

**HOUSE BILL NO. 261**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
THIRTY-THIRD LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE JOSEPHSON**

**Introduced: 1/12/24**  
**Referred: Prefiled**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act establishing certain offenses concerning vehicular homicide; relating to**  
2 **homicide; relating to attorney fees; relating to preservation of evidence; relating to**  
3 **authorization to intercept communications; relating to juror counseling; relating to**  
4 **temporary detention and identification of persons; relating to fines; relating to**  
5 **sentencing; relating to voter eligibility; relating to the Violent Crimes Compensation**  
6 **Board; relating to license revocation; and providing for an effective date."**

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

8 **\* Section 1.** AS 09.60.070(c) is amended to read:

9 (c) In this section, "serious criminal offense" means the following offenses:

- 10 (1) murder in any degree;
- 11 (2) manslaughter;
- 12 (3) criminally negligent homicide;
- 13 (4) **vehicular homicide;**

- 1                   **(5) vehicular manslaughter;**  
 2                   **(6) criminally negligent vehicular homicide;**  
 3                   **(7)** assault in any degree;  
 4                   **(8)** [(5)] kidnapping;  
 5                   **(9)** [(6)] sexual assault in any degree;  
 6                   **(10)** [(7)] sexual abuse of a minor in any degree;  
 7                   **(11)** [(8)] robbery in any degree;  
 8                   **(12)** [(9)] coercion;  
 9                   **(13)** [(10)] extortion;  
 10                  **(14)** [(11)] arson in any degree;  
 11                  **(15)** [(12)] burglary in any degree;  
 12                  **(16)** [(13)] criminal mischief in the first, second, third, or fourth  
 13                  degree;  
 14                               **(17)** [(14)] driving while under the influence of an alcoholic beverage,  
 15                  inhalant, or controlled substance or another crime resulting from the operation of a  
 16                  motor vehicle, boat, or airplane when the offender is under the influence of an  
 17                  alcoholic beverage, inhalant, or controlled substance;  
 18                               **(18)** [(15)] a crime involving domestic violence, as defined in  
 19                  AS 18.66.990.

20       \* **Sec. 2.** AS 11.41.110(a) is amended to read:

- 21                   (a) A person commits the crime of murder in the second degree if  
 22                               (1) with intent to cause serious physical injury to another person or  
 23                   knowing that the conduct is substantially certain to cause death or serious physical  
 24                   injury to another person, the person causes the death of any person;  
 25                               (2) the person knowingly engages in conduct that results in the death  
 26                   of another person under circumstances  
 27                                       **(A) not amounting to vehicular homicide under**  
 28                               **AS 11.41.131; and**  
 29                                       **(B)** manifesting an extreme indifference to the value of human  
 30                   life;  
 31                               (3) under circumstances not amounting to murder in the first degree

1 under AS 11.41.100(a)(3), while acting either alone or with one or more persons, the  
 2 person commits or attempts to commit arson in the first degree, kidnapping, sexual  
 3 assault in the first degree, sexual assault in the second degree, sexual abuse of a minor  
 4 in the first degree, sexual abuse of a minor in the second degree, burglary in the first  
 5 degree, escape in the first or second degree, robbery in any degree, or misconduct  
 6 involving a controlled substance under AS 11.71.010(a), 11.71.021(a), 11.71.030(a)(2)  
 7 or (9), or 11.71.040(a)(1) or (2) and, in the course of or in furtherance of that crime or  
 8 in immediate flight from that crime, any person causes the death of a person other than  
 9 one of the participants;

10 (4) acting with a criminal street gang, the person commits or attempts  
 11 to commit a crime that is a felony and, in the course of or in furtherance of that crime  
 12 or in immediate flight from that crime, any person causes the death of a person other  
 13 than one of the participants; or

14 (5) the person with criminal negligence causes the death of a child  
 15 under the age of 16, and the person has been previously convicted of a crime involving  
 16 a child under the age of 16 that was

17 (A) a felony violation of AS 11.41;

18 (B) in violation of a law or ordinance in another jurisdiction  
 19 with elements similar to a felony under AS 11.41; or

20 (C) an attempt, a solicitation, or a conspiracy to commit a  
 21 crime listed in (A) or (B) of this paragraph.

