

1 IN THE SENATE

BY SENATOR ZIEGLER

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SENATE BILL NO. 96

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FOURTH LEGISLATURE - FIRST SESSION

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A BILL

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For an Act entitled: "An Act relating to the acknowledgment of
7 surety undertakings and cash deposits for
8 bail; amending Rules 41(c)(1) and 41(g)(1)
9 of the Supreme Court Rules of Criminal
10 Procedure; and providing for an effective
11 date."

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

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* Section 1. Rule 41(c)(1) of the Supreme Court Rules of
14 Criminal Procedure is amended to read:

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* Sec. 2. Rule 41(g)(1) of the Supreme Court Rules of Criminal
24 Procedure is amended to read:

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(1) IN LIEU OF UNDERTAKING. A cash deposit of the re-
quired amount may be made with the clerk of the superior
court in lieu of an undertaking. If an undertaking has
previously been furnished and has not been forfeited, it is
exonerated when the deposit is made. At the time of the
deposit, there shall be filed with the clerk a written

1 instrument properly executed [AND ACKNOWLEDGED] by the owner
2 of the deposit, or by his attorney or his authorized agent,
3 setting forth the conditions under which the deposit is
4 being made, the ownership thereof, and the consent and agree-
5 ment to the provisions of this rule.

6 * Sec. 3. Secs. 1 and 2 of this Act change supreme court rules
7 of procedure in criminal cases and therefore each section, to be
8 effective, must be approved by an affirmative vote of two-thirds
9 of the membership of each house.

10 * Sec. 4. This Act takes effect on the day after its passage
11 and approval or on the day it becomes law without such approval.

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