

(LIMITED RUN SHOWING ALL ADDITIONAL SPONSORSHIPS)

**SENATE CS FOR CS FOR HOUSE BILL NO. 69(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 2/12/07

Referred: Today's Calendar

Sponsor(s): REPRESENTATIVES SAMUELS, Kerttula, Hawker, Fairclough, Lynn, Wilson, Neuman, Ramras, Guttenberg, Olson, Johnson, Thomas, Dahlstrom, Crawford, Holmes, Gardner, LeDoux, Seaton, Nelson, Meyer, Stoltze

SENATORS Green, Wielechowski, Huggins, Wilken, Elton, Stedman, Hoffman, Stevens, Ellis, French, Davis, Thomas, Olson, Therriault, Wagoner, Kookesh

**A BILL****FOR AN ACT ENTITLED**1 **"An Act relating to executive clemency."**2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**3 **\* Section 1.** AS 33.20.080(a) is amended to read:

4 (a) The governor may **not grant** [REFER APPLICATIONS FOR] executive  
 5 clemency **to a person unless the governor has first provided notice of**  
 6 **consideration of executive clemency** to the board of parole **for investigation and at**  
 7 **least 120 days have elapsed since the notice required under (b) of this section has**  
 8 **been provided.** The board shall investigate each case and, **not later than 120 days**  
 9 **after receipt of the notice of consideration,** submit to the governor a report of the  
 10 investigation, together with all other information the board has regarding the **person**  
 11 [APPLICANT]. When the report [OR INVESTIGATION] is submitted, the board  
 12 shall also transmit to the governor the comments it has received under (b) of this  
 13 section.

14 **\* Sec. 2.** AS 33.20.080(b) is amended to read:15 (b) **The board shall send notice of the governor's consideration of**

1        **executive clemency to the Department of Law, the office of victims' rights, and**  
 2        [IF REQUESTED BY] the victim of a crime against a person, a crime involving  
 3        domestic violence, or arson in the first degree **within five business days after receipt**  
 4        **of notice of consideration from the governor** [, THE BOARD SHALL SEND  
 5        NOTICE OF AN APPLICATION FOR EXECUTIVE CLEMENCY SUBMITTED  
 6        BY THE STATE PRISONER WHO WAS CONVICTED OF THAT CRIME]. The  
 7        victim may comment in writing to the board on the **consideration** [APPLICATION]  
 8        for executive clemency. **The board shall provide notice of any action taken by the**  
 9        **governor to the Department of Law, the office of victims' rights, and the victim.**

10       \* **Sec. 3.** AS 33.20.080(c) is amended to read:

11                (c) If the **victim's** [VICTIM DESIRES NOTICE UNDER (b) OF THIS  
 12                SECTION, THE VICTIM SHALL MAINTAIN A CURRENT, VALID MAILING]  
 13                address **is unknown,** [ON FILE WITH] the board [, THE BOARD] shall **make**  
 14                **reasonable efforts to locate the victim to provide** [SEND] the notice required under  
 15                this section [TO THE VICTIM'S LAST KNOWN ADDRESS]. The **board shall**  
 16                **ensure that the** victim's address **is kept confidential** [MAY NOT BE DISCLOSED  
 17                TO THE APPLICANT FOR EXECUTIVE CLEMENCY OR THE APPLICANT'S  
 18                ATTORNEY].