



LAWS OF ALASKA

1995

Source
CSHB 74(FIN)

Chapter No.
54

AN ACT

Relating to the assault of children by adults.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 27, 1995
Actual Effective Date: August 25, 1995

AN ACT

1 Relating to the assault of children by adults.

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3 * Section 1. AS 11.41.220(a) is amended to read:

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

5 (1) recklessly

6 (A) places another person in fear of imminent serious physical
7 injury by means of a dangerous instrument;

8 (B) causes physical injury to another person by means of a
9 dangerous instrument; or

10 (C) while being 18 years of age or older

11 (i) causes physical injury to a child under 10 years of age
12 and the injury reasonably requires medical treatment;

13 (ii) causes physical injury to a child under 10 years of
14 age on more than one occasion; [OR]

15 (2) with intent to place another person in fear of death or serious
16 physical injury to the person or the person's family member makes repeated threats to

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1 cause death or serious physical injury to another person; or
2 **(3) while being 18 years of age or older, knowingly causes physical**
3 **injury to a child under 16 years of age but at least 10 years of age and the injury**
4 **reasonably requires medical treatment.**

5 * Sec. 2. AS 11.41.220 is amended by adding a new subsection to read:

6 (d) In a prosecution under (a)(3) of this section, it is an affirmative defense
7 that, at the time of the alleged offense, the defendant reasonably believed the victim
8 to be 16 years of age or older, unless the victim was under 13 years of age at the time
9 of the alleged offense.