



LAWS OF ALASKA

1996

Source
CSSB 264(JUD)

Chapter No.
55

AN ACT

Limiting the authority of courts to suspend the imposition of sentence in criminal cases.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 6, 1996
Actual Effective Date: September 4, 1996

AN ACT

1 Limiting the authority of courts to suspend the imposition of sentence in criminal cases.

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3 * Section 1. AS 12.55.085(f) is amended to read:

4 (f) The court may not suspend the imposition of sentence of a person who

5 (1) is convicted of a violation of AS 11.41.100 - 11.41.220, 11.41.260 -
6 11.41.320, 11.41.410 - 11.41.530, or AS 11.46.400 [AS 11.41.410 - 11.41.455];

7 (2) uses a firearm in the commission of the offense for which the
8 person is convicted; or

9 (3) is convicted of a violation of AS 11.41.230 - 11.41.250 or a felony
10 [AS 11.41.210 - 11.41.270 OR 11.41.510 - 11.41.530,] and the person has [, WITHIN
11 THE 10 YEARS PRECEDING THE COMMISSION OF THE OFFENSE FOR
12 WHICH THE PERSON HAS BEEN CONVICTED,] one or more prior convictions for
13 a misdemeanor violation of AS 11.41 or for a felony [AS 11.41] or for a violation

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1 of a law in this or another jurisdiction having substantially similar elements to an
2 offense defined as a misdemeanor in AS 11.41 or as a felony in this state [IN
3 AS 11.41]; for the purposes of this paragraph, a person shall be considered to have a
4 prior conviction even if that conviction has been set aside under (e) of this section or
5 under the equivalent provision of the laws of another jurisdiction.

6 * **Sec. 2.** APPLICABILITY. This Act applies to offenses committed on or after the
7 effective date of this Act. References to prior convictions refer to convictions occurring
8 before, on, or after the effective date of this Act.