22 \* **Sec. 3.** AS 11.41.115(c) is amended to read:

23 (c) A person may not be convicted of murder in the second degree under  
 24 AS 11.41.110(a)(3) if the only underlying crime is burglary, the sole purpose of the  
 25 burglary is a criminal homicide, and the person killed is the intended victim of the  
 26 defendant. However, if the defendant causes the death of any other person, the  
 27 defendant may be convicted of murder in the second degree under AS 11.41.110(a)(3).  
 28 Nothing in this subsection precludes a prosecution for or conviction of murder in the  
 29 first degree or murder in the second degree under AS 11.41.110(a)(1) or (2) or of any  
 30 other crime, including manslaughter, vehicular homicide, vehicular manslaughter,  
 31 or burglary.

1 \* **Sec. 4.** AS 11.41.120(a) is amended to read:

2 (a) A person commits the crime of manslaughter if the person

3 (1) intentionally, knowingly, or recklessly causes the death of another  
4 person under circumstances not amounting to murder in the first or second degree,  
5 **vehicular homicide under AS 11.41.131, or vehicular manslaughter under**  
6 **AS 11.41.132;**

7 (2) intentionally aids another person to commit suicide; or

8 (3) knowingly manufactures or delivers a controlled substance in  
9 violation of AS 11.71.010 - 11.71.030 or 11.71.040(a)(1) for schedule IVA controlled  
10 substances, and a person dies as a direct result of ingestion of the controlled substance;  
11 the death is a result that does not require a culpable mental state; in this paragraph,  
12 "ingestion" means voluntarily or involuntarily taking a substance into the body in any  
13 manner.

14 \* **Sec. 5.** AS 11.41.130(a) is amended to read:

15 (a) A person commits the crime of criminally negligent homicide if, **under**  
16 **circumstances not amounting to criminally negligent vehicular homicide under**  
17 **AS 11.41.133, and** with criminal negligence, the person causes the death of another  
18 person.

19 \* **Sec. 6.** AS 11.41 is amended by adding new sections to read:

20 **Sec. 11.41.131. Vehicular homicide.** (a) A person commits the crime of  
21 vehicular homicide if the person operates a motor vehicle in a manner that causes the  
22 death of another person under circumstances manifesting an extreme indifference to  
23 the value of human life.

24 (b) Vehicular homicide is an unclassified felony and is punishable as provided  
25 in AS 12.55.

26 **Sec. 11.41.132. Vehicular manslaughter.** (a) A person commits the crime of  
27 vehicular manslaughter if the person recklessly operates a motor vehicle in a manner  
28 that causes the death of another person under circumstances not amounting to  
29 vehicular homicide.

30 (b) Vehicular manslaughter in the second degree is a class A felony.

31 **Sec. 11.41.133. Criminally negligent vehicular homicide.** (a) A person

1 commits the crime of criminally negligent vehicular homicide if, with criminal  
2 negligence, the person operates a motor vehicle in a manner that causes the death of  
3 another person.

4 (b) Criminally negligent vehicular homicide is a class B felony.

5 \* **Sec. 7.** AS 11.41.135 is amended to read:

6 **Sec. 11.41.135. Multiple deaths.** If more than one person dies as a result of a  
7 person committing conduct constituting a crime specified in **AS 11.41.100 - 11.41.133**  
8 [AS 11.41.100 - 11.41.130], each death constitutes a separately punishable offense.

9 \* **Sec. 8.** AS 11.41.140 is amended to read:

10 **Sec. 11.41.140. Definitions [DEFINITION].** In AS 11.41.100 - 11.41.140,

11 **(1) "motor vehicle" has the meaning given in AS 28.90.990(a);**

12 **(2) "person,"** [,] when referring to the victim of a crime, means a  
13 human being who has been born and was alive at the time of the criminal act; **a** [. A]  
14 person is "alive" if there is spontaneous respiratory or cardiac function or, when  
15 respiratory and cardiac functions are maintained by artificial means, there is  
16 spontaneous brain function.

