

HOUSE BILL NO. 76

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES NAVARRE, Robinson

Introduced: 1/16/95

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to bail after conviction for various felonies if the defendant has
2 certain previous felony convictions."

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

4 * **Section 1.** INTENT. It is the intent of the legislature by this Act to restrict the
5 availability of bail after conviction for certain felons. The legislature notes the decision of the
6 Alaska Court of Appeals in Stiegele v. State, 685 P.2d 1255, 1258 - 1261 (Alaska App. 1984)
7 and further notes that for reasons stated in Stiegele this Act does not conflict with or amend
8 a court rule.

9 * **Sec. 2.** AS 12.30.040(b) is amended to read:

10 (b) Notwithstanding the provisions of (a) of this section, **a** [IF A PERSON
11 HAS BEEN CONVICTED OF AN OFFENSE WHICH IS AN UNCLASSIFIED
12 FELONY OR A CLASS A FELONY, THE] person may not be released on bail either
13 before sentencing or pending appeal **if the person has been convicted of an offense**
14 **that is**

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(1) an unclassified felony or a class A felony; or
(2) a class B or class C felony if the person has been previously
convicted of an offense in this state that is an unclassified felony, a class A felony,
or a violation of AS 11.41.260, 11.41.420 - 11.41.425, or 11.41.436 - 11.41.438 or
of an offense in another jurisdiction with elements substantially similar to an
offense of this state described in this paragraph.