

(LIMITED RUN SHOWING ALL ADDITIONAL SPONSORSHIPS)

**SENATE BILL NO. 119**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATORS MYERS, Shower, Gray-Jackson, Kiehl, Tobin, Kaufman, Dunbar, Olson, Merrick, Bjorkman, Claman, Kawasaki

REPRESENTATIVES Hannan, Himschoot, Galvin, Armstrong, Ruffridge, Schrage, Stutes, Josephson, McCormick, Gray, Tomaszewski, Wright, Mina

Introduced: 3/31/23

Referred: State Affairs

**A BILL****FOR AN ACT ENTITLED**

1 "An Act relating to state identifications and driver's licenses for persons in the custody  
 2 of the Department of Corrections; relating to state identifications issued by the  
 3 Department of Corrections; relating to the duties of the commissioner of corrections;  
 4 relating to misconduct involving confidential information; relating to voter  
 5 identification; relating to identification for fishing permits; relating to identification for  
 6 debtor financing statements; and providing for an effective date."

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

8 \* **Section 1.** AS 11.76.115(c) is amended to read:

9 (c) In this section, "confidential information" includes

10 (1) information that has been classified confidential by law;

11 (2) information encoded on an access device, identification card issued

12 under AS 18.65.310 **or AS 33.30.105**, or driver's license.

13 \* **Sec. 2.** AS 15.07.055(e) is amended to read:

1 (e) The director shall enter into an agreement with the Department of  
2 Administration, the Department of Corrections, and the Department of Revenue to  
3 match identifying information provided by a voter with existing identification records

4 (1) maintained by the administrative component of the Department of  
5 Administration that administers motor vehicle and driver's license laws, by the  
6 administrative component of the Department of Corrections that issues  
7 identification cards, and by the administrative component of the Department of  
8 Revenue that administers the permanent fund dividend laws; and

9 (2) bearing the same identifying number, name, and date of birth  
10 provided on the registration.

11 \* **Sec. 3.** AS 16.10.267(c) is amended to read:

12 (c) Examples of a suitable identification card required under (a)(2) and (d)(2)  
13 of this section are a motor vehicle operator's license issued under AS 28.15.111,  
14 [AND] an identification card issued under AS 18.65.310, and an identification card  
15 issued under AS 33.30.105.

16 \* **Sec. 4.** AS 33.30.011(a) is amended to read:

17 (a) The commissioner shall

18 (1) establish, maintain, operate, and control correctional facilities  
19 suitable for the custody, care, and discipline of persons charged or convicted of  
20 offenses against the state or held under authority of state law; each correctional facility  
21 operated by the state shall be established, maintained, operated, and controlled in a  
22 manner that is consistent with AS 33.30.015;

23 (2) classify prisoners;

24 (3) for persons committed to the custody of the commissioner,  
25 establish programs, including furlough programs that are reasonably calculated to

26 (A) protect the public and the victims of crimes committed by  
27 prisoners;

28 (B) maintain health;

29 (C) create or improve occupational skills;

30 (D) enhance educational qualifications;

31 (E) support court-ordered restitution; and

1 (F) otherwise provide for the rehabilitation and reformation of  
2 prisoners, facilitating their reintegration into society;

3 (4) provide necessary

4 (A) medical services for prisoners in correctional facilities or  
5 who are committed by a court to the custody of the commissioner, including  
6 examinations for communicable and infectious diseases;

7 (B) psychological or psychiatric treatment if a physician or  
8 other health care provider, exercising ordinary skill and care at the time of  
9 observation, concludes that

10 (i) a prisoner exhibits symptoms of a serious disease or  
11 injury that is curable or may be substantially alleviated; and

12 (ii) the potential for harm to the prisoner by reason of  
13 delay or denial of care is substantial; and

14 (C) assessment or screening of the risks and needs of offenders  
15 who may be vulnerable to harm, exploitation, or recidivism as a result of fetal  
16 alcohol syndrome, fetal alcohol spectrum disorder, or another brain-based  
17 disorder;

18 (5) establish minimum standards for sex offender treatment programs  
19 offered to persons who are committed to the custody of the commissioner;