17 \* **Sec. 9.** AS 11.81.250(a) is amended to read:

18 (a) For purposes of sentencing under AS 12.55, all offenses defined in this  
19 title, except murder in the first and second degree, attempted murder in the first  
20 degree, solicitation to commit murder in the first degree, conspiracy to commit murder  
21 in the first degree, **vehicular homicide**, murder of an unborn child, sexual assault in  
22 the first degree, sexual abuse of a minor in the first degree, misconduct involving a  
23 controlled substance in the first degree, sex trafficking in the first degree under  
24 AS 11.66.110(a)(2), and kidnapping, are classified on the basis of their seriousness,  
25 according to the type of injury characteristically caused or risked by commission of  
26 the offense and the culpability of the offender. Except for murder in the first and  
27 second degree, attempted murder in the first degree, solicitation to commit murder in  
28 the first degree, conspiracy to commit murder in the first degree, **vehicular homicide**,  
29 murder of an unborn child, sexual assault in the first degree, sexual abuse of a minor  
30 in the first degree, misconduct involving a controlled substance in the first degree, sex  
31 trafficking in the first degree under AS 11.66.110(a)(2), and kidnapping, the offenses

1 in this title are classified into the following categories:

2 (1) class A felonies, which characteristically involve conduct resulting  
3 in serious physical injury or a substantial risk of serious physical injury to a person;

4 (2) class B felonies, which characteristically involve conduct resulting  
5 in less severe violence against a person than class A felonies, aggravated offenses  
6 against property interests, or aggravated offenses against public administration or  
7 order;

8 (3) class C felonies, which characteristically involve conduct serious  
9 enough to deserve felony classification but not serious enough to be classified as A or  
10 B felonies;

11 (4) class A misdemeanors, which characteristically involve less severe  
12 violence against a person, less serious offenses against property interests, less serious  
13 offenses against public administration or order, or less serious offenses against public  
14 health and decency than felonies;

15 (5) class B misdemeanors, which characteristically involve a minor  
16 risk of physical injury to a person, minor offenses against property interests, minor  
17 offenses against public administration or order, or minor offenses against public health  
18 and decency;

19 (6) violations, which characteristically involve conduct inappropriate  
20 to an orderly society but which do not denote criminality in their commission.

21 \* **Sec. 10.** AS 11.81.250(b) is amended to read:

22 (b) The classification of each felony defined in this title, except murder in the  
23 first and second degree, attempted murder in the first degree, solicitation to commit  
24 murder in the first degree, conspiracy to commit murder in the first degree, **vehicular**  
25 **homicide**, murder of an unborn child, sexual assault in the first degree, sexual abuse  
26 of a minor in the first degree, misconduct involving a controlled substance in the first  
27 degree, sex trafficking in the first degree under AS 11.66.110(a)(2), and kidnapping, is  
28 designated in the section defining it. A felony under the law of this state defined  
29 outside this title for which no penalty is specifically provided is a class C felony.

30 \* **Sec. 11.** AS 12.10.010(a) is amended to read:

31 (a) Prosecution for the following offenses may be commenced at any time:

- 1 (1) murder;
- 2 (2) attempt, solicitation, or conspiracy to commit murder or hindering  
3 the prosecution of murder;
- 4 (3) felony sexual abuse of a minor;
- 5 (4) sexual assault that is an unclassified, class A, or class B felony or a  
6 violation of AS 11.41.425(a)(2) - (4);
- 7 (5) a violation of AS 11.41.425, 11.41.427, 11.41.450 - 11.41.458,  
8 AS 11.66.110 - 11.66.130, or former AS 11.41.430, when committed against a person  
9 who, at the time of the offense, was under 18 years of age;
- 10 (6) kidnapping;
- 11 (7) distribution of child pornography in violation of AS 11.61.125;
- 12 (8) sex trafficking in violation of AS 11.66.110 - 11.66.130 that is an  
13 unclassified, class A, or class B felony or that is committed against a person who, at  
14 the time of the offense, was under 20 years of age;
- 15 (9) human trafficking in violation of AS 11.41.360 or 11.41.365;
- 16 **(10) vehicular homicide, vehicular manslaughter, or criminally**  
17 **negligent vehicular homicide.**

18 \* **Sec. 12.** AS 12.36.200(a) is amended to read:

