

1 IN THE SENATE

BY SENATORS BULLOCK, NOLAN,
COOPER, BY REQUEST

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SENATE BILL NO. 16

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

A BILL

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For an Act entitled: "An Act relating to suspension of sentence
7 for offenses not punishable by death or life
8 imprisonment; amending Sec. 66-16-31 ACLA
9 1949, as amended by Sec. 1, Chapter 195 SLA
10 1955; and declaring an effective date."

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BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

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Section 1. Sec. 66-16-31 ACLA 1949, as amended by Sec. 1,

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Chapter 195 SLA 1955, is amended to read as follows:-

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Sec. 66-16-31. SUSPENSION OF SENTENCE AND PROBATION.

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Upon entering a judgment of conviction of any offense not
16 punishable by death or life imprisonment, OR AT ANY TIME
17 WITHIN FIVE (5) YEARS FROM THE DATE OF ENTRY OF SUCH JUDGMENT
18 OF CONVICTION, any court having jurisdiction to try offenses
19 against the Territory of Alaska, when satisfied that the ends
20 of justice and the best interest of the public as well as the
21 defendant will be served thereby, may suspend the imposition
22 or execution OR BALANCE of the sentence and place the
23 defendant on probation for such period and upon such terms and
24 conditions as the court deems best. This authority is in
25 addition to the authority of the court under the Federal Rules
26 of Criminal Procedure to correct or reduce any sentences.

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Probation may be granted whether the offense is punish-

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able by fine or imprisonment or both. If an offense is

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punishable by both fine and imprisonment, the court may impose

1 a fine and place the defendant on probation as to imprison-
2 ment. Probation may be limited to one or more counts or
3 indictments, but, in the absence of express limitation,
4 shall extend to the entire sentence and judgment.

5 The court may revoke or modify any condition of
6 probation, or may change the period of probation.

7 The period of probation, together with any extension
8 thereof, shall not exceed five years.

9 While on probation and among the conditions thereof,
10 the defendant may be required:

11 (a) to pay a fine in one or several sums;

12 (b) to make restitution or reparation to aggrieved
13 parties for actual damages or loss caused by the offense
14 for which conviction was had; and—

15 (c) to provide for the support of any persons, for
16 whose support he is legally responsible.

17 The defendant's liability for any fine or other punish-
18 ment imposed as to which probation is granted, shall be fully
19 discharged by the fulfillment of the terms and conditions
20 of probation.

21 Sec. 2. This Act shall take immediate effect and be in force
22 from and after its passage and approval or upon its becoming law
23 without such approval, and it is so enacted.

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