

**COMMITTEE REPORT**  
**HOUSE**

(11)

FURTHER:

2/1/84

Date: 2-7-84

The Committee on FINANCE has had SSHB 444

"An Act relating to unlawful restraint of a minor."

under consideration and recommends:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for SSHB 444 (FIN)  same title  
 new title
- and recommends do pass
- AND attaches a "Letter of Intent"  New Fiscal Note 57.4
- reports it back without recommendation  Zero Fiscal Note Attached
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature]  
[Signature]  
[Signature]  
[Signature]  
MILLO H. FRITZ.  
   
   
 

[Signature]  
CHAIRMAN

Original sponsors: Liska and Szymanski

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 444 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to offenses involving restraint of a  
7 minor."

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

9 \* Section 1. AS 11.41 is amended by adding a new section to read:

10 Sec. 11.41.340. UNLAWFUL RESTRAINT OF A MINOR. (a) A person  
11 commits the crime of unlawful restraint of a minor if the person  
12 takes, entices, or restrains a child under 12 years of age, under  
13 circumstances not amounting to a violation of AS 11.41.300 - 11.41.-  
14 330, with intent to temporarily conceal the child from the child's  
15 lawful custodian.

16 (b) In a prosecution under (a) of this section, it is an affir-  
17 mative defense that the defendant acted to protect the child from  
18 physical harm.

19 (c) Unlawful restraint of a minor is a class A misdemeanor.

20 \* Sec. 2. AS 11.41.370 is amended by adding a new paragraph to read:

21 (4) "entice" means to lure, tempt, attract, coax, or lead  
22 astray; to draw on by exciting interest, by ruse or wiles, or by  
23 persuasion, promises, or influence.  
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25  
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STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_

REQUEST

Bill/Resolution No.: HB 444  
 Title: "...unlawful restraint  
 a minor."  
 Sponsor: Rep. Liska  
 Requestor: Rep. Liska  
 Date of Request: 1/12/84

FISCAL DETAIL

Agency Affected: Department of Law  
 Program Category Affected: Administration of Justice  
 BRU, Program or Subprogram(s) Affected: Prosecution

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES		40.6	43.0	45.6	48.3	51.2
200 TRAVEL		4.8	5.1	5.4	5.7	6.0
300 CONTRACTUAL		6.0	6.4	6.8	7.2	7.6
400 SUPPLIES		4.5	3.2	3.4	3.6	3.8
500 EQUIPMENT		1.5	--	--	--	--
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	57.4	57.7	61.2	64.8	68.6
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	57.4	57.7	61.2	64.8	68.6
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME	-0-	1	1	1	1	1
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not specified by sponsor.

ANALYSIS: Attach a separate page for analysis

Prepared By: Richard I. Pegues, Director Phone: 465-3672  
 Division: Administrative Services Date: 1/18/84  
 Approved by Commissioner: Norman G. Gorsuch Date: 1/18/84  
 Agency: Department of Law

Distribution (by Agency preparing fiscal note):

Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

12/1/83

Fiscal Note  
Analysis  
HB 444

January 18, 1984

This bill will provide class A misdemeanor punishment of individuals who unlawfully take, entice or restrain a child under 12 years of age, without rising to the level of child molesting or sexual abuse. The Municipality of Anchorage has a similar ordinance and municipal prosecutors report that they prosecute 20 to 25 such cases each year, based upon the evidence they are able to develop. The incidence of enticement complaints, in the municipality, is much higher averaging about 35 complaints per month.

The department estimates that 40 to 50 of these offenders will be prosecuted each year if this bill is enacted. Because restraint and enticement is not yet unlawful, in most of the state, no hard data on the statewide incidence rate is available. Cases involving young victims are difficult to prove because these victims are usually the prosecution's principal witnesses. Therefore developing these cases can often take a substantial amount of attorney time. The department believes, however, that use of a paralegal trained in assisting the victims of sensitive crimes will be just as effective in developing evidence and far more efficient in terms of state resources. A paralegal assistant, at Anchorage, will be needed, if the bill is enacted.

Fiscal Analysis - HB 444

This analysis assumes the addition of a Paralegal Assistant II (SR16), at Anchorage, to develop the evidence needed to prosecute unlawful restraint and enticement of children under 12 years of age. The position will be available to most of Southcentral Alaska and a modest travel budget is provided for that purpose. Costs beyond FY 85 have been calculated with a 6% inflation factor.

Personal Services	40,569
Travel - Paralegal travel 200 pm = 2,400	
Witness travel 200 pm = 2,400	4,800
Contractual - Staff communications/copying	
250 pm = 3,000	
Witness fees 25 each X 10 per mo.	
= 3,000	6,000
Commodities - Ongoing - expendables and	
library - 250 pm = 3,000	3,000
Commodities - Single time - new position 1,500	1,500
Equipment - Single time - new position 1,500	1,500
	<hr/>
Total	57,369

1.	POSITION TITLE Paralegal Assistant II				RANGE/STEP 16A	BARG. UNIT GGU	FORM 12 PAGE/LINE	GOV.	APPROV.	DISAPP
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION Anchorage	ELECTION DISTRICT	LEG.		
3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE									
	1		2		3					
	PERSONAL SERVICES									
5.	Salary		30,876							
6.	Benefits		5,064							
7.	Supplemental Benefits		1,893							
8.	Fixed Benefits		2,736							
9.	TOTAL PERSONAL SERVICES		01		40,569					
10.	Travel		02		4,800					
11.	Contractual		03		6,000					
12.	Commodities		04		4,500					
13.	Equipment		05		1,500					
14.	Other									
15.	TOTAL COST				57,369					
	RECEIPT CODE				FUNDING SOURCE					
16.					Federal Receipts 1002					
17.					G.F. Match 1003					
18.					General Funds 1004					
19.					I-A Receipts 1005					
20.					Program Receipts 1028					
21.					Other					
FOR D&M USE ONLY										
4A KEY NUMBER _____										

A paralegal assistant will be required to develop evidence to prosecute the crime of unlawful restraint or enticement of children under 12 years of age, if HB 444 is enacted. These cases are difficult to prosecute because of the young age of the victims who are normally the prosecution's principal witnesses. A paralegal, trained in the special techniques necessary to interview and prepare young victims for trial, is best suited for this task.

**13** REQUEST FOR  
NEW POSITION

AGENCY DEPARTMENT OF LAW  
PROGRAM ADMINISTRATION OF JUSTICE  
BRU PROSECUTION  
COMPONENT THIRD JUDICIAL DISTRICT

**FY 85**

Page 1 of 1  
Revised Date \_\_\_\_\_

STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_

REQUEST  
Bill/Resolution No.: HB 444  
Title: "...unlawful restraint  
a minor."  
Sponsor: Rep. Liska  
Requestor: Rep. Liska  
Date of Request: 1/12/84

FISCAL DETAIL  
Agency Affected: Department of Law  
Program Category Affected: Administration of Justice  
BRU, Program or Subprogram(s) Affected: Prosecution

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
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500 EQUIPMENT		1.5	--	--	--	--
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	57.4	57.7	61.2	64.8	68.6
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	57.4	57.7	61.2	64.8	68.6
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME	-0-	1	1	1	1	1
PART-TIME						
TEMPORARY						

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not specified by sponsor.

ANALYSIS: Attach a separate page for analysis

Prepared By: Richard I. Pegues, Director Phone: 465-3672  
Division: Administrative Services Date: 1/18/84  
Approved by Commissioner: Norman G. Gorsuch Date: 1/18/84  
Agency: Department of Law

Distribution (by Agency preparing fiscal note):

Legislative Finance  
Legislative Sponsor  
Requestor  
Office of Management and Budget  
Impacted Agency(ies)

12/1/83

Fiscal Note  
Analysis  
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3.	CONTINUATION LEVEL				JUSTIFICATION					
4.	TYPE OF EXPENDITURE				AMOUNT					
	1		2		3					
	PERSONAL SERVICES									
5.	Salary		30,876							
6.	Benefits		5,064							
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15.	TOTAL COST				57,369					
	RECEIPT CODE	FUNDING SOURCE								
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19.		I-A Receipts 1005								
20.		Program Receipts 1020								
21.		Other								
FOR B&M USE ONLY										
4A KEY NUMBER _____										

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AGENCY DEPARTMENT OF LAW  
PROGRAM ADMINISTRATION OF JUSTICE  
BRU PROSECUTION  
COMPONENT THIRD JUDICIAL DISTRICT

Page 1 of 1  
Revised Date \_\_\_\_\_

**FY 85**

STATE OF ALASKA 1984 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: February 3, 1984

REQUEST:

Bill/Resolution No.: CS for SS for HB444(Jud)  
Title: "An Act relating to unlawful restraint of a minor."  
Sponsor: Judiciary Committee  
Requestor: House Finance  
Date of Request: February 3, 1984

FISCAL DETAIL:

Agency Affected: ADULT CORRECTIONS AGENCY  
Program Category Affected: Administration of Justice  
BRU, Program or Subprogram(s) Affected: Northern, Southcentral & Southeastern Regional Corrections

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY84	FY 85	FY 86	FY 87	FY 88	FY 89
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
800 MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

SOURCE OF FUNDS TO OFFSET FISCAL IMPACT OF BILL:

Not applicable.

ANALYSIS: Attach a separate page for any Analysis.

Prepared By: Roger C. Lange  
Division: Administrative & Support

Phone: 465-3376  
Date: February 3, 1984

Approved by Commissioner: William W. Ludwig  
Department: ADULT CORRECTIONS AGENCY

Date: February 6, 1984

Distribution:

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency (ies)

FISCAL NOTE  
CS for SS for H.B. No. 444 (Judiciary)  
Page 2

#### IV. ANALYSIS

This bill would make it a class A misdemeanor of unlawful restraint of a minor to take, entice or restrain a child under 12 years of age.

The Department of Law estimates that there will be 40 to 50 persons prosecuted annually for this offense. Only a percentage of those persons charged and tried for any crime are convicted. Where there are no presumptive sentencing requirements, a convicted person rarely gets the maximum sentence allowable by law. The crime is a class A misdemeanor which carries a maximum sentence of 1 year on conviction.

Therefore, it is anticipated that there would be no appreciable fiscal impact on the Adult Corrections Agency if this bill is enacted.

DISTRICT COURT FOR THE STATE OF ALASKA  
THIRD JUDICIAL DISTRICT AT ANCHORAGE

MCA  
C  
12/1/81

Filed in the Trial Courts  
STATE OF ALASKA THIRD DISTRICT  
MUNICIPAL CASE # 81-86957

ANCHORAGE  
MUNICIPAL CORPORATION

PLAINTIFF DEC 15 1981

CLERK OF THE TRIAL COURT  
By [Signature] Deputy 81-7727 cr.

