

IN THE SUPREME COURT OF THE STATE OF ALASKA
ORDER NO. 1702

Amending Criminal Rule 3(a)
concerning signing of criminal
complaints.

IT IS ORDERED:

Criminal Rule 3(a) is amended to read as follows:

Rule 3. The Complaint.

(a) The complaint is a written statement of the essential facts constituting the offense charged. A citation issued for the commission of a misdemeanor or a violation shall have the same force and effect as a complaint and shall be filed as a complaint; provided, that the citation satisfies the requirements of a valid complaint as provided by these rules. A complaint or citation shall be made upon oath or affirmation before ~~any judge or magistrate, except that the following complaints and citations may be signed before any person authorized by law to administer oaths or affirmations, or signed with a certification under penalty of perjury that the complaint or citation is true.~~

~~(1) A citation for a minor offense as defined in District Court Criminal Rule 8(b).~~

~~(2) A complaint or citation for a misdemeanor where arrest has been made without a warrant.~~

~~(3) A citation which the defendant has signed thereby promising to appear.~~

* * * *

DATED: May 14, 2009

EFFECTIVE DATE: October 15, 2009

/s/
Chief Justice Fabe

/s/
Justice Eastaugh

/s/
Justice Carpeneti

/s/
Justice Winfree

/s/
Justice Christen