19 (a) Notwithstanding AS 12.36.010 - 12.36.090, the Department of Law, the  
20 Department of Public Safety, the Alaska Court System, or a municipal law  
21 enforcement agency shall preserve

22 (1) all evidence that is obtained in relation to an investigation or  
23 prosecution of a crime under **AS 11.41.100 - 11.41.133** [AS 11.41.100 - 11.41.130],  
24 11.41.410, or 11.41.434 for the period of time that the crime remains unsolved or 50  
25 years, whichever ends first;

26 (2) biological evidence in an amount and manner that is sufficient to  
27 develop a DNA profile from any material contained in or included on the evidence  
28 that was obtained in relation to the prosecution of a person convicted of, or  
29 adjudicated a delinquent for, a crime under **AS 11.41.100 - 11.41.133** [AS 11.41.100 -  
30 11.41.130], a person convicted of a crime after being indicted under AS 11.41.410 or  
31 11.41.434 while the person remains a prisoner in the custody of the Department of

1 Corrections or subject to registration as a sex offender, or a person adjudicated a  
 2 delinquent for a crime after the filing of a petition alleging a violation of AS 11.41.410  
 3 or 11.41.434 while the person remains committed to a juvenile facility or subject to  
 4 registration as a sex offender.

5 \* **Sec. 13.** AS 12.37.010 is amended to read:

6 **Sec. 12.37.010. Authorization to intercept communications.** The attorney  
 7 general, or a person designated in writing or by law to act for the attorney general,  
 8 may authorize, in writing, an ex parte application to a court of competent jurisdiction  
 9 for an order authorizing the interception of a private communication if the interception  
 10 may provide evidence of, or may assist in the apprehension of persons who have  
 11 committed, are committing, or are planning to commit, the following offenses:

- 12 (1) murder in the first or second degree under AS 11.41.100 -  
 13 11.41.110;  
 14 (2) kidnapping under AS 11.41.300;  
 15 (3) a class A or unclassified felony drug offense under AS 11.71;  
 16 (4) sex trafficking in the first or second degree under AS 11.66.110  
 17 and 11.66.120; [OR]  
 18 (5) human trafficking in the first degree under AS 11.41.360; **or**  
 19 **(6) vehicular homicide under AS 11.41.131.**

20 \* **Sec. 14.** AS 12.45.018(b) is amended to read:

21 (b) The counseling offered under (a) of this section applies only to a juror or  
 22 alternate juror who serves on a trial jury for a trial involving the following offenses:

- 23 (1) murder under AS 11.41.100 and 11.41.110;  
 24 (2) manslaughter under AS 11.41.120;  
 25 (3) criminally negligent homicide under AS 11.41.130;  
 26 (4) **vehicular homicide under AS 11.41.131;**  
 27 **(5) vehicular manslaughter under AS 11.41.132;**  
 28 **(6) criminally negligent vehicular homicide under AS 11.41.133;**  
 29 **(7)** felonious assault under AS 11.41.200 - 11.41.220;  
 30 **(8)** [(5)] a sexual offense under AS 11.41.410 - 11.41.460.

31 \* **Sec. 15.** AS 12.50.201(b) is amended to read:



1 (b) A peace officer who temporarily detains a person under (a) of this section  
2 may

3 (1) detain the person only as long as reasonably necessary to  
4 accomplish the purposes of that subsection;

5 (2) take one or more photographs of the person, if photographs can be  
6 taken without unreasonably delaying the person or removing the person from the  
7 vicinity; and

8 (3) if the person does not provide valid government-issued  
9 photographic identification or other valid identification that the officer finds to be  
10 reliable to identify the person, or the officer has reasonable suspicion that the  
11 identification is not valid,

12 (A) serve a subpoena on the person to appear before the grand  
13 jury where the crime was committed; and

14 (B) take the person's fingerprint impressions if

15 (i) the crime under investigation is murder, attempted  
16 murder, vehicular homicide, or misconduct involving weapons under  
17 AS 11.61.190 or 11.61.195(a)(3); and

18 (ii) fingerprint impressions can be taken without  
19 unreasonably delaying the person or removing the person from the  
20 vicinity.