20 (6) provide for fingerprinting in correctional facilities in accordance  
21 with AS 12.80.060;

22 (7) establish a program to conduct assessments of the risks and needs  
23 of offenders sentenced to serve a term of incarceration of 90 days or more; the  
24 program must include a requirement for an assessment before a prisoner's release on  
25 parole, furlough, or electronic monitoring from a correctional facility;

26 (8) establish a procedure that provides for each prisoner required to  
27 serve an active term of imprisonment of 90 days or more a written case plan that

28 (A) takes effect and is provided to the prisoner within 90 days  
29 after sentencing;

30 (B) is based on the results of the assessment of the prisoner's  
31 risks and needs under (7) of this subsection;

- 1 (C) includes a requirement to follow the rules of the institution;
- 2 (D) is modified when necessary for changes in classification,
- 3 housing status, medical or mental health, and resource availability;
- 4 (E) includes participation in programming that addresses the
- 5 needs identified in the assessment;
- 6 (9) establish a program to begin reentry planning with each prisoner
- 7 serving an active term of imprisonment of 90 days or more; reentry planning must
- 8 begin at least 90 days before release on furlough or probation or parole; the reentry
- 9 program must include
- 10 (A) a written reentry plan for each prisoner completed upon
- 11 release on furlough or probation or parole that includes information on the
- 12 prisoner's proposed
- 13 (i) residence;
- 14 (ii) employment or alternative means of support;
- 15 (iii) treatment options;
- 16 (iv) counseling services;
- 17 (v) education or job training services;
- 18 (B) any other requirements for successful transition back to the
- 19 community, including electronic monitoring or furlough for the period between
- 20 a scheduled parole hearing and parole eligibility;
- 21 (C) coordination with the Department of Labor and Workforce
- 22 Development to provide access, after release, to job training and employment
- 23 assistance; and
- 24 (D) coordination with community reentry coalitions or other
- 25 providers of reentry services if available;
- 26 (10) for offenders under electronic monitoring, establish
- 27 (A) minimum standards for electronic monitoring, which may
- 28 include the requirement of active, real-time monitoring using global
- 29 positioning systems; and
- 30 (B) procedures for oversight and approving electronic
- 31 monitoring programs and systems provided by private contractors;

1 (11) **ensure** [ASSIST] a prisoner **has** [IN OBTAINING] a valid state  
 2 identification card **upon the prisoner's release;** if the prisoner does not have a valid  
 3 state identification card before the prisoner's release, [;] the department shall **issue the**  
 4 **prisoner a valid state identification card under AS 33.30.105 and** pay the  
 5 application fee for **an** [THE] identification card **issued under AS 18.65.310;**

6 (12) provide to the legislature, by electronic means, by January 10  
 7 preceding the first regular session of each legislature, a report summarizing the  
 8 findings and results of the program established under (7) of this subsection; the report  
 9 must include

10 (A) the number of prisoners who were provided with written  
 11 case plans under (8) of this subsection;

12 (B) the number of written case plans under (8) of this  
 13 subsection initiated within the preceding year; and

14 (C) the number of written case plans under (8) of this  
 15 subsection that were updated in the preceding year; and

16 (13) enter into an agreement with the Department of Family and  
 17 Community Services, consistent with the provisions of AS 47.12.105, for the  
 18 detention and care of a minor who is waived into adult court under AS 47.12.030 or  
 19 47.12.100.

20 \* **Sec. 5.** AS 33.30 is amended by adding a new section to read:

21 **Sec. 33.30.105. Identification cards.** (a) The department shall issue an  
 22 identification card identical to the motor vehicle operator's license provided for in  
 23 AS 28.15.111, except that the card must be a different color and shall state in bold  
 24 type letters on its face that it is for identification purposes only. The department may  
 25 only issue an identification card to a prisoner before the prisoner's release. The  
 26 identification card must display

27 (1) a distinguishing number assigned to the identification card;

28 (2) the prisoner's full name, date of birth, brief physical description,  
 29 and photograph;

30 (3) either a facsimile of the signature of the prisoner or a space on  
 31 which the prisoner must write the prisoner's usual signature with pen and ink;

1 (4) physical security features designed to prevent tampering,  
2 counterfeiting, or duplication of the document for fraudulent purposes;

3 (5) for a qualified prisoner who is under 21 years of age, the words  
4 "UNDER 21"; and

5 (6) a statement that the identification card is not a valid identification  
6 card for the purpose of purchasing alcoholic beverages.

