

HOUSE BILL NO. 339

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES SAMUELS, STOLTZE, AND MCGUIRE, Lynn

Introduced: 1/9/06

Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the definition of 'victim' in relation to crime; and relating to parole
2 board hearings and information provided to the public by the parole board."

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

4 * **Section 1.** AS 12.55.185(18) is amended to read:

5 (18) "victim" means

6 (A) a person against whom an offense has been perpetrated,
7 including an offense that forms the basis for a probation revocation
8 proceeding;

9 (B) one of the following, not the perpetrator, if the person
10 specified in (A) of this paragraph is a minor, incompetent, or incapacitated:

11 (i) an individual living in a spousal relationship with the
12 person specified in (A) of this paragraph; or

13 (ii) a parent, adult child, guardian, or custodian of the
14 person;

1 (C) one of the following, not the perpetrator, if the person
2 specified in (A) of this paragraph is dead:

3 (i) a person living in a spousal relationship with the
4 deceased before the deceased died;

5 (ii) an adult child, parent, brother, sister, grandparent, or
6 grandchild of the deceased; or

7 (iii) any other interested person, as may be designated
8 by a person having authority in law to do so.

9 * **Sec. 2.** AS 33.16.050(a) is amended to read:

10 (a) The board may meet as often as it considers necessary to carry out its
11 responsibilities, but shall meet at least four times a year. **All meetings of the board**
12 **shall be open to the public.**

13 * **Sec. 3.** AS 33.16.130(b) is amended to read:

14 (b) Before the board determines a prisoner's suitability for discretionary
15 parole, the prisoner is entitled to a hearing before the board. **The hearing shall be**
16 **open to the public.** The prisoner shall be furnished a copy of the preparole reports
17 listed in AS 33.16.110, and permitted access to all records that will be considered by
18 the board in making its decision except those that are made confidential by law. The
19 prisoner may also respond in writing to all materials considered by the board, be
20 present at the hearing, and present evidence to the board.

21 * **Sec. 4.** AS 33.16.130(c) is amended to read:

22 (c) The board shall issue its decision in writing and provide the basis for a
23 denial of discretionary parole. A copy of the decision shall be provided to the prisoner.
24 **A copy of the decision shall also be provided upon request to any member of the**
25 **public that attended the hearing, and, if parole is granted, the information**
26 **provided to the member of the public must include the expected date of release**
27 **and geographical area of release.**