

CS FOR SENATE BILL NO. 11(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 2/23/99
Referred: Finance

Sponsor(s): SENATORS DONLEY, Leman, Taylor

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to good time credits for prisoners serving sentences of
2 imprisonment for certain murders."

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

4 * **Section 1.** AS 12.55.125(f) is amended to read:

5 (f) If a defendant is sentenced under (a) or (b) of this section,

6 (1) imprisonment for the prescribed minimum or mandatory term may
7 not be suspended under AS 12.55.080;

8 (2) imposition of sentence may not be suspended under AS 12.55.085;

9 (3) imprisonment for the prescribed minimum or mandatory term may
10 not be reduced, except as provided in (j) of this section **or AS 33.20.010.**

11 * **Sec. 2.** AS 12.55.125(g) is amended to read:

12 (g) If a defendant is sentenced under (c), (d)(1), (d)(2), (e)(1), (e)(2), (e)(4),
13 or (i) of this section, except to the extent permitted under AS 12.55.155 - 12.55.175,

14 (1) imprisonment may not be suspended under AS 12.55.080;

1 (2) imposition of sentence may not be suspended under AS 12.55.085;

2 (3) terms of imprisonment may not be otherwise reduced, except as

3 provided in AS 33.20.010.

4 * **Sec. 3.** AS 33.20.010(a) is repealed and reenacted to read:

5 (a) Except as otherwise provided in this section, a prisoner convicted of an
6 offense against the state or a political subdivision of the state who follows the rules
7 of the correctional facility in which the prisoner is confined is entitled to a deduction
8 of one-third of the term of imprisonment rounded off to the nearest day if the prisoner

9 (1) was sentenced to a term of imprisonment of at least three days;

10 (2) was not sentenced to a mandatory 99-year term of imprisonment
11 under AS 12.55.125(a) after June 27, 1996, or a definite term under AS 12.55.125(l);
12 and

13 (3) was not convicted after the effective date of this Act of murder in
14 the first or second degree.

15 * **Sec. 4.** AS 33.20.010 is amended by adding a new subsection to read:

16 (c) A prisoner convicted after the effective date of this Act of murder in the
17 first or second degree who is not sentenced to a mandatory 99-year term of
18 imprisonment under AS 12.55.125(a) or a definite term of imprisonment under
19 AS 12.55.125(l) is entitled to a deduction of the term of imprisonment equal to one-
20 half of the deduction provided to other prisoners under (a) of this section rounded off
21 to the nearest day if the prisoner follows the rules of the correctional facility in which
22 the prisoner is confined.