7 (b) An identification card may not display the prisoner's social security  
8 number and is not valid until signed by the prisoner. If facilities are not available for  
9 the taking of the photograph required under this section, the department shall endorse  
10 on the identification card the words "valid without photograph."

11 (c) An identification card issued under this section expires 180 days after  
12 issuance, or, if issued to a person under 21 years of age, 90 days after the person  
13 reaches 21 years of age, whichever occurs first.

14 (d) A person may not

15 (1) knowingly make a fraudulent written statement or application for  
16 an identification card concerning age, race, sex, or other identifying characteristics as  
17 required by the department;

18 (2) possess, use, produce, or manufacture a fraudulent identification  
19 card;

20 (3) allow an identification card issued to that person to be used by  
21 another person.

22 (e) A person who violates (d) of this section is guilty of a misdemeanor  
23 punishable by a fine of \$500 or 60 days in jail, or both.

24 \* **Sec. 6.** AS 45.29.503(a) is amended to read:

25 (a) A financing statement sufficiently provides the name of the debtor

26 (1) except as otherwise provided in (3) of this subsection, if the debtor  
27 is a registered organization or the collateral is held in a trust that is a registered  
28 organization, only if the financing statement provides the name that is stated to be the  
29 registered organization's name on the public organic record most recently filed with or  
30 issued or enacted by the registered organization's jurisdiction of organization that  
31 purports to state, amend, or restate the registered organization's name;

1 (2) subject to (f) of this section, if the collateral is being administered  
 2 by the personal representative of a decedent, only if the financing statement provides,  
 3 as the name of the debtor, the name of the decedent and, in a separate part of the  
 4 financing statement, indicates that the collateral is being administered by a personal  
 5 representative;

6 (3) if the collateral is held in a trust that is not a registered  
 7 organization, only if the financing statement

8 (A) provides, as the name of the debtor,

9 (i) if the organic record of the trust specifies a name for  
 10 the trust, the name specified; or

11 (ii) if the organic record of the trust does not specify a  
 12 name for the trust, the name of the settlor or testator; and

13 (B) in a separate part of the financing statement,

14 (i) if the name is provided in accordance with (A)(i) of  
 15 this paragraph, indicates that the collateral is held in a trust; or

16 (ii) if the name is provided in accordance with (A)(ii) of  
 17 this paragraph, provides additional information sufficient to distinguish  
 18 the trust from other trusts having one or more of the same settlors or the  
 19 same testator and indicates that the collateral is held in a trust, unless  
 20 the additional information so indicates;

21 (4) if the debtor is an individual, only if the financing statement  
 22 provides

23 (A) the individual name of the debtor;

24 (B) the surname and first personal name of the debtor; or

25 (C) subject to (g) of this section, the name of the individual that  
 26 is indicated on an unexpired driver's license that this state has issued to the  
 27 individual or on an unexpired identification card issued to the individual under  
 28 AS 18.65.310 or AS 33.30.105; and

29 (5) in other cases, if the debtor

30 (A) has a name, only if the financing statement provides the  
 31 organizational name of the debtor; and

1 (B) does not have a name, only if the financing statement  
2 provides the names of the partners, members, associates, or other persons of  
3 which the debtor is composed, in a manner that each name provided would be  
4 sufficient if the person named were the debtor.

5 \* **Sec. 7.** AS 45.29.503(g) is amended to read:

6 (g) If this state has issued to an individual more than one driver's license, more  
7 than one identification card under AS 18.65.310 or AS 33.30.105, or both an  
8 identification card under AS 18.65.310 or AS 33.30.105 and a driver's license, the  
9 driver's license or identification card that was issued the most recently is the one to  
10 which (a)(4)(C) of this section refers.

11 \* **Sec. 8.** This Act takes effect January 1, 2024.