21 \* **Sec. 16.** AS 12.55.035(b) is amended to read:

22 (b) Upon conviction of an offense, a defendant who is not an organization may  
23 be sentenced to pay, unless otherwise specified in the provision of law defining the  
24 offense, a fine of not more than

25 (1) \$500,000 for murder in the first or second degree, attempted  
26 murder in the first degree, vehicular homicide, murder of an unborn child, sexual  
27 assault in the first degree under AS 11.41.410(a)(1)(A), (2), (3), or (4), sexual abuse of  
28 a minor in the first degree, kidnapping, sex trafficking in the first degree under  
29 AS 11.66.110(a)(2), or misconduct involving a controlled substance in the first degree;

30 (2) \$250,000 for a class A felony;

31 (3) \$100,000 for a class B felony;

- 1 (4) \$50,000 for a class C felony;  
 2 (5) \$25,000 for a class A misdemeanor;  
 3 (6) \$2,000 for a class B misdemeanor;  
 4 (7) \$500 for a violation.

5 \* **Sec. 17.** AS 12.55.125(a) is amended to read:

6 (a) A defendant convicted of murder in the first degree or murder of an unborn  
 7 child under AS 11.41.150(a)(1) shall be sentenced to a definite term of imprisonment  
 8 of at least 30 years but not more than 99 years. A defendant convicted of murder in the  
 9 first degree shall be sentenced to a mandatory term of imprisonment of 99 years when

10 (1) the defendant is convicted of the murder of a uniformed or  
 11 otherwise clearly identified peace officer, firefighter, or correctional employee who  
 12 was engaged in the performance of official duties at the time of the murder;

13 (2) the defendant has been previously convicted of

14 (A) murder in the first degree under AS 11.41.100 or former  
 15 AS 11.15.010 or 11.15.020;

16 (B) murder in the second degree under AS 11.41.110 or former  
 17 AS 11.15.030;

18 **(C) vehicular homicide under AS 11.41.131;** or

19 **(D) [(C)] homicide under the laws of another jurisdiction when**  
 20 **the offense of which the defendant was convicted contains elements similar to**  
 21 **first degree murder under AS 11.41.100, [OR] second degree murder under**  
 22 **AS 11.41.110, or vehicular homicide under AS 11.41.131;**

23 (3) the defendant subjected the murder victim to substantial physical  
 24 torture;

25 (4) the defendant is convicted of the murder of and personally caused  
 26 the death of a person, other than a participant, during a robbery; or

27 (5) the defendant is a peace officer who used the officer's authority as a  
 28 peace officer to facilitate the murder.

29 \* **Sec. 18.** AS 12.55.125(b) is amended to read:

30 (b) A defendant convicted of attempted murder in the first degree, solicitation  
 31 to commit murder in the first degree, conspiracy to commit murder in the first degree,

1 kidnapping, or misconduct involving a controlled substance in the first degree shall be  
 2 sentenced to a definite term of imprisonment of at least five years but not more than  
 3 99 years. A defendant convicted of murder in the second degree, **vehicular homicide**,  
 4 or murder of an unborn child under AS 11.41.150(a)(2) - (4) shall be sentenced to a  
 5 definite term of imprisonment of at least 15 years but not more than 99 years. A  
 6 defendant convicted of murder in the second degree **or vehicular homicide** shall be  
 7 sentenced to a definite term of imprisonment of at least 20 years but not more than 99  
 8 years when the defendant is convicted of the murder **or vehicular homicide** of a child  
 9 under 16 years of age and the court finds by clear and convincing evidence that the  
 10 defendant (1) was a natural parent, a stepparent, an adoptive parent, a legal guardian,  
 11 or a person occupying a position of authority in relation to the child; or (2) caused the  
 12 death of the child by committing a crime against a person under AS 11.41.200 -  
 13 11.41.530. In this subsection, "legal guardian" and "position of authority" have the  
 14 meanings given in AS 11.41.470.

15 \* **Sec. 19.** AS 12.55.125(h) is amended to read:

16 (h) Nothing in this section or AS 12.55.135 limits the discretion of the  
 17 sentencing judge except as specifically provided. Nothing in (a) of this section limits  
 18 the court's discretion to impose a sentence of 99 years imprisonment, or to limit parole  
 19 eligibility, for a person convicted of murder in the first or second degree, **or of**  
 20 **vehicular homicide**, in circumstances other than those enumerated in (a) **of this**  
 21 **section**.

