

HOUSE BILL NO. 54

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES SAMUELS AND STOLTZE, Hawker, Dahlstrom

Introduced: 1/10/05

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to bail review."**

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

3 *** Section 1.** AS 12.30.020 is amended by adding a new subsection to read:

4 (j) If a person remains in custody after review of conditions by a judicial
5 officer under (f) of this section, a subsequent review of conditions may be held at the
6 request of the person. Unless the prosecuting authority stipulates otherwise, a judicial
7 officer may not schedule a bail review hearing under this subsection unless

8 (1) the person provides to the court and the prosecuting authority a
9 written statement that information not considered at the previous review will be
10 presented, and includes a description of the new information;

11 (2) the prosecuting authority has at least 48 hours' notice before the
12 time set for the review requested under this subsection; and

13 (3) at least 48 hours have elapsed between the previous review and the
14 time set for the review requested under this subsection.

15 *** Sec. 2.** AS 12.30.030(a) is amended to read:

1 (a) A person who remains in custody after a review provided for in
2 AS 12.30.020(f) or (j) may move the court having original jurisdiction over the
3 offense to amend the order. The motion shall be determined promptly.