

CS FOR SENATE BILL NO. 89(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/18/07

Referred: Rules

Sponsor(s): SENATORS WIELECHOWSKI, McGuire

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to requiring electronic monitoring as a special condition of probation**
2 **and parole for offenders whose offense was related to a criminal street gang."**

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

4 *** Section 1.** AS 12.55.100 is amended by adding a new subsection to read:

5 (f) While on probation and as a special condition of probation for an offense
6 where the aggravating factor provided in AS 12.55.155(c)(29) has been proven or
7 admitted or the penalty for the offense was aggravated under AS 12.55.137, the court
8 shall require that the defendant submit to electronic monitoring. Electronic monitoring
9 under this section must provide for monitoring of the defendant's location and
10 movements by Global Positioning System technology. The court shall require a
11 defendant serving a period of probation with electronic monitoring as provided under
12 this section to pay all or a portion of the costs of the electronic monitoring, but only if
13 the defendant has sufficient financial resources to pay the costs or a portion of the
14 costs.

1 * **Sec. 2.** AS 33.16.150 is amended by adding a new subsection to read:

2 (g) In addition to other conditions of parole imposed under this section for a
3 prisoner serving a sentence for an offense where the aggravating factor provided in
4 AS 12.55.155(c)(29) has been proven or admitted or the penalty for the offense was
5 aggravated under AS 12.55.137, the board shall impose as a condition of special
6 medical, discretionary, and mandatory parole a requirement that the prisoner submit to
7 electronic monitoring. Electronic monitoring under this subsection must provide for
8 monitoring of the prisoner's location and movements by Global Positioning System
9 technology. The board shall require a prisoner serving a period of probation with
10 electronic monitoring as provided under this section to pay all or a portion of the costs
11 of the electronic monitoring, but only if the prisoner has sufficient financial resources
12 to pay the costs or a portion of the costs.