

Conference Committee CS – Amendments from Senate Bill

- 1.) The Pretrial Services Program under AS 03.07 will remain in statute as is – this was in the House version of the bill. Therefore, all references to the Pretrial Services Program will need to be edited, requiring limited powers of free conference on these sections: 61, 62, 67, 104, 105, 106, 107, 128, 149, 150.
- 2.) Section 39, related to the terroristic threatening, will be replaced with house version section 31. This will further be amended per Legislative Legal's request to clarify intent. This will require limited powers of free conference.
- 3.) Section 40, relating to disorderly conducting, will be amended to include a 72-hour maximum sentence for the first offense. The sentence for subsequent convictions will remain as in the senate version: up to 10 days. This will require limited powers of free conference.
- 4.) Section 51 will be amended to add a 10-year look back period, similar to language in the house version. This will require limited powers of free conference.
- 5.) Section 55 will be amended with a technical change to add AS 11.71.050(a)(5)
- 6.) Section 61 regarding bail conditions will be replaced by house version section 50 with clarifying amendments. This will require limited powers of free conference.
- 7.) Section 68 enacting a cap for credit against time spent in treatment will be amended to one year. This will require limited powers of free conference.
- 8.) Sections 72 - 74 will be amended to adopt the following felony presumptive sentencing structure. This will require limited powers of free conference.
 - Class A felony (1st conviction): 4-7 years
 - Class A felony (2nd conviction): 10-14 years
 - Class A felony (3rd conviction): 15-20 years
 - Class B felony (1st conviction): 1-3 years
 - Class B felony (2nd conviction): 3-7 years
 - Class B felony (3rd conviction): 6-10 years
 - Class C felony (1st conviction): 0-2 years
 - Class C felony (2nd conviction): 2-4 years
 - Class C felony (3rd conviction): 3-5 years

- 9.) Sections 94 & 95: Driving while license suspended provisions will be amended to provide that first-time incidents involving an administrative suspension will be a violation. The sentence for subsequent administrative convictions and all court suspensions will remain as in the senate version: class A misdemeanor. This will require limited powers of free conference.
- 10.) Section 101 regarding use of headlights will be amended to correct a drafting error. The immediate effective date for this section will also be removed from section 157. This will require limited powers of free conference.
- 11.) Sections 108, 109, 112, 124, and 125 relating to eligibility for discretionary parole will be amended to remove a reference to AS 11.41.120 (manslaughter). This will require limited powers of free conference.
- 12.) Section 110 regarding applications for discretionary parole will be replaced with house version section 77.
- 13.) Section 144, regarding Criminal Rules 45 and a defendant's right to waive their speedy trial rights, will be removed from the bill. Since this section did not appear in the house bill, this change will NOT need limited powers of free conference.
- 14.) Sections related to repeals (145); applicability (149); transition language (150); and effective dates (153-158) may be edited as needed to conform to the changes above.