9 Sec. 11.56.812. TERRORISTIC THREATENING IN THE SECOND  
10 DEGREE. (a) A person commits the crime of terroristic threatening in the second  
11 degree if the person recklessly places another person in fear of death or physical  
12 injury, or in fear of the death or physical injury of a family member, by knowingly and  
13 repeatedly following or lying in wait for the person or family member, or engaging in  
14 conduct similar to following or lying in wait for the person or family member.

15 (b) Terroristic threatening in the second degree is a class A misdemeanor.

16 Sec. 11.56.814. DEFINITION. In AS 11.56.810 - 11.56.814, "family member"  
17 of a person means

18 (1) a spouse, child, grandchild, parent, grandparent, or sibling of the  
19 person;

20 (2) a person who lives in a spousal relationship with the person; or

21 (3) a person who lives in the same household as the person.

22 \* Sec. 3. AS 12.25.030(b) is amended to read:

23 (b) In addition to the authority granted under (a) of this section, a peace officer  
24 without a warrant may arrest a person when the peace officer has reasonable cause for  
25 believing that the person has committed a crime under

26 (1) AS 11.56.740; or

27 (2) AS 11.41, AS 11.46.330, AS 11.56.810(a)(3) - 11.56.814, or  
28 AS 11.61.120, or has violated an ordinance with elements substantially similar to the  
29 elements of a crime under AS 11.41, AS 11.46.330, AS 11.56.810(a)(3) - 11.56.814,  
30 or AS 11.61.120, when the victim is a spouse or former spouse of the person who  
31 committed the crime; a parent, grandparent, child, or grandchild of the person who

2 in the same dwelling as the person who committed the crime; or another person who  
3 is not a spouse or former spouse of the person who committed the crime but who  
4 previously lived in a spousal relationship with the person who committed the crime or  
5 is in or has been in a dating, courtship, or engagement relationship with the person  
6 who committed the crime.