AMOS SINGLETARY JR.  
8149 E. 5th  
DOB 1-6-43 SSN 247-40-9044  
AK-OL # 0391516

COMPLAINT

The undersigned complainant, Investigator M. BORRECCO, Juvenile Division personally  
appearing before the undersigned District Judge/Notary and being duly sworn states that on or about the following  
dates of 10 81 at or near Mt. View Residential Area  
Anchorage, Alaska, Third Judicial District, the defendant(s) AMOS SINGLETARY JR.

did unlawfully commit the following offense(s)

COUNT 1

ENTICEMENT: On 3-26-81 in the area of 9th and Klevin, the defendant did  
willfully and unlawfully accost another person or persons and entice them  
to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of (S. S.), a minor female, age 10,  
that the defendant did call to her while sitting in his vehicle for her to  
come into his vehicle. The victim stated that the suspect ordered her to  
his vehicle, then exited his vehicle at which time she ran from the area.  
The victim further stated that the vehicle was an orange Chevy coupe. This  
complaint is further based on an investigation by the complainant that the  
suspect did own an orange Chevy coupe, Alaska license (AJY148) and further  
based on the M.O. involving suspect in numerous other similar incidents.

COUNT 2

ENTICEMENT: On 3-28-81 in the area of 16th and Valarian, the defendant did  
willfully and unlawfully accost another person or persons and entice them to  
enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.150, Anchorage Code of Ordinances.

This complaint is based on the statements of R. B., a minor female, age 17,  
M. W., a minor female, age 12, and F. S., a minor female age 15, that the

COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_

DISTRICT JUDGE/NOTARY

PAGE \_\_\_\_ OF \_\_\_\_

## COMPLAINT CONTINUATION

defendant did follow and approach the victims in a white and maroon Blazer type vehicle, Alaska license (ALA369) and motion with his hand to the victims to enter his vehicle.

COUNT 3

ENTICEMENT: On 5-25-81 in the area of 3327 Richmond, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of C. T., a minor female, age 15, that the defendant did approach her while in his vehicle, a white and maroon GMC, Alaska license ALA369, while she was walking to her residence. The victim stated that the suspect beeped his horn and asked her to get into the vehicle. The victim further stated that the suspect offered her a smoke of a marijuana cigarette and after she refused and entered her house she observed the vehicle in the area for a considerable time. This is further based on the check of the license number which was found to belong to AMOS SINGLETARY and further based upon the identification of the suspect from a photo line-up by the victim.

COUNT 4

ENTICEMENT: On 9-26-81 in the area of North Irwin and Peterkin, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of N. T., a minor female, age 12, D. E., a minor female, age 13, and S. T., a minor female, age 17, that the defendant did attempt to get them into his vehicle by repeatedly stating "come in the car and I'll give you girls a good time". The victims further stated that the defendant had offered them a smoke of a joint and also some alcohol. This complaint is further based on the identification of the suspect by the victims at the time of the incident to an investigating officer and at the same time the defendant was driving a 1978 GMC Jimmy, Alaska license ALD369.

COUNT 5

ENTICEMENT: On 10-3-81 in the area of 436 N. Price Street, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

\_\_\_\_\_  
COMPLAINANT SIGNATURE & TITLE

TAKEN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_.

\_\_\_\_\_  
DISTRICT JUDGE/NOTARY

PAGE \_\_\_\_ OF \_\_\_\_

## COMPLAINT CONTINUATION

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of M. V., a minor female, age 15, and T. A., a minor female, age 9, that the defendant did approach them in his maroon and white GMC Blazer type vehicle and attempt to convince them to enter his vehicle. The victim M. V. further stated that the suspect stated to her "can I meet you later" and "maybe we can go cruising and go out to parties". She further added that he has stated "maybe we can get high together" and has offered her some substance which she identified as appearing to be marijuana. Victim M. V. has stated that suspect has followed her on numerous occasions from school and has attempted on these occasions to get her to enter his vehicle. This complaint is further based on the identification of the suspect by both victims from a collection of photographs.

COUNT 6

ENTICEMENT: On 11-8-81 in the area of Park and Mt. View Drive, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of V. P., a minor female, age 11, and W. H., a minor female, age 12, who stated that the defendant did approach them in his vehicle, which was an orange Blazer type vehicle and attempted to convince them to enter the vehicle with the pretense of giving a ride. The victims stated that when they refused the defendant stopped his vehicle and attempted to exit the vehicle near them at which time the victims ran off in fear that the defendant was going to grab them and pull them into the vehicle. This complaint is further based on the descriptions of the defendant and the defendant's vehicle as well as the M.O. of the defendant in other similar cases.

COUNT 7

ENTICEMENT: On 11-9-81 in the area of Price and Peterkin, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of S. L., a minor female, age 12, and L. W., a minor female, age 9, that the defendant did approach them while in his vehicle an orange Chevy Monte Carlo, Alaska license BFH332, and attempted to entice them into his vehicle. Further based on the statement of the victim that the defendant gave her a roach clip and told her that he would give her money if

\_\_\_\_\_  
COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_

\_\_\_\_\_  
DISTRICT JUDGE/MOTARY

PAGE \_\_\_\_ OF \_\_\_\_

## COMPLAINT CONTINUATION

she wanted it or if she needed any drugs or anything he could also get a hold of them for her. Further based on the identification of the suspect from a photo collection and the M.O. of the defendant as well as a registration check which showed the vehicle to belong to the defendant.

COUNT 8

ENTICEMENT: On 11-10-81 at the area of Clark Junior High School Parking Lot, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statement of S. L., a minor female, age 12, that the defendant did approach her in his vehicle, a gold vehicle, Alaska license BFN332 and order her to come to his vehicle and attempt to convince her to enter it. Further based on the identification of the suspect by the victim who had had contact with the suspect the day before and in the same vehicle.

COUNT 9

ENTICEMENT: On 11-28-81 at the area of 400 N. Bragaw, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statement of S. L., a minor female, age 12, that the defendant did approach her driving a red and white Blazer type vehicle, whom she had recognized as being the same subject who had attempted to entice her on previous occasions. The victim stated that the defendant attempted to convince her to enter the vehicle and when she chose a new area to walk through the subject drove up in another area and again contacted her attempting to get her to still enter the vehicle. This complaint is further based on the identification of the defendant at the time of the incident by the victim to a patrol officer who stopped the vehicle and obtained information from the driver/defendant.

COUNT 10

ENTICEMENT: On 11-9-81, at the area of Flower Street and Parsons, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statement of F. S., a minor female, age 16, that she

\_\_\_\_\_  
COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_.

\_\_\_\_\_  
DISTRICT JUDGE/NOTARY

PAGE \_\_\_\_ OF \_\_\_\_

## COMPLAINT CONTINUATION

and her friend, S. H., a minor female juvenile, were contacted by the defendant while waiting at a bus stop at which time he attempted to get them to enter his vehicle. Further based on the statements of the victim that the defendant, whom she was fearful of, made comments to her upon observing a police vehicle in the area, "don't let the police think something is going on around here". Further based upon the victim's description of the suspect and the suspect vehicle which she obtained a license from which was BFN332.

COUNT 11

ENTICEMENT: On 11-28-81 in the area of 425 N. Price Street, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of V. G., a minor female, age 15, and D. H., a minor female, age 15, that the defendant did approach them while in his vehicle, a maroon and white Blazer type vehicle, Alaska license BGB944, and made comments such as "do you want to get high, do you want to get in the car and get high, do you want to come to my house and get high". The victim, V. G. and D. H., further stated that the defendant offered them some alcohol in a pop can, in addition to the marijuana. This complaint is further based on the description of the vehicle and suspect and M.O. of the suspect known to the victims and matching that of other cases involving suspect SINGLETARY.

COUNT 12

ENTICEMENT: On 12-13-81 in the 300 Block of Bragaw Street, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of Melad'ee KING, a female adult, and P. E., a minor female, age 16, that the defendant did approach them while in his vehicle, a white and maroon GMC, Alaska license BFB944, and attempt to entice them into his vehicle by motioning them to the vehicle. This complaint is further based on the identification of the defendant by the victims whom they had observed in the area on numerous other occasions attempting to pick young female juveniles up, including themselves.

COUNT 13

ENTICEMENT: On 12-13-81 in the area of the 10-4 Cafe, Mt. View and Pine, the defendant did willfully and unlawfully accost another person or persons and entice

\_\_\_\_\_  
COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_

\_\_\_\_\_  
DISTRICT JUDGE/NOTARY

PAGE \_\_\_\_ OF \_\_\_\_

## COMPLAINT CONTINUATION

them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of C. E., a minor female, age 13, L. A., a minor female, age 15, and D. E., a minor female, age 14, that the defendant did approach them in his vehicle, a red and white Blazer type vehicle, and attempt to entice them to his vehicle. Further based on the identification of the suspect by the victims from a photo collection and further based upon the identification by the victims of the suspect whom they had had prior contact with when he had attempted to entice them into his vehicle on other occasions.

COUNT 14

ENTICEMENT: On 12-13-81 at the area of 340E Tarwater, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statement of C. W., a minor female, age 15, that the defendant did approach her in his vehicle, a white and red GMC, Alaska license BGB944, and attempt to entice her into his vehicle. Further based on the fact that the defendant was known to the victim from prior incidents where he had attempted to entice her, as well as other female juveniles in the area.

COUNT 15

ENTICEMENT: On 12-14-81 at the area of Mt. View Elementary at Bragaw and McPhee, the defendant did willfully and unlawfully accost another person or persons and entice them to enter his automobile for an unlawful purpose.

Which is in violation of Section 8.05.160, Anchorage Code of Ordinances.

This complaint is based on the statements of D. E., a minor female, age 14, and C. E., a minor female, age 12, that the defendant did approach them in his vehicle, a tannish brown coupe, and attempt to entice them into his vehicle by motioning and waving them to the vehicle. Further based on the identification of the suspect by both victims who recognized him from prior encounters where suspect has attempted to entice them into other vehicles that he has driven. Further based on identification of suspect from photo collection as being the one who attempted to entice them into his vehicle on this date.

COUNT 16

ASSAULT AND BATTERY: On 11-9-81, the area of Price and Peterkin, the defendant

\_\_\_\_\_  
COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS \_\_\_\_ DAY OF \_\_\_\_\_ 19 \_\_\_\_

\_\_\_\_\_  
DISTRICT JUDGE/NOTARY

PAGE \_\_\_\_ OF \_\_\_\_

COMPLAINT CONTINUATION

did willfully and unlawfully assault and batter the person of S. L., a minor female, age 12.

Which is in violation of Section 8.05.030, Anchorage Code of Ordinances.

This complaint is based on the statements of S. L., a minor female, age 12, that the defendant did assault and batter her by grabbing her arm against her will and attempt to pull her into his vehicle. This is further based on the identification of the suspect by the victim and statements of another female juvenile who witnessed the incident.

COURT 17

ASSAULT AND BATTERY: On 12-13-81 in the area of 3408 Tarwater, the defendant did willfully and unlawfully assault and batter the person of C. W., a minor female, age 15.

