



# LAWS OF ALASKA

**2007**

**Source**  
CSHB 133(FIN)

**Chapter No.**  
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## **AN ACT**

Relating to requiring electronic monitoring as a special condition of probation and parole for offenders whose offense was related to a criminal street gang.

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**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

THE ACT FOLLOWS ON PAGE 1



## AN ACT

1 Relating to requiring electronic monitoring as a special condition of probation and parole for  
2 offenders whose offense was related to a criminal street gang.

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4 \* **Section 1.** AS 12.55.100 is amended by adding a new subsection to read:

5 (f) While on probation and as a special condition of probation for an offense  
6 where the aggravating factor provided in AS 12.55.155(c)(29) has been proven or  
7 admitted, the court shall require that the defendant submit to electronic monitoring.  
8 Electronic monitoring under this subsection must provide for monitoring of the  
9 defendant's location and movements by Global Positioning System technology. The  
10 court shall require a defendant serving a period of probation with electronic  
11 monitoring as provided under this subsection to pay all or a portion of the costs of the  
12 electronic monitoring, but only if the defendant has sufficient financial resources to  
13 pay the costs or a portion of the costs. A defendant subject to electronic monitoring  
14 under this subsection is not entitled to a credit for time served in a correctional facility

while the defendant is on probation. In this subsection, "correctional facility" has the meaning given in AS 33.30.901.

\* **Sec. 2.** AS 33.16.150 is amended by adding a new subsection to read:

(g) In addition to other conditions of parole imposed under this section for a prisoner serving a sentence for an offense where the aggravating factor provided in AS 12.55.155(c)(29) has been proven or admitted, the board shall impose as a condition of special medical, discretionary, and mandatory parole a requirement that the prisoner submit to electronic monitoring. Electronic monitoring under this subsection must provide for monitoring of the prisoner's location and movements by Global Positioning System technology. The board shall require a prisoner serving a period of probation with electronic monitoring as provided under this subsection to pay all or a portion of the costs of the electronic monitoring, but only if the prisoner has sufficient financial resources to pay the costs or a portion of the costs. A prisoner subject to electronic monitoring under this subsection is not entitled to a credit for time served in a correctional facility while the defendant is on parole. In this subsection, "correctional facility" has the meaning given in AS 33.30.901.

\* **Sec. 3.** AS 12.55.100(f) and AS 33.16.150(g) are repealed December 31, 2012.