

**CS FOR HOUSE BILL NO. 67(JUD) am**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-FIRST LEGISLATURE - FIRST SESSION**

**BY THE HOUSE JUDICIARY COMMITTEE**

**Amended: 2/23/00**

**Offered: 4/16/99**

**Sponsor(s): REPRESENTATIVES ROKEBERG, Dyson, Croft, Harris, Halcro, Murkowski**

**A BILL**

**FOR AN ACT ENTITLED**

**1 "An Act relating to release of certain persons alleged to have committed certain**  
**2 sexual offenses."**

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

**4 \* Section 1.** AS 12.30 is amended by adding a new section to read:

**5 Sec. 12.30.029. Release in sexual abuse and sexual assault cases. (a)**

**6 Before ordering release before or after trial, or pending appeal, of a person charged**  
**7 with or convicted of a crime under AS 11.41.410 - 11.41.438 or 11.41.450 - 11.41.458,**  
**8 the court shall consider the safety of the alleged victim. The court may impose bail**  
**9 and any of the conditions authorized under AS 12.30.020 and any other condition**  
**10 necessary to protect the alleged victim and the public and to assure the appearance of**  
**11 the person in court.**

**12 (b) The court may impose any of the following conditions on a person charged**  
**13 or convicted of an offense under AS 11.41.410 - 11.41.438 or 11.41.450 - 11.41.458**

**14 (1) that the person have no contact with the alleged victim except as**

1 specifically allowed by the court;

2 (2) that the person reside in a place where the person is not likely to  
3 come into contact with the alleged victim of the offense; and

4 (3) if the person is on medication, that the person take the medication  
5 as prescribed.

6 (c) Before a judicial officer releases a person charged or convicted of an  
7 offense under AS 11.41.410 - 11.41.438 or 11.41.450 - 11.41.458, the court shall

8 (1) assure that the alleged victim, or the alleged victim's parent or  
9 guardian if the alleged victim is under 18 years of age, has been notified by a law  
10 enforcement agency or the prosecuting attorney of the hearing where the release is  
11 being considered, or a reasonable effort at notification has been made;

12 (2) solicit comments from the victim or the victim's parent or guardian  
13 who is present and wishes to comment and consider those comments before making  
14 a decision to release the person.

15 \* **Sec. 2. APPLICABILITY.** This Act applies to criminal proceedings occurring on or after  
16 the effective date of this Act regardless of whether the criminal offense occurred before, on,  
17 or after the effective date of this Act.