Which is in violation of Section 8.05.030, Anchorage Code of Ordinances.

This complaint is based on the statements of C. W. a minor female, age 15, that the defendant, identified from previous contacts by the victim, did assault her by grabbing her arm and attempting to draw her into his vehicle, causing the victim to sustain a sprained arm due to the force used by the defendant and the victims resistance.

*[Handwritten Signature]*  
COMPLAINANT SIGNATURE & TITLE

SWORN TO AND SUBSCRIBED BEFORE ME,  
THIS \_\_\_ DAY OF \_\_, 19\_\_.

*[Handwritten Signature]*  
NOTARY  
My Commission Expires  
October 25, 1985

PAGE \_\_\_ OF \_\_\_

DATE FILED: 12/15/81

HEARING RECORD

DISTRICT COURT  
IN THE STATE OF ALASKA  
AT ANCHORAGE

STATE OF ALASKA  
MUNICIPALITY  
VS

JAN MRI-7727

DEFENDANT ANDS SINGLETARY, JR.

CHARGE CTS. I TRU 15; Enticement/CT.16 & 17;

DEFENDANT'S ADDRESS 7149 5th

PHONE 344-4721 STATUTE Assault and Battery  
ORDINANCE 8.05.160/ 8.05.030

DEFENDANT'S EMPLOYMENT U.S. Marine

REGULATION  
PHONE 267-1248

DRIVERS LICENSE NO  
PROSECUTING ATTORNEY

STATE

DATE OF OFFENSE 3/28/81

DEFENSE ATTORNEY

DATE OF BIRTH 1/6/43

ARRAIGNMENT DATE

12-15-81

JUDGE

Arrows

BAIL POSTED \$

PLEA

BAIL SET \$

5,000

RECEIPT NUMBER

- NOT GUILTY Met.
- GUILTY
- NOLO CONTENDERE

CONDITIONS

(1) A and to interview in his info  
 (2) review of file - leave only  
 (3) stay out of the way etc.

BAIL EXORCATED

BAIL FORFEIT

BAIL REINSTATED

CALENDAR CALL DATE

1-5-82 6:17:30

BAIL REVIEW DATE

12-16-81 3pm

JUDGE

Other than Arrows

BAIL REDUCED TO \$ (600. cash only)

CONDITIONS

(subject to further review)

CHANGE OF PLEA DATE

- GUILTY
- NOLO CONTENDERE

INFORMATION ON CHARGE

TRIAL DATE (JURY) (NON JURY)

JUDGE

FINDINGS

- COURT
- GUILTY
- JURY
- NOT GUILTY

DISMISSAL

BENCH WARRANT

SUMMONS

SUSPENDED IMPOSITION OF SENTENCE FOR	CONDITIONS	<input type="checkbox"/> NO SIMILAR VIOLATIONS FOR	_____	
		<input type="checkbox"/> PAY \$ _____	TO THE COURT REGISTRY	
		<input type="checkbox"/> OTHER _____	_____	
SENTENCE	FINE \$ _____	FINE SUSPENDED \$ _____	FINE DUE _____	BAIL TO FINE \$ _____
	JAIL _____	SUSPENDED _____	REP _____	
CONDITIONS				
<input type="checkbox"/> NO SIMILAR VIOLATIONS FOR _____		<input type="checkbox"/> COMPLETE DEFENSIVE DRIVERS COURSE		
<input type="checkbox"/> COMPLY WITH RECOMMENDATIONS OF ALCOHOL SCREENING		_____		
<input type="checkbox"/> OTHER _____		_____		
DRIVERS LICENSE ACTION	<input type="checkbox"/> REVOKED	<input type="checkbox"/> SUSPENDED FOR _____	_____	
	<input type="checkbox"/> LIMITED CONDITIONS	_____		
DATE	12-15-81	JUDGE/MAGISTRATE	E. Arrows	

12-15-81 For Trip to interview - Ct denies P.D. entry to room  
 12/16/81 Bail setting (subject to further review)  
 12/16/81 A waived atty for bail hearing - here + tried to contact atty while in custody.

# STATE OF ALASKA

## THE LEGISLATURE

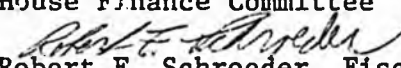
BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

### MEMORANDUM

DATE: February 3, 1984

TO: Representative Al Adams, Chairman  
House Finance Committee

FROM:  Robert F. Schroeder, Fiscal Analyst  
Legislative Finance Division

SUBJ: SSHB 444 - "An Act relating to unlawful restraint of a minor."

It appears to me that funding for the fiscal note by the Department of Law can be deferred. I have no reason to doubt the integrity of the fiscal note; but, I point your attention to the second sentence of paragraph two of the fiscal note analysis. The Department says ". . . no hard data on the statewide incidence rate is available."

I suggest that if the bill becomes law this Session, it will be approximately the beginning of 1985 (at least six months into the program) before the Department has an idea of the incidence rate, and if a significant cost is imminent, the Legislature will be in Session to deal with a supplemental appropriation request.

RFS:ro

# MEMORANDUM

# State of Alaska

TO: Louann Cutler  
Professional Assistant  
House Finance Committee

DATE: February 6, 1984

FILE NO:

TELEPHONE NO:

FROM: NORMAN C. GORSUCH  
ATTORNEY GENERAL

DANIEL W. HICKEY  
CHIEF PROSECUTOR

SUBJECT: Suggested Amendments to  
CS SSHB 444 (Jud)  
Unlawful Restraint of  
a Minor

By: Gayle A. Horetski *G.A.H.*  
Assistant Attorney General

As we discussed on Friday, I would suggest that CS SSHB 444, which is scheduled for a hearing before the House Finance Committee on February 7, 1984, be amended in three ways:

1) That the title of the bill be changed to read: "An act relating to unlawful restraint of a minor, and adding a definition of 'entice'".

2) That the word "temporarily" be added on line 13 of the bill. The relevant portion of the bill would then read: "with intent to temporarily conceal the child from the child's lawful custodian."

3) That the definition of the word "entice" shown below be substituted for the definition of that term now contained in section 2 of the bill.

Section 2 would then read:

Sec. 2. AS 11.41.370 is amended by adding a new paragraph to read:

(4) "entice" means to lure, tempt, attract, coax, or lead astray; to draw on by exciting interest, by ruse or wiles, or by persuasion, promises, or influence.

I have discussed these changes with the original sponsor of the bill, Representative John Liska, and he has indicated that he is in agreement with them. I believe that he is planning to offer them as amendments at the Finance Committee meeting on Tuesday, but you may wish to check with him to

confirm this. I plan to be at the meeting on February 7th in case the committee members have any questions about the bill.

Thank you for contacting me on this matter. Please give me a call at extension 3428 if you have any questions.

GAH/gb-01

ANCHORAGE TIMES 7 MAY 83  
**'Candyman' gets 8-year term**

Robert Sauer, who earned the nickname "Candyman" for enticing young girls with candy and money, was sentenced to eight years in prison Thursday on four counts of sexual abuse of a minor.

Superior Court Judge Ralph Moody told Sauer, 63, "This is one of the most severe child molestation cases I've ever seen."

Moody said the prospects of rehabilitation were questionable for a man of Sauer's age, adding there was a clear need to remove him from the public.

"We can't tolerate crimes against children," he said.

Sauer, who was convicted by a jury Oct. 29, was sentenced to 14 years in prison, then ordered to serve eight years and placed on probation for the other six.

He was charged with engaging in sexual acts with four girls ranging in age from 7 to 11 from late 1981 until mid-1982.

ANC TIMES 18 MAY 83

# Rodriquez lured students, witness says

by Jeff Berlner  
Times Writer

Carlos "Chico" Rodriquez enticed West High School students into his web of pornography, burglary, drugs and sex, the jury in the Rodriquez trial was told Tuesday.

A former West High School student took the witness stand and declared that Rodriquez had told him, "I get a whole bunch of people from West."

The youth, now 21, said he had just had sex — at the invitation of Rodriquez — with a girl described as a West High student but a stranger to the boy, when Rodriquez made the remark.

The 1302 W. 26th Ave. home where Rodriquez lived and allegedly directed his ring of juvenile burglars, prostitutes and pornography stars is just a short distance from West High.

Now an Anchorage college student, the witness described how he willingly engaged in sex with Rodriquez after the man picked him up in a chance encounter. The young man said he had just left work at midnight one summer night in 1978 and

was walking to an all-night store when Rodriquez offered him a ride.

The youth acknowledged smoking marijuana with Rodriquez and consenting to have sex first with the girl Rodriquez had in his bedroom and then with Rodriquez himself. He said he returned later for more drugs and sex.

But it turned out that the Rodriquez house was apparently under surveillance. The young man, then 16 and enrolled in an Alaska State Trooper youth training program, was confronted by troopers about drug use and later picked out of a surveillance photo showing him entering Rodriquez' house.

However, this youth was characteristically different than the other prosecution witnesses who have testified against Rodriquez. Dressed in a three-piece suit and speaking articulately and forthrightly, the then-trooper trainee offered details about the several sexual encounters in no uncertain terms. He also described the movie studio set-up Rodriquez had to show and make

pornographic films.

The student's testimony was in contrast to that of other prosecution witnesses who, down and out, said they found refuge with Rodriquez and reluctantly traded sexual services for money and drugs. Or, in some cases, they said they were raped or tried to fight off the man's sexual advances. Most were homeless and in trouble with the law.

Tuesday Superior Court Judge Ralph Moody charged Defense Lawyer Mitchel Schapira with delving too deeply into the backgrounds of the troubled youths. Schapira, in an attempt to discredit the prosecution witnesses, has gone over and over their drug-using habits and their run-ins with authorities.

Moody ordered the jury out of the courtroom Tuesday morning while he threatened Schapira with legal sanctions if he continued a line of questioning, which made it appear as if the witnesses were on trial and not his client.

Rodriquez faces 28 felonies in the case and all 12 victims named in the indictment have testified.

Prosecutor Paul Olson is calling to the stand other witnesses to corroborate the stories told by the victims.

The only girl to testify became confused about which neighborhood the man she knew as "Romeo" really lived in and, although she could remember few details about the month she reportedly lived with Rodriquez, she told jurors she remembered his tattoo.

Another witness Tuesday told jurors that Rodriquez came to his aide at Chilkoot Charlie's when his car wouldn't start. He returned with Rodriquez to the older man's house to get some cables to jump-start the boy's car. But instead, the boy testified, Rodriquez jumped him. Rodriquez allegedly ripped down the boy's pants before the youth was able to knock the man down, run back to the bar and summon police. Officers found the boy hysterical and the Rodriquez home dark and deserted.

The teen told jurors that Rodriquez' house was full of drug paraphenalia and "looked like a whorehouse inside."

These children appeared on the role call at  
the conclusion of the television movie

# ADAM



Broadcast on NBC, October 10, 1983 9-11 p.m. N.Y.T.

