

(LIMITED RUN FOR ALL ADDITIONAL SPONSORSHIPS)

**CS FOR SENATE BILL NO. 134(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

**BY THE SENATE JUDICIARY COMMITTEE**

**Offered: 4/12/06**

**Referred: Finance**

**Sponsor(s): SENATORS BUNDE, Elton, Dyson, Wagoner, Seekins, Kookesh, French, Ellis, Gary Stevens, Olson, Stedman, Green, Guess, Ben Stevens**

**REPRESENTATIVES Neuman, McGuire, Lynn, Gardner, Dahlstrom, Croft, LeDoux**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to a pilot project to review and investigate certain complaints from**  
2 **victims of sexual assault in the first degree or sexual abuse of a minor in the first degree**  
3 **concerning actions of justice agencies."**

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

5 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
6 to read:

7 OFFICE OF VICTIMS' RIGHTS PILOT PROGRAM CONCERNING CERTAIN  
8 SEXUAL ASSAULT AND SEXUAL ABUSE CLAIMS. (a) The office of victims' rights  
9 shall establish a pilot program to review and investigate complaints described in (b) of this  
10 section, and shall report to the legislature under (e) of this section. The pilot program begins  
11 September 1, 2006, and ends August 31, 2008.

12 (b) Upon receiving a complaint from a victim of sexual assault in the first degree or  
13 sexual abuse of a minor in the first degree that the crime has not been timely or completely  
14 investigated, the victims' advocate

1 (1) has jurisdiction to investigate the complaint and may assist with regard to  
2 the victim's contacts with justice agencies under procedures set out in AS 24.65.100 -  
3 24.65.130;

4 (2) shall consult with and make reports to justice agencies under procedures  
5 set out in AS 24.65.140 and 24.65.150; and

6 (3) has the privileges and immunities set out in AS 24.65.190 and 24.65.200.

7 (c) The penalty set out in AS 24.65.210 applies to hindering, or refusing to comply  
8 with the lawful demands of, the victims' advocate in connection with the program established  
9 under this section.

10 (d) Regulations adopted by the victims' advocate under AS 24.65.090, as those  
11 regulations may be amended, apply to the program established under this section to the extent  
12 those regulations are not inconsistent with this section. The victims' advocate may adopt  
13 additional regulations under AS 44.62 (Administrative Procedure Act) necessary to  
14 implement this section.

15 (e) No later than September 30, 2008, the office of victims' rights shall present to the  
16 legislature a report of its conclusions concerning complaints investigated under the program  
17 established under this section. The report may include recommendations for legislative action.

18 (f) In this section,

19 (1) "justice agency" has the meaning given in AS 24.65.250;

20 (2) "office of victims' rights" means the office created in AS 24.65.010;

21 (3) "victim" has the meaning given in AS 24.65.250;

22 (4) "victims' advocate" means the position created in AS 24.65.010.

23 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
24 read:

25 **APPLICABILITY.** Section 1 of this Act applies to complaints made after the effective  
26 date of this Act for offenses alleged to have been committed

27 (1) on or after the effective date of this Act; or

28 (2) before the effective date of this Act if the offense is alleged to have been  
29 committed on or after July 10, 2003.