

THE SUPREME COURT OF THE STATE OF ALASKA

ORDER NO. 151

Amending Rule 45(c)(1),
Rules of Criminal Procedure

IT IS ORDERED:

Criminal Rule 45(c)(1), Rules of Criminal Procedure,
is amended to read as follows:

(c) When time commences to run. The time for trial shall begin running, without demand by the defendant, as follows:

- (1) From the date the defendant is arrested, initially arraigned, or from the date the charge (complaint, indictment, or information) is served upon the defendant, whichever is first. The arrest, arraignment, or service upon the defendant of a complaint, indictment, or information, relating to subsequent charges arising out of the same conduct, or the refiling of the original charge, shall not extend the time, unless the evidence on which the new charge is based was not available to the prosecution at the time the defendant was either initially arrested, arraigned, or served with the original charge, and a showing of due diligence in securing defendant for the original charges is made by the prosecution; or

DATED: Nunc pro tunc as of September 1, 1971, this

9th day of March, 1972.

George F. Boney
Chief Justice

James A. Robinson
Associate Justice

Robert H. Connor
Associate Justice

Robert C. Ewing
Associate Justice

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