If you think you have any information on the whereabouts of any of these children, or any other missing children, please call CHILD FIND, toll free (800) 431-5005 - in New York (914) 255-1848. All calls will be kept confidential.

Special thanks to NBC and Alan Landsburg Productions for making publication of this poster possible.



Debra Jenn Cole  
D.O.B. 3/29/69



Ann Gotlib  
D.O.B. 5/5/71



Cary Sayegh  
D.O.B. 11/12/71



Reagan Uden  
D.O.B. 5/25/70



Richard Uden  
D.O.B. 11/22/68



Rickey Barnett  
D.O.B. 11/26/79



Ryan Burton  
D.O.B. 8/2/78



Eton Patz  
D.O.B. 10/9/72



Holly Ann Hughes  
D.O.B. 1/23/74



John David Gosch  
D.O.B. 11/12/69



Rebecca Scott  
D.O.B. 12/19/74



Taj Narbonne  
D.O.B. 6/18/71



Charlotta Kinsey  
D.O.B. 9/10/68



Cinda Leann Pallott  
D.O.B. 5/13/68



Russell John Mart  
D.O.B. 9/11/79



Jennifer Marteliz  
D.O.B. 6/8/75



John Davies  
D.O.B. 8/5/66



Tiffany Papesh  
D.O.B. 7/2/71



Valeria Stackie  
D.O.B. 5/31/68



Sarah Avon  
D.O.B. 1/6/75





Christia Lynn Forni  
D.O.B. 1/18/73



Lisa Stock  
D.O.B. 4/19/78



Wallace Guidroz  
D.O.B. 3/24/80



Dea Scofield  
D.O.B. 1/8/64



James Trotter  
D.O.B. 6/12/65



Joanna Pierce  
D.O.B. 12/29/68



Martyn Shirlen  
D.O.B. 10/14/71



Jennifer Rose Lenkar  
D.O.B. 8/12/79



Jennifer Swisher  
D.O.B. 2/10/77



Raymond Fowler  
D.O.B. 9/29/76



Ottum Day Staelling  
D.O.B. 7/8/77



Kelly Junior Hallum  
D.O.B. 11/17/75



Richard Wolansky  
D.O.B. 2/19/77



Benjamin Martinez  
D.O.B. 8/5/80



Justin Clark  
D.O.B. 5/8/80



Sherene Shalhub  
D.O.B. 6/22/72



Cynthia Clark  
D.O.B. 12/22/74



Melissa Lamendola  
D.O.B. 8/4/77



Edward Fitzpatrick  
D.O.B. 12/27/75



Sean Fitzpatrick  
D.O.B. 2/27/77



Melissa Hudman  
D.O.B. 8/6/74



Miakka Gypsy Barton  
D.O.B. 1/24/74



Jamie Humphrey  
D.O.B. 2/25/76



Jorge Alfaro  
D.O.B. 2/4/80



David Fawcett, Jr.  
D.O.B. 5/28/78



Victoria Harrison  
D.O.B. 7/25/80



Dale John Gervald  
D.O.B. 4/17/79



Brian Harrison  
D.O.B. 5/2/80



Kevin Lovelace  
D.O.B. 4/19/79



James Diehl  
D.O.B. 11/17/69



Shannan Ketran



Michael Heim



Nyleen Kay Marshall



Robert Joseph Fritz



Bryan Anthony McCane

Collateral references. — 1 Am. Jur. 2d, Abduction and Kidnapping, § 1 et seq. 1 C.J.S., Abduction, § 1 et seq.; 51 C.J.S., Kidnapping, § 1 et seq.

Forcing another to transport one as constituting offense of kidnapping or of abduction, 62 ALR 200.

Fiction of loss of services as a condition of action for abduction of child, 72 ALR 847.

Kidnapping or other criminal offense by taking or removal of child by, or under authority of, parent, or one in loco parentis, 77 ALR 317.

Offense of abduction or kidnapping as affected by defendant's belief in legality of his act, 114 ALR 870.

Fraud or false pretenses, kidnapping by, 95 ALR2d 450.

What is harm within provisions of statutes increasing penalty for kidnapping where victim suffers harm, 11 ALR3d 1053.

Seizure or detention for purposes of committing rape, robbery, or similar offense as constituting separate crime of kidnapping, 43 ALR3d 699.

Necessity and sufficiency of showing, in kidnapping prosecution, that detention was with intent to "secretly" confine victim, 98 ALR3d 733.

**Sec. 11.41.300. Kidnapping.** (a) A person commits the crime of kidnapping if

- (1) the person restrains another with intent to
    - (A) hold the restrained person for ransom, reward, or other payment;
    - (B) use the restrained person as a shield or hostage;
    - (C) inflict physical injury upon or sexually assault the restrained person or place the restrained person or a third person in apprehension that any person will be subjected to serious physical injury or sexual assault;
    - (D) interfere with the performance of a governmental or political function; or
    - (E) facilitate the commission of a felony or flight after commission of a felony; or
  - (2) the person restrains another
    - (A) by secreting and holding the restrained person in a place where the restrained person is not likely to be found; or
    - (B) under circumstances which expose the restrained person to a substantial risk of serious physical injury.
- (b) In a prosecution under (a)(2)(A) of this section, it is an affirmative defense that
- (1) the defendant was a relative of the victim;
  - (2) the victim was a child under 18 years of age or an incompetent person; and
  - (3) the primary intent of the defendant was to assume custody of the victim.
- (c) Except as provided in (d) of this section, kidnapping is an unclassified felony and is punishable as provided in AS 12.55.

§ 11.41.300

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§ 11.41.300

CRIMINAL LAW

§ 11.41.300

(d) In a prosecution for kidnapping, it is an affirmative defense which reduces the crime to a class A felony that the defendant voluntarily caused the release of the victim alive in a safe place before arrest, or within 24 hours after arrest, without having caused serious physical injury to the victim and without having engaged in conduct described in AS 11.41.410(a)(1) or (2) or 11.41.420. (§ 3 ch 166 SLA 1978; am § 7 ch 102 SLA 1980)

Cross references. — For punishment, see AS 12.55.125(b).

Effect of amendments. — The 1980 amendment inserted "or sexually assault him" following "injury upon him" near the beginning of subparagraph (a)(1)(C), and added "or sexual assault" at the end of sub-

paragraph (a)(1)(C).

Legislative history reports. — For a report on Chapter 102, SLA 1980 (HCS CSSB 511), see 1980 Senate Journal Supplement, No. 44, May 29, 1980, or 1980 House Journal Supplement, No. 79, May 28, 1980.

NOTES TO DECISIONS

Editor's notes. — Many of the cases cited in the notes below were decided under former AS 11.15.260.

The crime of kidnapping is designed to protect the general personal security of citizens both in their persons and property. Ladd v. State, Sup. Ct. Op. No. 1450 (File No. 2475), 568 P.2d 960 (1977), cert. denied, 435 U.S. 928, 98 S. Ct. 1498, 55 L. Ed. 2d 524 (1978).

Constitutionality of former statute. — See Levashakoff v. State, Sup. Ct. Op. No. 1446 (File No. 2830), 565 P.2d 504 (1977).

Scope of former statute. — See Crump v. State, Sup. Ct. Op. No. 2309 (File No. 4546), 625 P.2d 857 (1981).

For discussion of elements that were required to be proved under former AS 11.15.260, see Davis v. State, Ct. App. Op. No. 23 (File No. 5100), 635 P.2d 481 (1981).

Exemption. — The new criminal code, which states that it is an affirmative defense that defendant was a relative of the victim, provides for a broader exemption from the kidnapping statute than the absolute exemption for the abduction of a minor by his parent under former AS 11.15.260. Crump v. State, Sup. Ct. Op. No. 2309 (File No. 4546), 625 P.2d 857 (1981).

For case discussing the parental exemption contained in Alaska's former kidnapping statute, AS 11.15.260, Lythgoe v. State, Sup. Ct. Op. No. 2235 (File No. 4497), 626 P.2d 1082 (1980).

Liability of agent for person not entitled to custody of child. — Where a person, while acting as an agent for a parent

not entitled to custody, takes a child from one entitled to custody, the person can be convicted of both the substantive crime of kidnapping and conspiracy to kidnap. Crump v. State, Sup. Ct. Op. No. 2309 (File No. 4546), 625 P.2d 857 (1981).

Conspiracy to kidnap. — Conspiracy to kidnap is no longer defined as an offense in Alaska under the newly revised criminal code. Lythgoe v. State, Sup. Ct. Op. No. 2235 (File No. 4497), 626 P.2d 1082 (1980).

Separate crimes. — Rape, assault with a dangerous weapon, and kidnapping were separate crimes with separate elements. Lacy v. State, Sup. Ct. Op. No. 2039 (File No. 3741), 608 P.2d 19 (1980).

Separate sentences were called for where defendant's conduct in kidnapping and raping his victim and assaulting her with a deadly weapon constituted the commission of three distinct offenses, each of which violated a different societal interest. State v. Occhipinti, Sup. Ct. Op. No. 1405 (File No. 3084), 562 P.2d 348 (1977).

Sentences upheld. — See Morrell v. State, Sup. Ct. Op. No. 1577 (File No. 2790), 575 P.2d 1200 (1978); Post v. State, Sup. Ct. Op. No. 1642 (File No. 2851), 580 P.2d 304 (1978); Davis v. State, Ct. App. Op. No. 23 (File No. 5100), 635 P.2d 481 (1981); Williams v. State, Ct. App. Op. No. 139 (File No. 5676), 652 P.2d 478 (1982).

Sentence found excessive. — See Hintz v. State, Sup. Ct. Op. No. 2334 (File No. 3541), 627 P.2d 207 (1981).

Applied in Nukapigak v. State, Ct. App. Op. No. 90 (File No. 5820), 645 P.2d 215 (1982); Bidwell v. State, Ct. App. Op. No. 199 (File No. 6290), 656 P.2d 592

(1983); Baker v. State, Ct. App. Op. No. 202 (File No. 6961), 655 P.2d 1324 (1983); Reynolds v. State, Ct. App. Op. No. 262 (File No. 6890), 664 P.2d 621 (1983).

Cited in Nukapigak v. State, Sup. Ct. Op. No. 2667 (File No. 5820), P.2d (1983); Johnson v. State, Ct. App. Op. No. 267 (File No. 6662), 665 P.2d 566 (1983).

**Sec. 11.41.320. Custodial interference in the first degree.** (a) A person commits the crime of custodial interference in the first degree if the person violates AS 11.41.330 and causes the victim to be removed from the state.

(b) Custodial interference in the first degree is a class C felony. (§ 3 ch 166 SLA 1978)

Collateral references. — Fiction of loss of services as condition of action for abduction of child, 72 ALR 847.

taking or removal of child by, or under authority of, parent or one in loco parentis, 77 ALR 317.

