

**AMENDMENT**

OFFERED IN THE SENATE

TO: SCS CSHB 66(JUD), Draft Version "Y"

1 Page 1, line 6, following "**violence**";:

2 Insert "**relating to the use and possession of electronic devices by prisoners**;"

3

4 Page 2, line 11:

5 Delete "sec. 46"

6 Insert "sec. 47"

7

8 Page 24, following line 30:

9 Insert a new bill section to read:

10 **\*\* Sec. 31.** AS 33.30.015(a) is amended to read:

11 (a) The commissioner may not

12 (1) make per capita expenditures for food for prisoners in a state  
13 correctional facility operated by the state that exceed 90 percent of per capita  
14 expenditures for food that is available to enlisted personnel in the United States Army  
15 stationed in the state;

16 (2) provide, in a state correctional facility operated by the state,

17 (A) living quarters for a prisoner into which the view is  
18 obstructed; however, the commissioner is not required to renovate a facility to  
19 comply with this subparagraph if the facility is being used as a correctional  
20 facility on August 27, 1997, or if the facility was already built before being  
21 acquired by the department;

22 (B) equipment or facilities for publishing or broadcasting  
23 material the content of which is not subject to prior approval by the department

1 as consistent with keeping order in the institution and prisoner discipline;

2 (C) cable television service other than a level of basic cable  
3 television service that is available as a substitute for services that are broadcast  
4 to the public in the community in which a correctional facility is located;

5 (3) allow a prisoner held in a state correctional facility operated by the  
6 state to

7 (A) possess in the prisoner's cell a

8 (i) cassette tape player or recorder, [A] video cassette  
9 recorder (VCR), or **telephone**;

10 (ii) **computer or electronic tablet unless used for a**  
11 **purpose approved under (I) of this paragraph** [A COMPUTER OR  
12 MODEM OF ANY KIND];

13 (B) view movies rated "R," "X," or "NC-17";

14 (C) possess printed or photographic material that

15 (i) is obscene as defined by the commissioner in  
16 regulation;

17 (ii) could reasonably be expected to incite racial, ethnic,  
18 or religious hatred that is detrimental to the security, good order, or  
19 discipline of the institution or violence;

20 (iii) could reasonably be expected to aid in an escape or  
21 in the theft or destruction of property;

22 (iv) describes procedures for brewing alcoholic  
23 beverages or for manufacturing controlled substances, weapons, or  
24 explosives; or

25 (v) could reasonably be expected to facilitate criminal  
26 activity or a violation of institution rules;

27 (D) receive instruction in person, or by broadcast medium, or  
28 engage in boxing, wrestling, judo, karate, or other martial art or in any activity  
29 that, in the commissioner's discretion, would facilitate violent behavior;

30 (E) possess or have access to equipment for use in the activities  
31 listed in (D) of this paragraph;

1 (F) possess or have access to free weights;

2 (G) possess in the prisoner's cell a coffee pot, hot plate,  
3 appliance or heating element for food preparation, or more than three electrical  
4 appliances of any kind;

5 (H) possess or appear in a state of dress, hygiene, grooming, or  
6 appearance other than as permitted as uniform or standard in the correctional  
7 facility;

8 (I) use a computer **or electronic tablet** other than those  
9 approved by the correctional facility; the use of a computer **or electronic**  
10 **tablet** under this subparagraph may be approved only **to facilitate the**  
11 **prisoner's rehabilitation or the prisoner's compliance with a reentry plan**  
12 **or case plan developed under AS 33.30.011**, as part of the prisoner's  
13 employment, education, [OR] vocational training, **access to legal reference**  
14 **materials, visitation, or health care, or for another purpose identified by**  
15 **the commissioner in regulation**, and may not be used for any other purpose;

16 (J) smoke or use tobacco products of any kind."  
17

18 Renumber the following bill sections accordingly.

19

20 Page 38, line 30:

21 Delete "sec. 46"

22 Insert "sec. 47"

23

24 Page 38, line 31:

25 Delete "sec. 46"

26 Insert "sec. 47"

27

28 Page 39, line 1:

29 Delete "sec. 46"

30 Insert "sec. 47"

31

1 Page 39, line 5:

2 Delete "sec. 46" in both places

3 Insert "sec. 47" in both places

4

5 Page 39, line 7:

6 Delete "Section 45"

7 Insert "Section 46"

8

9 Page 39, line 8:

10 Delete "sec. 50"

11 Insert "sec. 51"