

**SENATE BILL NO. 149**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 1/18/18

Referred: Judiciary, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the surcharge imposed for violation of state or municipal law."**

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

3 \* **Section 1.** AS 12.55.039(a) is amended to read:

4 (a) In addition to any fine or other penalty prescribed by law, a defendant who  
5 pleads guilty or nolo contendere to, forfeits bail for, or is convicted of a

6 (1) felony shall be assessed a surcharge of **\$200** [\$100];

7 (2) violation of a misdemeanor offense under AS 28.33.030,  
8 28.33.031, AS 28.35.030, or 28.35.032, or a violation of a municipal ordinance  
9 comparable to a misdemeanor offense under AS 28.33.030, 28.33.031, AS 28.35.030,  
10 or 28.35.032 and adopted under AS 28.01.010, shall be assessed a surcharge of **\$150**  
11 [\$75];

12 (3) misdemeanor or a violation of a municipal ordinance if a sentence  
13 of incarceration may be imposed for the misdemeanor or ordinance violation, other  
14 than a provision identified in (2) of this subsection, shall be assessed a surcharge of  
15 **\$100** [\$50];

1                   (4) misdemeanor for which a sentence of incarceration may not be  
2 imposed, a violation or an infraction under state law, or a violation of a municipal  
3 ordinance imposing a penalty authorized by AS 29.25.070(a) if a sentence of  
4 incarceration may not be imposed for the ordinance violation, shall be assessed a  
5 surcharge of \$20 [\$10] if the fine or bail forfeiture amount for the offense is \$30 or  
6 more.

7       \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
8 read:

9                   APPLICABILITY. AS 12.55.039(a), as amended by sec. 1 of this Act, applies to  
10 offenses committed on or after the effective date of this Act.