Kidnapping or other criminal offense by

**Sec. 11.41.330. Custodial interference in the second degree.** (a) A person commits the crime of custodial interference in the second degree if, being a relative of a child under 18 years of age or a relative of an incompetent person and knowing that the person has no legal right to do so, the person takes, entices, or keeps that child or incompetent person from a lawful custodian with intent to hold the child or incompetent person for a protracted period.

(b) Custodial interference in the second degree is a class A misdemeanor. (§ 3 ch 166 SLA 1978)

**Sec. 11.41.370. Definitions.** In AS 11.41.300 — 11.41.370, unless the context requires otherwise,

(1) "lawful custodian" means a parent, guardian, or other person responsible by authority of law for the care, custody, or control of another;

(2) "relative" means a parent, stepparent, ancestor, descendant, sibling, uncle, or aunt, including a relative of the same degree through marriage or adoption;

(3) "restrain" means to restrict a person's movements unlawfully and without consent, so as to interfere substantially with the person's liberty by moving the person from one place to another or by confining the person either in the place where the restriction commences or in a place to which the person has been moved; a restraint is "without consent" if it is accomplished

(A) by acquiescence of the restrained person, if the restrained person is under 16 years of age or is incompetent and the restrained person's lawful custodian has not acquiesced in the movement or confinement; or

(B) by force, threat, or deception. (§ 3 ch 166 SLA 1978)

WHEN I was a child 30 years ago, I lived in a quiet suburb with a small road at the front and a large YMCA sports field at the back. We children played both on the road and in the field in confident safety. Cars drove slowly when children were about and everyone connected with the YMCA was considered to be trustworthy. From the age of six, I walked to school alone. I often "tricked up" conversations with strangers. No harm ever came to me.

"You cannot bring up children wrapped in cotton wool," is an old saying, and a reasonable one. Dr Spock and the other child experts warn mothers against the dangers of over-protecting their children. Over-protection turns children into anxious and neurotic adults. Children must learn independence and self-confidence by dealing with life at large.

The recent spate of appalling child murders in the north of England—as well as the rape and assault of little girls in London parks—has served to remind parents of a chilling truth that is gradually becoming obvious in our times: The days of safe childhood seem to be over. We cannot, it seems, raise our children with the freedom of movement and social trust that prevailed in our own childhood. We are gradually realising that children today have to be accompanied to and from school until they are 11 or 12; perhaps with girls until they are 16.

Parents are coming to understand, in identifying with the suffering of the little victims parents, that young children are no longer safe anywhere without adult supervision: not in parks, not on roads, not in the most remote sorts of places. Even remote playgrounds especially designed for children need a protective adult eye. Children cannot be sent on shopping errands with an easy mind any more.

Sanguine advice from the child experts about not being neurotically over-protective towards children is all very reasonable and balanced; but the world we are coming to inhabit seems no longer either balanced or reasonable. We may have no choice but to see our children grow up anxious and insecure from over-careful protection; the alternative is to risk their not growing up at all.

This spreading attitude of cautiousness is exemplified by a Home Office film soon to be shown in schools, called, "Say No to Strangers." It replaces the more mildly named earlier film, entitled "Never Go With Strangers." The film warns children never to accept anything from a stranger; never to get a lift from a stranger; never to play out with a stranger; never to go to school.

# Why innocent children are in danger



Even so, some teachers and parents consider the film too bland, since it doesn't spell out in stark detail what can happen to a child in sexual assault or murder. And psychologists point out that not all children are assaulted or killed by strangers, sometimes the attacker is a person they know. Can you teach children to be wary about speaking even to an apparent friend of the family without imbuing in them a wholehearted misanthropy, a complete distrust of everyone, and a destruction of the innocence that is the sweetest aspect of the child?

Obviously, children have always had to learn prudence. Many traditional fairy-tales are elliptical warnings to children about the dangers of the big wide world. The child psychologist Bruno Bettelheim thinks it is essential that girls be told "Little Red Riding Hood," because it is such an effective way of explaining, through metaphor and symbol, that there are wicked wolves around who will prey on small girls unless they take precautions. "Hansel and Gretel," "Goldilocks," and "Beauty and the Beast" all express childish fears which are very real; the fear of losing the protection of adults, the fear of being alone in an alien world, the fear of the animal aspect of the male which must be neutralised through some magic power. The child has always had to learn to come to terms with the dangers of life, but there must also be trust: there must also be safe havens, good

fairies, helping hunters, woodcutters who are kindly godmothers, rescue princes.

It is when all of life is threatening and frightful that it becomes such a bleak outlook for children.

Part of the reason the world has become a less safe place for children is the sex revolution. The ethic of the revolution is that the sex revolution should be free of taboos; sexuality itself should be "value-free." In itself it is neither good nor evil... it simply exists. Sexual activity between consenting individuals, in its nature, is unnauseous. Thus states a recent book bearing the endorsement of several doctors, plus Alna Birk, counsellor at Greengross and agony aunt Claire Rayner. When given out with such authority that sexuality has no moral basis, it must have a spillover effect on sick minds.

Similarly, the National Council for Civil Liberties is campaigning for a lowering of the age of consent, and for the removal of some incest taboos—such as that between brother and sister. However, well-meaning their aim, there is bound to be a response among a sizeable minority that we really have come to the point where "anything goes." There are adults whose sexual fantasies revolve around children—the pornography industry there to prove it, as is the paedophile information exchange—and there are people whose urges lead them to kill. Such people must be affected by a climate of opinion that denounces such repressions. When fundamental taboos are stripped away uncontrolled individuals may tend to ask themselves "Why should not I do my own thing?"

The libertarian argument that the problems arising in a free society are worth the freedoms. But freedom is always a matter of balancing conflicting rights and interests. And what many people feel is that we are experiencing today, a massive decrease in the freedom of the majority to raise their families with trust and optimism that the whole human being is good. Every day, there is evidence against this accumulation.

1.05.160 Enticement.

Anch. Municipal code

It is unlawful for any person to accost another person or persons and entice or attempt to entice such other person or persons into any automobile, building, bushes, wooded or secluded area, or any remote public or private place for any unlawful purpose. (Adapted from GAAB 18.05.010M).

## Crime heats up in warm weather

by Mary Kay Ritz  
Times Writer

Indecent exposure and child enticement are a couple of the seasonal crimes that soar as the weather warms.

Certain crimes flourish under the cloak of darkness. Investigators call crimes such as burglaries and armed robberies "winter" crimes.

On the other side of the equinox, "spring" crimes include indecent exposure, child enticement and assaults on joggers and bicyclists.

In a sample two-week period in March, police were called to investigate 15 cases of sexual assault or attempted sexual assault on adults and an additional seven involving children.

Last week, police investigated two separate cases of child enticement, the luring of children for illicit purposes.

In one case, a man near a construction site uttered obscenities and performed indecent acts in front of children, police said.

This spring, cases of child enticement already are on the rise, Officer Jim Rehmann said.

Enticement cases are most frequent during the months of March through May, said former juvenile unit officer, Maggie Borrecco.

Now that spring is here, parents are more likely to warn children about "bad men," and means of luring children into possible danger have become more creative, Lt. David L. Sherbahn said.

Sherbahn, who heads the police department's sexual assault unit, said the familiar "candy, little

See Crimes, page A-4

## Crimes

Continued from page A-1

girl?" approach has given way to "help me catch my burny rabbit in the woods." There have been cases of persons posing as religious representatives luring children as well, he said.

Children are not the only victims of spring criminals.

Anchorage police investigators Sherbahn and William Dennis work on cases of sexual assault, a crime they say is not isolated in spring, but more likely to occur in spring-like weather.

Both investigators and Alaska State Trooper investigator Sgt. Wayne Starr said the reason is simple: more women and children are outside as the weather warms up.

Joggers are also likely to be targets of attack.

Female joggers and bicyclists who wander from well-lit, open areas in the early morning and late evening are prime targets, Dennis said.

The best way to avert the danger of assaults, Dennis said, is to jog with someone else.

### Boy offered ride

Anchorage police reported a case of child enticement in South Anchorage Friday involving a 10-year-old boy.

The boy said a man offered him a ride home, but he became frightened and jumped from the car. The boy hid in the woods until the suspect left.

## Abduction attempted

An unidentified man tried to abduct an 8-year-old girl at a bus stop Thursday afternoon.

The girl told Anchorage police that she had just gotten off a People Mover bus at 3:39 p.m. near Lake Ridge Road when the man stopped his car and motioned her over to his car. As the man began to leave the

car, the girl ran to her house and told her parents. The father then called police.

The girl said man was about 40-years-old and drove a blue Dodge pickup that was dirty and had several small dents.

## 2 sentenced for crimes committed while drunk

By JANE PRICHARD  
Daily News reporter

Two men were sentenced in unrelated cases Friday for crimes they committed during what they claimed were alcohol-induced blackouts.

In one case, Isom Chaney, 49, was sentenced to two years in jail and four years probation for arson. Chaney doused his ex-wife's trailer with 10 gallons of gasoline last July, causing an explosion and a fire.

"After this ordeal I know I want to stop drinking," Chaney told sentencing Judge J. Justin Ripley.

"Society won't tolerate simpleminded alcoholic-induced vengeance," Ripley said before imposing Chaney's sentence, which includes a \$36,000 restitution payment.

In the other case, Rex Weston, 23, was sentenced to one year in jail and 18 months probation for grabbing a jogger and a child in a park last September.

According to court papers, Weston accosted a woman jogger but let her go when another runner appeared. He later snatched a 7-year-old girl and carried her upside down toward the woods.

Witnesses chased Weston and he dropped the girl.

## Youngsters outside must remain alert

Knight-Ridder Newspapers

With missing-children cases receiving more publicity these days, concerned officials involved in child care are making a greater effort to alert children and parents to possible problems and how to avoid them.

Here are 12 safety tips that parents might want to share with their children.

- Walk tall; look strong and be alert to your surroundings.

- Avoid walking alone. Walk with friends when possible.

- Occasionally vary your route home, but be sure to discuss any changes with parents in advance.

- Do not wear earphones on the street. They block out street noise and make you a good target.

- Do not go into empty buildings. Do not go into any building if you think you are being followed.

- Check to see if you are being followed by looking at reflections in store windows or by crossing the street.

- Never talk about how much money you are carrying.

- Do not hesitate to give up your possessions if someone threatens you.

- Trust your instinct. If you get a funny feeling, something might be wrong.

- Know where local stores are in your neighborhood. They are a good place to run to when you need help.

- Know that it's all right to say "no." Don't answer questions from strangers over the telephone.

- It's OK to run away and to scream, bite, hit or kick someone who is trying to hurt you.

