

ALASKA STATE LEGISLATURE

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Explanation of Changes

SCS HOUSE BILL NO. 14 (FIN)

version: 31-LS0182\H

The word “ejaculate” is replaced with “semen” to better conform to current statute and legal precedent and that term is defined. [P3, Line 6 and new §5: P3, Lines 17-19]

The rest of the changes relate to granting credit against a sentence for time spent in treatment or on electronic monitoring (EM), which necessitates a title change and conforming changes to the applicability language in section 11. [New §6 & §7]

Current AS 12.55.027(g) allows offenders guilty of certain serious crimes to receive *limited* credit for time spent on Electronic Monitoring (EM). SCS HB 14 (FIN) *prohibits* credit for EM for those specified crimes but clarifies that credit can be granted when the defendant is on EM while participating in *residential* treatment. Sex offenders are removed from this list and cannot get credit for time spent in treatment OR on EM. [P3, Line 21 – P4, Line 4]

Further clarifies in (j) that judges will determine whether the sentence meets the declaration of purpose criteria listed in AS 12.55.005 before granting credit and in (k) that time cannot be “double counted” if a defendant was on EM while receiving treatment. [P4, Lines 5-11]