

PROCESSING FELONS

A person convicted of a felony involving moral turpitude cannot vote in a state or municipal election from the date of conviction through date of unconditionally discharged. The Division is notified in different ways by the Department of Corrections when a person has been convicted of a felony or has been discharged from a felony. Region III receives a statewide list of felons each month by the Department of Corrections and processes the names on the list. Each Regional Office receives notification from Department of Corrections and probation offices also of those who have been convicted or have been discharged.

FELONY CONVICTION

Prior to placing a felony conviction on a voter's record, staff must verify the conviction was for a felony involving moral turpitude. AS 15.60.010(9) provides a sample list. If the felony is not included in this list, the Division asks the AG's Office for advice on whether or not the felony involves moral turpitude.

When processing the Department of Corrections list of convicted felons, all information on the list must match the information on the voter's record before inactivating the record. Update the condition code of the voter's record to FC (felon convicted) and use the date of conviction as the suspend date. The list is the supporting document for microfilming and should be coded as SC (status change).

If the Regional Offices are notified by Corrections of a felony conviction, inactivate the voter's record in VREMS 1.10 using the FC code and suspend date of the conviction. All information on the letter must match the information on the voter's record before you change the status. Any type of condition code can be changed to a FC status including inactive voters and purged voters. The only code in VREMS that cannot be changed with an FC would be XX (deceased).

FELONY DISCHARGE

Department of Corrections sends the Regional Office a "Notification of Restoration of Rights" letter when a felon has been discharged. Update the voter's status from FC to FD in VREMS 1.10, using the date of discharge as the restored date. The information on the letter must match the information on the voter's record before you change the status. The letter is the supporting document for microfilming and should be coded as FD (felon discharge) and included with the SD documents. The voter must re-register to vote to activate the record.

If a Notification of Restoration of Rights letter is received for a voter record who has a condition code other than FC, the condition code must be updated first to FC, using the day prior to the felon's discharge date as the suspend date, and then to FD using the discharge date as the restored date. This applies even if the voter is listed as an active registered voter. This situation occurs when the Department of Corrections does not send the original notification when a felony occurs. The Notification of Restoration of

Rights letter is the supporting document for microfilming and should be coded as both FC and FD. If you change an active registered voter to FD that has a current registration date, the voter should be sent a letter indicating he or she can now re-register to vote.

If the Notification of Restoration of Rights letter does not have enough information to determine either the correct voter or the felony, contact Corrections to verify the information needed before updating the voter record. Also use the Court Records website to determine the felony or discharge dates (www.courtrecords.alaska.gov/)

Felony charges NOT involving moral turpitude, per AG's Office responses

- DUI
- Furnish alcohol to minor
- Misconduct involving weapons
- Probation violation (would apply if the violation was for a conviction of a felony involving moral turpitude)
- Stalking
- License or permit required for Alcoholic Beverages
- Failure to register as a sex offender

STATE OF ALASKA

DEPARTMENT OF CORRECTIONS

SEAN PARNELL, GOVERNOR
Division of Probation & Parole
Region 2, Fairbanks Office
455 3rd Avenue, Suite 130
Fairbanks, Alaska 99701
(907) 458-6830

January 28, 2011

[REDACTED]

RECEIVED

FEB 02 2011

**REGION III
OFFICIAL**

Re: Probation Supervision in case [REDACTED]

Dear [REDACTED]


This letter is to serve as official notification that your probation supervision expired on January 25, 2011 and contact with the Fairbanks Probation Office is no longer required.

Pursuant to AS 15.05.030, please be advised that you should re-register with the Division of Elections (P.O. Box 110017, Juneau, AK 99811-0017), now that you have been discharged from probation supervision. Also, please be advised that your right to vote (after contacting Division of Elections), your right to be a member of a jury, and your right to hold elected office are automatically restored.

Although your above rights have been restored [rights to vote, jury service, and to hold elected office], you should be aware that your right to possess firearms (all shotguns, rifles, as well as handguns) and ammunition remains restricted. Possession of any rifle, shotgun, rifle and/or ammunition could subject you to prosecution for a felony criminal offense under state or federal law. Even if you received a suspended imposition of sentence and an order has been issued setting aside the conviction, your right to possess firearms and ammunition has not been restored. You should contact your attorney if you have questions.

Thank you for your cooperation during your probation/parole supervision and best of luck to you in the future. If you have any questions concerning this subject or any other matter, please contact me.

Sincerely,


Samantha M. Zinsli
Criminal Justice Technician II

CC: Director, Division of Elections
File
Clerk of Court