WPA, Aug 31-83

22-141 50 SHEETS  
22-142 100 SHEETS  
22-144 200 SHEETS

# MISSING CHILDREN OF AMERICA, INC.

JAN 23 1984

"A National Network To Locate MISSING CHILDREN"

## FACTS ABOUT CHILD ABDUCTION

150,000 children are "missing" in America every year.\*

100,000 children are victims of parental abductions.\*

More children die each year by the hand of a parent than by that of a stranger.\*

50,000 children are taken each year by strangers.\*

60% of those children who are "missing" will be abandoned, neglected, or abused.\*

90% of these "missing" children will never see their other parent or parents again.\*

10% of these children will be found dead.\*

Thousands of children die each year unidentified (listed as Jane or John Doe).

Child abduction/kidnapping is a felony in all but two states, where the crime is treated as a misdemeanor.

Child snatching is often a crime of vengeance.

Psychologists tell us that the damage which takes place in a child's life during an abduction (even if only for a few hours) cannot be repaired.

MISSING CHILDREN OF AMERICA is the only national organization whose aim is to have chapters in every state so that information, contacts, and victim names can be shared in an effective communication network.

MISSING CHILDREN OF AMERICA registers any missing child, whether a stranger abduction, runaway, parental abduction (by either parent whether possessing legal custody or not), including those already registered with other agencies.

MISSING CHILDREN OF AMERICA shares photographs of missing children with any group or individual who may be of aid in locating those children.

MISSING CHILDREN OF AMERICA offers assistance to parents free of charge. At parent's option, a professional investigative service may be activated which, for a one-time fee, will provide continuing investigation until child is located or leads are exhausted.

\*These statistics provided by the American Bar Association.

# MISSING CHILDREN OF AMERICA, INC.

"A National Network To Locate MISSING CHILDREN"

The Honorable John J. Liska  
Representative District 15  
Pouch V  
Juneau, AK 98111

January 15, 1984

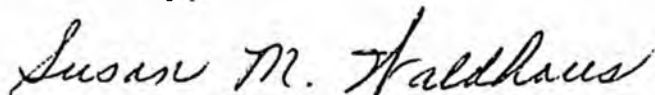
Dear Representative Liska:

Missing Children of America, Inc. is a positive force in addressing the issue of child abduction/kidnapping. We have three primary focus areas...being to Educate all segments of the public, to Identify all children through the use of fingerprints as a family record, and of course to Locate all missing children through the use of all available authorities.

Missing Children of America, Inc. strongly supports HB 444 and asks for your continued efforts on that behalf.

Thank you for your encouragement and support.

Sincerely,



Susan M. Waldhaus  
Chairman of the Board

encl.

cc: Dolley Whaley  
Mary Bonin

# PETITION

WE THE UNDERSIGNED ALASKAN VOTERS AND CITIZENS, DO HEREBY PETITION OUR LEGISLATORS TO ENACT LEGISLATION THAT WILL PENALIZE ENTICEMENT. THERE IS PRESENTLY NO STATE LAW AGAINST SOLICITING A MINOR FOR SEXUAL FAVORS ( AS LONG AS THERE IS NO BODY CONTACT), BE IT FOR PERSONAL COMMERCIAL INTENT. WE REQUEST THAT YOU PASS A STRONG LAW AGAINST THOSE INDIVIDUALS WHO WOULD ACCOST A MINOR FOR PURPOSES OR SOLICITATION. WE URGE YOU ADDRESS THIS PROBLEM IN THE 1984 LEGISLATIVE SESSION, AS IT IS INCREASING AT ALARMING RATES IN OUR STATE.

PRINT NAME	SIGNATURE	ADDRESS	DATE
Cevin Colletand	<i>Cevin Colletand</i>	SR 1 Bx 2355 Chugiak AK	1/10/84
WARREN COONCE	<i>Warren Coonce</i>	P.O. BOX 5326, FT RICHARDSON Home (Mi. 6, EAGLE RIVER RD, EAGLE RIVER.	1/10/84
JUDITH COONCE	<i>Judith A. Coonce</i>	PO Box 5326 FT Richardson AK.	1/10/84
JAN. E. FLEMING	<i>Jan E. Fleming</i>	P.O. BOX 8439 ANCH. AK 99508	1/10/84
Deborah Dowd	<i>Deborah Dowd</i>	81-503 A Lemon Ave Anchorage AK 99506.	1/10/84
<i>Tex Page</i>	<i>Tex Page</i>	4001 THOMPSON ANCH 99504	1/10/84
PAULA M BURKHART	<i>Paula M. Burkhardt</i>	PO Box 103712 ANCH AK 99510	1/10/84
DIANE NIX	<i>Diane Nix</i>	3707 BARBARA DR. ANCHORAGE AL. 99503	1/10/84
Tonnie Bernhardtson	<i>Tonnie Bernhardtson</i>	4930 Knightsley Anchorage, AK. 99508	1/10/84
Margaret Weibert	<i>Margaret Weibert</i>	1712 Morningtide Ct. Anchorage, AK 99501	1/10/84
JESSE KEITH	<i>Jesse P. Keith</i>	3923 E. 3rd. Anchorage AK 99504	1/10/84
JANICE KEITH	<i>Janice Keith</i>	3923 E. 3rd Ave. Anchorage AK 99504	1/10/84
<i>Tom Prout</i>	<i>Tom Prout</i>	2030 Porter Pl. Anchorage, AK.	1-10-84
<i>MARILYN DYE</i>	<i>MARILYN DYE</i>	3400 Alexander ANCHORAGE AK 99504	1/10/84
Cheri DYE	<i>Cheri ND Dye</i>	3641 E. 20th AVE Anchorage AK 99504	1-10-84
BILLIE DYE	<i>Mrs. Billie Dye</i>	3641 E 20th AVE ANCHORAGE AK 99504	1-10-84

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PRINT NAME	SIGNATURE	ADDRESS	DATE
Cocaine E. Penney	Cocaine E. Penney	801 Airport Hwy #90	1-10-84
Trudy Toomey	Judy Toomey	S.R. Box 2985 Wasilla	1/10/84
Opal Toomey	Opal Toomey	S.R. Box 2992 Wasilla	1/10/84
MARY ANNE SUTTON	Mary Anne Sutton	7570 E. 20 <sup>th</sup> Ave. Anch. AK 99504	1/10/84
Karin F. Reese	Karin F. Reese	1907 Wintergreen St. Anch. AK 99502	1/10/84
Shannon M. Reese	Shannon M. Reese	Same as above	1/10/84
FRED STERNBACH	Fred Stuber	4740 DENALI	1/10/84
Patrice O'Connell	Patrice O'Connell	SR 2 BOX 603 T.BIRD CHUMIAK 99507	1/10/84
Candace S. Logue	Candace Logue	1200 Columbia #301 Anch. AK 99508	1/10/84
JERI ELKINS	Jeri Elkins	2221 Muldoon #575 Anchorage AK 99504	1/10/84
Ruby White	Ruby White	Star Rt 3 - Box 1408 Chugiak, Alaska	1/10/84
Lee Mayfield		" " "	1/10/84
Jill Jamito	Jill Jamito	3005 Arden #1257 Anch. AK	1/10/84
Alton Jamito	Alton Jamito	" " "	1/10/84
Linda Morgan	Linda Morgan	290 Mendota Ave Soldotna, AK 99669	1-10-84
Sherilyn M. Mullins	Sherilyn M. Mullins	740 N. Park St. Anch. AK 99508	1/10/84

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PRINT NAME	SIGNATURE	ADDRESS	DATE
Clarence W. Hammer	Clarence W. Hammer	330 S. Flower Apt. 7 Anch. Ak	1-10-84
BOBBY W EVANS	Bobby W Evans	EAGLE RIVER PO BOX 722548	
Harriet Cassidy	Harriet Cassidy	601. 1st St #173 Anch AK	1-10-84
Anthony Adkins	Anthony Adkins	1913 Wintergreen T/101	
Amy M. Hodgden-Parker	Amy M. Hodgden-Parker	6016 EAST 22 <sup>nd</sup> Anch AK 99504	1-10-84
TERRY L. ENSLEY	Terry L. Ensley	3149 E. 19 <sup>th</sup> St Anch	1-10-84
DOROTHY ENSLEY	Dorothy Ensley	3149 E 19th St Anch	1-10-84
Kristine Elmora	Kristine Elmora	2200 Dawson Anch AK	1-10-84
JANET D. TURNER	Janet D. Turner	327 B PAULINE, ANCH	1-10-84
Susan Frisby	Susan Frisby	Farm Loop Road Palmer, Ak.	1-10-84
LARRY FRISBY	Larry Frisby	Farm Loop Rd. Palmer Ak	1-10-84
ROSE ROUSEY	Rose Rousey	1001. Boniface Sp5-H Anch. Ak 99504	1-10-84
Diane Kiss	Diane Kiss	1686 Blue Spruce Ln. Eagle River. 99577	1-10-84
Deborah A. Pain	Deborah A. Pain	SR B Box 5041 Chugiak AK 99567	1-10-84
Cheryl Madden	Cheryl Madden	705 Muldoon #47 Anch 99504	1-10-84
Mildred Hibbs	Mildred Hibbs	701-5-Klaeven P.O. Box 4-429	1/10/84

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PRINT NAME	SIGNATURE	ADDRESS	DATE
Rally C. WATTS	Rally C. Watts	Box 8234 Anch AK	1-10-84
Eddie Jane White	Eddie Jane White	2603 JUNEAU ANCHAK	1-10-84
Sandra Ray	Sandra Ray	816 S. KLEVIN	1-10-84
Frauces L. Loomis	Frauces L. Loomis	4437 E. 9th Ave 99508	1-10-84
Sherril D. Kopiasz	Sherril D. Kopiasz	4626 Thompson Ave #2 99508	1-10-84
DONNA L. SMITH	Donna L. Smith	309 IRWIN #4 Arch AK 99508	1-10-84
Karen Schoonmaker	Karen Schoonmaker	P.O. BOX 533-A Chugiak, AK 99567	1-10-84
Lillian Schoonmaker	Lillian Schoonmaker	P.O. BOX 533A Chugiak, Alaska	
Marvin Pearce	Marvin Pearce	2449 Glenwood Anch. AK 99508	1-10-84
Jan Jordan	JANET JORDAN	1280 E. 17th #334 Anch., Ak. 99507	1-10-84
CLAUDIA. EHLI	Claudia Ehl	8540 E. 11th Ct. Anch., Ak. 99504	1-10-84
Larry Alpern	Larry Alpern	-P.O. Box 1701 Palmer, Alaska 99645	1-10-84
ROBERT A. PAYTON SR	Robert A. Payton	3328 Petaluma Ave Anchorage, Alaska 99594	1-10-84
FRED G. JENKINS	Fred G. Jenkins	P.O. BOX 103204	1-10-84
Hazel M. Edwards	Hazel M. Edwards	P.O. Box 670676 Chugiak, Alaska 99567	1-10-84
Leihoni Bowlus	Leihoni Bowlus	5th 2 Box 4877 Chugiak	1/10/84