22 \* **Sec. 20.** AS 12.55.127(c) is amended to read:

23 (c) If the defendant is being sentenced for

24 (1) escape, the term of imprisonment shall be consecutive to the term  
 25 for the underlying crime;

26 (2) two or more crimes under AS 11.41, a consecutive term of  
 27 imprisonment shall be imposed for at least

28 (A) the mandatory minimum term under AS 12.55.125(a) for  
 29 each additional crime that is murder in the first degree;

30 (B) the mandatory minimum term for each additional crime  
 31 that is an unclassified felony governed by AS 12.55.125(b);

1 (C) the presumptive term specified in AS 12.55.125(c) or the  
 2 active term of imprisonment, whichever is less, for each additional crime that  
 3 is

4 (i) manslaughter; [OR]

5 (ii) **vehicular manslaughter; or**

6 **(iii)** kidnapping that is a class A felony;

7 (D) two years or the active term of imprisonment, whichever is  
 8 less, for each additional crime that is criminally negligent homicide **or**  
 9 **criminally negligent vehicular homicide;**

10 (E) one-fourth of the presumptive term under AS 12.55.125(c)  
 11 or (i) for each additional crime that is sexual assault in the first degree under  
 12 AS 11.41.410 or sexual abuse of a minor in the first degree under  
 13 AS 11.41.434, or an attempt, solicitation, or conspiracy to commit those  
 14 offenses; and

15 (F) some additional term of imprisonment for each additional  
 16 crime, or each additional attempt or solicitation to commit the offense, under  
 17 AS 11.41.200 - 11.41.250, 11.41.420 - 11.41.432, 11.41.436 - 11.41.458, or  
 18 11.41.500 - 11.41.520.

19 \* **Sec. 21.** AS 15.80.010(10) is amended to read:

20 (10) "felony involving moral turpitude" includes those crimes that are  
 21 immoral or wrong in themselves such as murder, manslaughter, **vehicular homicide,**  
 22 **vehicular manslaughter,** assault, sexual assault, sexual abuse of a minor, unlawful  
 23 exploitation of a minor, robbery, extortion, coercion, kidnapping, incest, arson,  
 24 burglary, theft, forgery, criminal possession of a forgery device, offering a false  
 25 instrument for recording, scheme to defraud, falsifying business records, commercial  
 26 bribe receiving, commercial bribery, bribery, receiving a bribe, perjury, perjury by  
 27 inconsistent statements, endangering the welfare of a minor, escape, promoting  
 28 contraband, interference with official proceedings, receiving a bribe by a witness or a  
 29 juror, jury tampering, misconduct by a juror, tampering with physical evidence,  
 30 hindering prosecution, terroristic threatening, riot, criminal possession of explosives,  
 31 unlawful furnishing of explosives, sex trafficking, criminal mischief, misconduct

1 involving a controlled substance or an imitation controlled substance, permitting an  
 2 escape, promoting gambling, possession of gambling records, distribution of child  
 3 pornography, and possession of child pornography;

4 \* **Sec. 22.** AS 18.67.101 is amended to read:

5 **Sec. 18.67.101. Incidents and offenses to which this chapter applies.** The  
 6 board may order the payment of compensation in accordance with the provisions of  
 7 this chapter for personal injury or death that resulted from

8 (1) an attempt on the part of the applicant to prevent the commission of  
 9 crime, or to apprehend a suspected criminal, or aiding or attempting to aid a police  
 10 officer to do so, or aiding a victim of crime; or

11 (2) the commission or attempt on the part of one other than the  
 12 applicant to commit any of the following offenses:

13 (A) murder in any degree;

14 (B) manslaughter;

15 (C) criminally negligent homicide;

16 (D) assault in any degree;

17 (E) kidnapping;

18 (F) sexual assault in any degree;

19 (G) sexual abuse of a minor;

20 (H) robbery in any degree;

21 (I) threats to do bodily harm;

