

**From:** Butch Moore [<mailto:sushores@gmail.com>]

**Sent:** Wednesday, March 09, 2016 2:44 PM

**To:** 'Senator.Lesil.McGuire@akleg.gov'

**Cc:** [Senator.John.Coghill@akleg.gov](mailto:Senator.John.Coghill@akleg.gov); [Senator.Mia.Costello@akleg.gov](mailto:Senator.Mia.Costello@akleg.gov);

[Senator.Peter.Micciche@akleg.gov](mailto:Senator.Peter.Micciche@akleg.gov); [Senator.Bill.Wielechowski@akleg.gov](mailto:Senator.Bill.Wielechowski@akleg.gov);

'governor@alaska.gov'

**Subject:** Please include us as "Invited Speakers" for SB91 at your 3/11/16 3:30 Judiciary Committee meeting.

Senator McGuire,

Please include us as "Invited Speakers" for SB91 "P" at your 3/11/16 3:30 Judiciary Committee meeting.

The State Affairs Committee adopted amendments to SB91 "P" that exclude Murder's and Violent offenders. It was added on pages; #38 Line #2, #63 Line #7, #74 Line #23 the below paragraph;

"if the defendant has not been convicted of an unclassified felony offense, a sexual felony as defined by AS 12.55.185, or a crime involving domestic violence as defined by AS 18.66.990."

This excludes; Murder's, Sexual and Violent offenders and crimes involving domestic violence from early release and reduced sentences.

I am asking for two amendments to the SB91 3/2/2016 CS;

1. I found in one additional location on page #55, Line #31 that you may consider adding your same paragraph; **Sec. 33.05.025. Probation incentive reduction; time computation.** (a) A probation officer shall recommend to the sentencing court a probation incentive reduction for good conduct by a person on probation, (Please add it again here) "if the defendant has not been convicted of an unclassified felony offense, a sexual felony as defined by AS 12.55.185, or a crime involving domestic violence as defined by AS 18.66.990." (This then will not allow murder's to "GET OUT" on reduced probation.)

2. Also, please increase the minimum mandatory sentences for murder, **by adding 15-20 years to each minimum sentence.** (So that MURDER is equal to or exceeds Rape sentencing. Below is **Current Law AS 12.55.125. Sentences of Imprisonment For Felonies.**)

· **RAPE "sexual assault"** in the first degree if the offense is a first felony conviction and the defendant possessed a firearm, used a dangerous instrument, or caused serious physical injury during the commission of the offense, **25 to 35 years;**

· **MURDER - (a)** A defendant convicted of "**murder in the first degree**" AS [11.41.150](#) (a)(1) shall be sentenced to a definite term of imprisonment of at least **20 years** A defendant convicted of "**murder in the second degree**" shall be sentenced to a definite term of imprisonment of at least **10 years**

*The Alaska Office of Victims' Rights recommends that death related crimes, should be in line with the sentences for other crimes, based on the significant harm done. Murder 1 – 35 yrs mandatory min. Murder 2 – 25 yrs mandatory min. Manslaughter – 10 yrs mandatory min. Criminally negligent homicide – presumptive range of 5-10 yrs. With a statutory aggravator or a sentence enhancer that would add no less than 5 yrs to any crime in which a firearm was used and the person used a firearm in the commission of the offense and 1) the person could not legally possess a firearm, 2) the firearm used had no identification marks (ie serial numbers) or 3) the firearm used had been previously reported stolen.*

On 6/26/14, my daughter, Breanna Moore, age 20, was Murdered by Joshua Almeda who is guilty of Second Degree Murder for killing Bree, at his home, with a stolen handgun, while drunk, (he was both #1 & #3 above).

**The Laws you make now, will determine the release of Joshua Almeda and other violent offenders like him.**

Thank you for considering my request for these amendments,

Butch Moore