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PRINT NAME	SIGNATURE	ADDRESS	DATE
LOIS NOBLE	Lois Noble	301 S. BRAGAW AVE	1/10/84
DEININGER, ELIZ. J.	Elizabeth J. Deininger	P.O. Box 1354 Palmer AK 99645	1/10/84
J.W. DEININGER	J. W. Deininger	P.O. Box 1354 PALMER, AK. 99645	1/10/84
Lynn Bink	Lynn Bink	3014 DONOVAN DR. ANCH 99504	1/10/84
Debbie Pettit	Debbie Pettit	Box 9196 Palmer AK	1/10/84
Bebe Graham	Bebe Graham	Box 132 Willow	1/10/84
Cindy McCauley	Cindy McCauley	2808 IRIS DR	1/10/84
Judy Lynn	Judy Lynn	7201 E. 6th	1/10/84
Alma M. Evans	Alma M. Evans	3333 Perimeter	1/10/84
Pat M. Pine	Pat M. Pine	4371 E 5th Ave	1/10/84
LUANNA FOSTER	Luanna Foster	4621 E. AVE	1/10/84
AVITA FOGERS	Avita Fogers	3724 E 18th Anch	1/10/84
MARTHA SIEBE	Martha Siebe	601 S. BRAGAW, ANCH. 99508	1/10/84
Cindy Witt	Cindy Witt	SRABOX 1324 ANCH	1/10/84
Wick Howard	Wick Howard	BX 772115 - Eagle River AK	1/10
Cheryl A. Rasmussen-Evans	Cheryl A. Rasmussen-Evans	P.O. Box 779548 99571	1/10/84



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PRINT NAME	SIGNATURE	ADDRESS	DATE
TERESA DOWN	Teresa J. Down	801 Airport Hts Anch ak 99508	126 7/10
Virginia Robinson	Virginia Robinson	4423 E. 6th Ave Anch. AK 99508	1/1/84
<i>[Signature]</i>	STEVE HILTYER	3341 MT. VERNON CT. ANCHORAGE, 99503	1/1/84
<i>[Signature]</i>	Charles T. Pease II	SR-20162-E. Goldstream Fairbanks AK 99701	1/1/84
<i>[Signature]</i>	Amy Zachers	PO Box 2124 Fairbanks AK 99707	1/1/84
ELIZABETH B. LARSEN	Elizabeth B. Larsen	631 Mumford St. Anchorage, AK 99508	1/1/84
MARGIE JEAN GILMAN	Margie Jean Gilman	4145 LANA CT. Anchorage Alaska 99508	1/1/84
CHARLOTTE M. CRISTONI	Charlotten. Cristoni	SRA 1581 - S Anch. ak. 99507	1/1/84
GLEN KERR	Glen Kerr	Box 77029? Eagle Rv 99527	1-11-84
PATRICIA S. BRESETT	Patricia S. Brett	1592 DEMEURE PLACE Anchorage AK 99504	1-11-84
MARY A. BELL	M. A. Bell	741 N. KLEVIN	1-10-84
Deborah A. Porter	Deborah A. Porter	2041 Campbell Pl. Anch- AK. 99507	1-11-84
HELEN BEAL	Helen a Beal	7404 MATHAM DR. ANCHORAGE AK. 99508	1-11-84
GARY W. PORTER	Gary W. Porter	2041 Campbell Pl. ANCHORAGE, AK. 99507	1/1/84
DELLA M. MCPALL	Della M. McPall	10801 Livingstone St. Anch 99507	1/1/84

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PRINT NAME	SIGNATURE	ADDRESS	DATE
HAZEL Lovelace	Hazel Lovelace	Anch <del>274 Airport</del>	1/10/84
Lisa Feetham	Lisa Feetham	2105 E 3rd Ave #B Anch	1/11/84
JAMES ASTON	James I. Aston	4845 ROCKY DR #16	1-11-84
Tom Beardsley	Tom Beardsley	434 Irwin #1 Anch	1-11-84
Kathy Hunt	Kathy Hunt	629 N Bragaw #2	1/11/84
Elena Brooks	Elena Brookins	701 S. Kluwin Sp. 12A	1/11/84
John L. Crandell	John L. Crandell	6821 E 10 <sup>th</sup> DR #4	1/12/84
Steve Tripp	Steve Tripp	6037 PROSPERITY	1/11/84
GENO CHERRY	Geno Cherry	2810 E. 20th	1/11/84
OPAL L. HORTON	Opal L. Horton	1313 Sunrise Ave ANCHORAGE AK 99508	1/11/84
EARL MANSUR	Earl Mansur	634 WEST 87 <sup>th</sup>	1/11/84
Randy E Stone	Randy E Stone	2420 Tanager Dr	1/11/84
Robert Patrick	Robert Patrick	1778 Talbot	1/11/84
KAREN JOHNNIE	Karen A. Johnnie	6227 Winding Wy	1/11/84
MARCI A CLARK	Marcia J. Clark	2814 Alder Dr	1/11/84
Andrew Mlakar	Andrew Mlakar	1534 Kinnikinnick	1/11/84

# PETITION

WE THE UNDERSIGNED ALASKAN VOTERS AND CITIZENS DO HEREBY PETITION OUR LEGISLATORS TO ENACT LEGISLATION THAT WILL PENALIZE ENTICEMENT. THERE IS PRESENTLY NO STATE LAW AGAINST SOLICITING A MINOR FOR SEXUAL FAVORS ( AS LONG AS THERE IS NO BODY CONTACT), BE IT FOR PERSONAL COMMERCIAL INTENT. WE REQUEST THAT YOU PASS A STRONG LAW AGAINST THOSE INDIVIDUALS WHO WOULD ACCOST A MINOR FOR PURPOSES OR SOLICITATION. WE URGE YOU ADDRESS THIS PROBLEM IN THE 1984 LEGISLATIVE SESSION, AS IT IS INCREASING AT ALARMING RATES IN OUR STATE.

PRINT NAME	SIGNATURE	ADDRESS	DATE
MARY G LEHRMAN	Mary G Lehrman	SR2 Bx 4636 Park-Chugach	1-11-84
Robert J Hensler	Robert J Hensler	1614 Tamarra Cir	1-11-84
Karle Kendall	Karle Kendall	1724 Thunderbird Pl.	1-11-84
Paula LekanoF	Paula LekanoF	3633 E. 17 <sup>th</sup>	1/11/84
Duane Olson	Duane Olson	4216 San Roferto	1/11/84
Lisa Feetham	Lisa Feetham	2105 E 3rd Ave #B	1/11/84
JAMES ASHTON	James Ashton	4545 ABRADORIC	
Gilda Yvonne	Gilda Yvonne	801 Airport Hts Rd 323	1-11-84
Deborah Holloway	Deborah Holloway	P.C. Box 670390	1-11-84
Dale Poseley	Dale Poseley	P.O. Box 670390 Chugiak	1-11-84
HELENA DARRELL	Helene Darrell	4922 Castle Ct.	1/11/84
Judith Kimmel	Judith S Darrell	4922 Castle Ct	1/11/84
Minion Mitchell		WAS. 11A	1/11/84
Stuart Adney		" "	2/22/84
Cingella Jackson	Cingella Jackson	1542 Hoyt Arch.	4/11/84

# PETITION

WE THE UNDERSIGNED ALASKAN VOTERS AND CITIZENS DO HEREBY PETITION OUR LEGISLATORS TO ENACT LEGISLATION THAT WILL PENALIZE ENTICEMENT. THERE IS PRESENTLY NO STATE LAW AGAINST SOLICITING A MINOR FOR SEXUAL FAVORS ( AS LONG AS THERE IS NO BODY CONTACT), BE IT FOR PERSONAL COMMERCIAL INTENT. WE REQUEST THAT YOU PASS A STRONG LAW AGAINST THOSE INDIVIDUALS WHO WOULD ACCOST A MINOR FOR PURPOSES OR SOLICITATION. WE URGE YOU ADDRESS THIS PROBLEM IN THE 1984 LEGISLATIVE SESSION, AS IT IS INCREASING AT ALARMING RATES IN OUR STATE.

PRINT NAME	SIGNATURE	ADDRESS	DATE
Marilyn Ogden	Marilyn Ogden	321 A Bolin 99504	1/11/84
ROBERT COLLARD	Robert Collard	321 Bolin Anch 99504	1/11/84
DEE WAHMEIER	Dee Wahmeier	4613 E 8th Ave Anchorage 99508	1/11/84
Sally Reinertsen	Sally Reinertsen	801 Airport Dr #428	1/11/84
Debra Pustroff	Debra Pustroff	1220 Columbine #27	1/11/84
Doreane Wood	Doreane Wood	810 Boyd St. 99501	1/11/84
Darlene Wilson	Darlene Wilson	21-760 H fig	1/11/84
PATRICIA C. ZACHERY	Patricia C. Zachery	1629 Logan 99508	1-11-84
Stephen Howe	Stephen Howe	1811 Toklat St	11 Jan 84
Sherralee S. Howe	Sherralee S. Howe	1811 Toklat St.	1-11-84
James C. McDowell	James C. McDowell	4333 SAN CRISTO AVE Anch AK 99508	1/11/84
Elisabeth Richardson	Elisabeth Richardson	4313 East 9th Ave 99508	1/11/84
James	James	6931 Oakwood Dr	1/11/84
ANN SUGRUE	Ann Sugrue	1519 Columbine St. 99501	1-11-84

LAW AGAINST SOLICITING  
 BODY CONTACT), BE IT FOR  
 YOU PASS A STRONG LAW A  
 BY ADULTS. AND THAT ANY PERSON OR PERSONS WHICH SEEM TO  
 A CAR OR OTHER ISOLATED PLACE, WHEREBY THEY WOULD TAKE ADVANTAGE OF THE  
 MINOR CHILD TO GRATIFY THEIR OWN DESIRES, WILL BE SENT TO JAIL FOR A DE-  
 FINITE PERIOD OF TIME, OF NO SHORTER THAN THIRTY DAYS. TO GET THESE PEOPLE  
 OFF THE STREETS, WHERE THEY WILL NOT HARM OUR CHILDREN IS OUR MOST IMPORTANT  
 GOAL!!

Wording: Still says people want  
 something done!!!

2. WE PETITION THAT OUR JUDGES BE DISCIPLINED WHEN THEY HAND DOWN UNREASONABLY  
 LIGHT OR SUSPENDED SENTENCES IN CRIMINAL CASES WITHOUT JUSTIFICATION. WE  
 BELIEVE ALASKAN JUDGES DIVIATE TOO MUCH FROM THE ALASKA CRIMINAL CODE

WE URGENTLY PLEAD FOR PROMPT ACTION ON THESE PETITIONS BECAUSE CRIMES AGAINST  
 OUR CHILDREN ARE AT EPIDEMIC PROPORTIONS AND CRIMINAL ARE GOING UNPUNISHED!

THANK YOU!