22 (J) driving while under the influence of an alcoholic beverage,  
 23 inhalant, or controlled substance or another crime resulting from the operation  
 24 of a motor vehicle, boat, or airplane when the offender is under the influence  
 25 of an alcoholic beverage, inhalant, or controlled substance;

26 (K) arson in the first degree;

27 (L) sex trafficking in violation of AS 11.66.110 or  
 28 11.66.130(a)(2)(B);

29 (M) human trafficking in any degree; [OR]

30 (N) unlawful exploitation of a minor;

31 **(O) vehicular homicide;**

1 **(P) vehicular manslaughter; or**

2 **(Q) criminally negligent vehicular homicide.**

3 \* **Sec. 23.** AS 28.15.181(a) is amended to read:

4 (a) Conviction of any of the following offenses is grounds for the immediate  
5 revocation of a driver's license, privilege to drive, or privilege to obtain a license:

6 (1) manslaughter or negligent homicide resulting from driving a motor  
7 vehicle, **vehicular homicide, vehicular manslaughter, or criminally negligent**  
8 **vehicular homicide;**

9 (2) a felony in the commission of which a motor vehicle is used;

10 (3) failure to stop and give aid as required by law when a motor  
11 vehicle accident results in the death or personal injury of another;

12 (4) perjury or making a false affidavit or statement under oath to the  
13 department under a law relating to motor vehicles;

14 (5) operating a motor vehicle or aircraft while under the influence of  
15 an alcoholic beverage, inhalant, or controlled substance;

16 (6) reckless driving;

17 (7) using a motor vehicle in unlawful flight to avoid arrest by a peace  
18 officer;

19 (8) refusal to submit to a chemical test authorized under  
20 AS 28.33.031(a) or AS 28.35.031(a) while under arrest for operating a motor vehicle,  
21 commercial motor vehicle, or aircraft while under the influence of an alcoholic  
22 beverage, inhalant, or controlled substance, or authorized under AS 28.35.031(g);

23 (9) driving while license, privilege to drive, or privilege to obtain a  
24 license, canceled, suspended, or revoked, or in violation of a limitation;

25 (10) vehicle theft in the first degree in violation of AS 11.46.360 or  
26 vehicle theft in the second degree in violation of AS 11.46.365.

27 \* **Sec. 24.** The uncodified law of the State of Alaska is amended by adding a new section to  
28 read:

29 **APPLICABILITY.** The following sections apply to offenses committed on or after the  
30 effective date of this Act:

31 (1) AS 09.60.070(c), as amended by sec. 1 of this Act;

- 1 (2) AS 11.41.010(a), as amended by sec. 2 of this Act;
- 2 (3) AS 11.41.115(c) as amended by sec. 3 of this Act;
- 3 (4) AS 11.41.120(a), as amended by sec. 4 of this Act;
- 4 (5) AS 11.41.130(a), as amended by sec. 5 of this Act;
- 5 (6) AS 11.41.131 - 11.41.133, enacted by sec. 6 of this Act;
- 6 (7) AS 11.41.135, as amended by sec. 7 of this Act;
- 7 (8) AS 11.41.140, as amended by sec. 8 of this Act;
- 8 (9) AS 11.81.250(a), as amended by sec. 9 of this Act;
- 9 (10) AS 11.81.250(b), as amended by sec. 10 of this Act;
- 10 (11) AS 12.10.010(a), as amended by sec. 11 of this Act;
- 11 (12) AS 12.37.010, as amended by sec. 13 of this Act;
- 12 (13) AS 12.55.035(b), as amended by sec. 16 of this Act;
- 13 (14) AS 12.55.125(a), as amended by sec. 17 of this Act;
- 14 (15) AS 12.55.125(b), as amended by sec. 18 of this Act;
- 15 (16) AS 12.55.125(h), as amended by sec. 19 of this Act;
- 16 (17) AS 12.55.127(c), as amended by sec. 20 of this Act;
- 17 (18) AS 15.80.010(10), as amended by sec. 21 of this Act;
- 18 (19) AS 18.67.101, as amended by sec. 22 of this Act; and
- 19 (20) AS 28.15.181(a), as amended by sec. 23 of this Act.
- 20 \* **Sec. 25.** This Act takes effect immediately under AS 01.10.070(c).