PRINT NAME	SIGNATURE	ADDRESS	DATE
Tanelle Deters	Tanelle Deters	204 Phlegack Way #7	9/11/83
Bette Levine	Bette Levine	1414 W 26th	9-11-83
ANGELA HANN	Angela Hann	General Delivery Kenai	9/11/83
Carl Brinkerhoff	Carl Brinkerhoff	General Delivery Kenai	9/11/83
Barbara Guest	Barbara Guest	Box 686 Valdez, Ak.	9/11/83
MARCIANA J. HOEBERMAN	Marcianna Lopez	3219 Hilland Dr	9/11/83
DR. J. HOEBERMAN	Dr. J. Hoeberman	9499 Brighton #55	9/11/83
AUL CRODZAYMENTALVO	Aul Crodzaymentalo	1551 Beaver Pl 9504	9/11/83
John W. Wain	John Wain	4512 Shepard Rd Anch AK 99503	9/11/83
Lynnda Justus	Lynnda Justus	4670 Rep. Dr 6-17	9-11-83
Wendy Hambricht	Wendy Hambricht	2201 Romy #204	9-11-83
Margaret Fisher	Margaret Fisher	1217 Hill St.	9/11/83
Glen Brooks	Glen Brooks	2903 Wesley Dr.	9-11-83
JOHN CUNNINGHAM	John Cunningham	6014 Biog Ln	9-11-83
Wiley Green	Wiley Green	21-394A Cherry Dr	9-11-83
Reginald Green	Reginald Green	21-394A Cherry Dr	9-11-83
W. MARSHALL	W. Marshall	17350 E. 21st #B	9-11-83
Karla Stearns	Karla Stearns	2904 W 34th Anch 99503	9-11-83

SHIRLEY HOUSE	7500 NEONIA ROAD		
FRANK GROSS	Frank Gross	8920 Jupiter Dr	9-11-83
TERRI GROSS	Terri Gross	8920 Jupiter Dr	
Terri Morrison	Terri Morrison	4140 Grape Pl. #	9-11-83
MICHAEL BASHINS	Michael Bashins	3409 CRE. DR #1	9-11-83
<del>FRANK STROPKAI</del>			
TIM L. STROPKAI	Tim L. Stropkai	2700 Draper	9-11-83
Car Br	Lauren Bruce	Box 1514 Bethel	9-11-83
Mary Spivey	MERRY SPIVEY	608 Tanguehlp	E.R. 9-11-83
DAVID O'DONNELL	David O'Donnell	3311 EUREKA	9/11/83
Theresa Meier	Theresa Meier	SR BOX 6558 WASILLA AK	9/11/83 ✓
Steve Meier	Steve Meier	"	"
Barbara Rathbone	Barbara Rathbone	3311 Eureka #21	9-11-83
<del>Jerry Scott</del>			
JERRY SCOTT	Jerry Scott	7920 E. 32 <sup>nd</sup> AVE	9-11-83
HIMBERLY A. SCOTT	Himberly A. Scott	1420 E. 32 <sup>nd</sup> AVE	9-11-83
JERRY H. NEWMAN	Jerry H. Newman	326 W 10 <sup>th</sup> AVE	9-11-83
NANDA ROWLAND	Nanda Rowland	Palmer, ak	9-11-83

# Petition

## PETITION

I. WE URGE THAT YOU TOUGHEN THE LAWS ON ENTICEMENT. THERE IS PRESENTLY NO LAW AGAINST SOLICITING A MINOR FOR SEXUAL FAVORS (AS LONG AS THERE IS NO BODY CONTACT), BE IT FOR PERSONAL OR COMMERCIAL INTENT. WE REQUEST THAT YOU PASS A STRONG LAW AGAINST THE SOLICITING OF MINORS FOR SEXUAL FAVORS BY ADULTS.

WE PETITION THAT OUR JUDGES BE DISCIPLINED WHEN THEY HAND DOWN UNREASONABLY LIGHT OR SUSPENDED SENTENCES IN CRIMINAL CASES WITHOUT JUSTIFICATION. WE BELIEVE ALASKAN JUDGES DEVIATE TOO MUCH FROM THE ALASKA CRIMINAL CODE.

WE URGENTLY PLEAD FOR PROMPT ACTION ON THESE PETITIONS BECAUSE CRIMES AGAINST OUR CHILDREN ARE OF EPIDEMIC PROPORTION. AND CRIMINALS ARE GOING UNPUNISHED.

PRINT NAME	SIGNATURE	ADDRESS	DATE
Joannia Elam	Joannia Elam	520 W 24th Anch	9/10/83
Patti Feeney	Patti Feeney	3102 W 34th Anch	9/10/83
Jenna Stevens	Jenna Stevens	1001 Beniface Sp B Anch	9/10/83
Roberta Malaski	Roberta Malaski	3429 SCARLET PI	9-10-83
Trudy Malaski	Sandy Malaski	13441 DIO SWANER #11	9-10-83
Christine Sellers	Christine Sellers	1256 Redwood Ct.	9-10-83
Jodi Ryalls	Jodi Ryalls	705 cottonwood	<del>9-10-83</del> 9-10-83
Angela Ryalls	Angela Ryalls	709 cottonwood	9-10-83
Chels Ryalls	Chels Ryalls	705 Cottonwood	9-10-83
PATRICIA BROWN			
Betty Broyer	Betty Broyer	3531 E 42nd	9-10-83
PATRICIA BROWN	Patricia Brown	SRA Box 40369 ANCH 99507	9-10-83
GRACE HAND	Grace Hand	7334 Linden Dr.	9-10-83
Diane Bartlett	Diane Bartlett	405 FISHER ST.	9-10-83
Aleca K. Schurman	Aleca K. Schurman	SRA Box 4099 #11	9-10-83
Barbara Rook	BARBARA ROOK	3103 Kido Ave.	9-10-83
Barbara Nault	Barbara Nault	7120 Dawn Dr.	
Ellen Segal	Ellen Segal	1841 E. 56th Ave. 99507	9-10-83
Nancy J. Pederson	Nancy J. Pederson	6038 RAVEN D. Eagle	9/10/83
Cindy Pederson	Cindy Pederson	Same	9/10/83
Judith Orlandi	PATRICIA ORLANDI	Box 4-2635	9/10/83
Jeanne Niederbrock	JEANNE NEDERBROCK	541 S LANE Anch	9/10/83
Kim Frazier	Kim Frazier	3740 Beeman Cir.	9/10/83
Angie Bull	Angie Bull	5480 Jewell	9/10/83
Sidney Wise	Sidney Wise	5735 B Street	9/10/83
Johanna Carlson	Johanna Carlson	5901 E. 6th #11	9/10/83

Jennifer Taylor	Jennifer A. Taylor	P.O. Box 6477 Anch, Ak.	9-10-83
MARY Knight	Mary L. Knight	SRA Box 3394 T	9-10-83
MAYHEW HARRISON	Mayhew Harrison	Odesa, Tex. 30511 M. C. ...	9-10-83
LES TILLET	Les Tillet	4511 FOLKER ST #264 ANCH AK 99507	9-10-83
Pete Zinner	Pete Zinner	4511 FOLKER #264 ANCH AK 99507	9/10/83
JORDI Cleveland	Jordi Cleveland	Anch. 5401 ...	9-10-83
Betty L. Smith	Betty L. Smith	5159 OLD SEWARD	9-10-83
CLARA M. GORDON	Clara M. Gordon	PO Box 6593	9-10-83
Karen Finnigan	Karen Finnigan	2221 Muldrew #525	9/10/83
David Marwin	David Marwin	2221 Muldrew #525	9-10-83
Michael E. Stum	Michael E. Stum	200 W. 34th St #3389	9-10-83
Beverly J. Stum	Beverly J. Stum	PO Box 1283 Chugiak	9-10-83
MARILYN WALL	Marilyn Wall	Box 4-2973	9-10-83
SPENCER BANKS	Spencer Banks	340 BOUND #B	9/10/83
Carol Duorak	Mrs. Carol Duorak	4309 Wilson ATP3	9/10/83
Blinda S. Padgett	Melinda S. Padgett	48 Michael Ct.	9/10/83
Sharon Whitney	Sharon Whitney	3213 Slender Dr.	9/10/83
Paul Gray	Paul Gray	P.O. Box 1302 Soldotna	9-10-83
MARTHA BELL	Maureen M. Bell	P.O. Box 3-672 99501	9-10-83
Barbara Mager Strub	Barbara Mager Strub	3382 Toklatna Exp. Anch	9-10-83
Chris Otterson	Chris Otterson	140-B E Daxling Anch Anch. 99503	9-10-83
DORIS UGHEST	Conie Ughest	3305 Woodland PICOR	9-10-83
Laurie Marta	Laurie Marta	Box 4222 Soldotna	9-10-83
Arleen Baker	Arleen Baker	768 Welive St	9-10-83
DAVID BOHAN	David Bohan	17068 Wilmer St #4	9-10-83

Offered: 2/1/84  
Referred: Finance

Original sponsors: Liska and Szymanski

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE  
2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 444 (Judiciary)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 THIRTEENTH LEGISLATURE - SECOND SESSION  
5 A BILL  
6 For an Act entitled: "An Act relating to unlawful restraint of a minor."  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
8 \* Section 1. AS 11.41 is amended by adding a new section to read:  
9 Sec. 11.41.340. UNLAWFUL RESTRAINT OF A MINOR. (a) A person  
10 commits the crime of unlawful restraint of a minor if the person  
11 takes, entices, or restrains a child under 12 years of age, under  
12 circumstances not amounting to a violation of AS 11.41.300 - 11.41.-  
13 330, with intent to conceal the child from the child's lawful cus-  
14 todian.  
15 (b) In a prosecution under (a) of this section, it is an affir-  
16 mative defense that the defendant acted to protect the child from  
17 physical harm.  
18 (c) Unlawful restraint of a minor is a class A misdemeanor.  
19 \* Sec. 2. AS 11.41.370 is amended by adding a new paragraph to read:  
20 (4) "entice" means to solicit, persuade, procure, allure,  
21 attract, coax, or induce another person to accompany or remain with  
22 the person doing the enticing.

Introduced: 1/12/84  
Referred: Judiciary and  
Finance

1 IN THE HOUSE

BY LISKA AND SZYMANSKI

2

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 444

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to unlawful restraint of a minor."

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

8 \* Section 1. AS 11.41 is amended by adding a new section to read:

9           Sec. 11.41.340. UNLAWFUL RESTRAINT OF A MINOR. (a) A person  
10 commits the crime of unlawful restraint of a minor if the person  
11 takes, entices, or restrains a child under 12 years of age, under  
12 circumstances not amounting to a violation of AS 11.41.300 - 11.41.-  
13 330, with intent to conceal the child from the child's lawful cus-  
14 todian.

15           (b) In a prosecution under (a) of this section, it is an affir-  
16 mative defense that the defendant acted to protect the child from  
17 physical harm.

18           (c) Unlawful restraint of a minor is a class A misdemeanor.